

CHICKASAW COUNTY
May 10th, 2021

The Board convened on Monday, May 10th, 2021, at 9:01 AM with all members present Byrne, Zoll, Holthaus, Kuhn and Hackman in the Boardroom located on the second floor of the Courthouse, New Hampton, Iowa. The meeting was called to order by Chairman Holthaus. Present were Stephanie Mashek, Auditor.

Motion by Hackman, Second by Zoll to approve the agenda for May 10, 2021. Roll Call: All Ayes. Motion Carried.

Loren Slick present at 9:03 AM.

Motion by Byrne, Second by Kuhn to approve the board minutes from May 3, 2021. Roll Call: All Ayes. Motion Carried.

9:05 AM No Public Comment

Motion by Hackman, Second by Zoll to approve the liquor license for Town and Country Club, Inc. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Second by Byrne to acknowledge the hiring of Seasonal Conservation Aide, Keegan Ulrichs, with a start date of May 17, 2021 at the rate of pay of \$12.00 per hour. Roll Call: Ayes- Hackman, Byrne, Kuhn, Zoll, and Holthaus. Motion Carried.

9:15 AM Opened bids for cash rental lease of Gilmore Wapsi access farm ground in the dollar amount \$50 per acre bid by Loren Slick and Ringneck Haven farm ground received no bids.

Motion by Byrne, Second by Hackman to approve the bid of \$50 per acre for the Gilmore Wapsi access farm ground. Roll Call: Ayes- Hackman, Byrne, Kuhn, Zoll, and Holthaus. Motion Carried.

Slick left at 9:20 AM.

Motion by Hackman, Second by Kuhn to direct the County Attorney to draw up a termination of lease with FS Agvantage, a division of Growmark, Inc., prior to June 1, 2021 ending the lease June 30, 2021. Roll Call: All Ayes. Motion Carried.

Discussed the bid from Schueth Ace Hardware for blinds with installation in the amount of \$2,200 and Dungey's Furniture bid for blinds with installation in the amount of \$2,064.32 for the LEMC building located at 516 S. Linn Ave. New Hampton.

Dave Gorman present at 9:30 AM.

Judy Funk present at 9:46 AM.

Motion by Kuhn, Second by Byrne to accept the bid from Dungey's furniture for blinds with installation in the amount of \$2,064.32 for the LEMC building located at 516 S. Linn Ave. New Hampton. Roll Call: Ayes- Byrne, Kuhn, Hackman, and Holthaus. Nays- Zoll. Motion Carried.

Gorman left at 10:00 AM.

10:00 AM Judy Funk with Heartland Risk Insurance Renewal

Motion by Hackman, Second by Zoll to approve the Heartland Risk Insurance Renewal for fiscal year 2021-2022 and authorize Chairperson to sign the renewal. Roll Call: All Ayes. Motion Carried.

Funk left at 10:49 PM.

Motion by Byrne, Second by Zoll to cross out signatures and authorize Chairperson to re-sign the contract for library service in Chickasaw County with the date May 10, 2021 with the Libraries. Roll Call: Ayes- Byrne, Zoll, Kuhn, and Holthaus. Nays- Hackman. Motion Carried.

Sue Breitbach present at 11:29 AM.

Motion by Hackman, Second by Zoll to remove Joan Knoll from Resolution 05-10-21-24 and add David Tilkes to the Temporary Redistricting Commission. Roll Call: Ayes- Hackman and Zoll. Nays-Kuhn, Byrne, and Holthaus. Motion Failed.

Shirley Troyna present at 11:30 AM.

11:30 AM Discussed Courthouse procedures regarding COVID precautionary implemented steps.

Motion by Hackman, Second by Zoll to remove the signs with the verbiage "Masks Recommended" in the lobby and doors to the courthouse. Open the drinking fountains within the courthouse building and each department head may implement their own COVID precautionary procedures in their respective offices. Roll Call: All Ayes. Motion Carried.

Sheriff Hemann present at 11:40 AM.
Breitbach and Troyna left at 11:45 AM.

11:45 AM Sheriff Hemann notified the Board that Deputy Ryan Shawver was sworn in as Chief Deputy on May 3, 2021.

Motion by Hackman, Second by Kuhn to acknowledge Deputy Ryan Shawver's promotion to Chief Deputy effective May 3, 2021. Roll Call: All Ayes. Motion Carried.

Sheriff Hemann discussed the review Deputy Sheriff contract/agreement of employment with Chickasaw County.

Jennifer Schwickerath present at 11:54 AM.

Motion by Hackman, Second by Byrne to authorize Chairperson to sign the Deputy Sheriff contract with Cole Tweten and Chickasaw County. Roll Call: All Ayes. Motion Carried.

Hemann left at 11:55 AM.
Chairperson called recess at 11:57 AM.

Chairperson reconvened at 12:02 PM with all members present Byrne, Zoll, Holthaus, Kuhn, and Hackman in the Boardroom located on the second floor of the Courthouse, New Hampton, Iowa. Also present were Jennifer Schwickerath, Dusty Rolando, and Stephanie Mashek, Auditor.

Mike Galloway present via phone at 12:02 PM.

12:02 PM Mike Galloway discussed Request for Proposal submitted to the Board of Supervisors.

Terry Johnson present at 12:15 PM.

Motion by Hackman, Second by Byrne accept Ahlers and Cooney to be our Human Resource provider for the amount of \$1,250 per month for a one year contract effective July 1, 2021. Roll Call: All Ayes. Motion Carried.

Hackman left at 12:27 PM to speak with Brad Quirk on the electrical upgrades to the Sheriff's building.

Schwickerath left at 12:39 PM.
Jacob Hackman present at 12:41 PM.

12:45 PM Dusty Rolando offered the administrative assistant to Renae Carey.

Motion by Hackman, Second by Kuhn to acknowledge the hiring of Renae Carey as the administrative assistant effective May 24, 2021 with a rate of pay of \$20.94 per hour per the recommendation of the County Engineer. Roll Call: All Ayes. Motion Carried.

Motion by Zoll, Second by Hackman to acknowledge the hiring of Ronald Orthaus as the equipment operator effective May 24, 2021 with a rate of \$18.15 per hour until July 1, 2021 per the recommendation of the County Engineer. Roll Call: All Ayes. Motion Carried.

Discussed the front sidewalk and driveway on the north side of the courthouse.

Motion by Hackman, Second by Kuhn to adopt Resolution 05-10-21-23 for Bridge Posting Changes with the recommendation by the County Engineer. Roll Call: Ayes- Hackman, Kuhn, Byrne, Zoll, and Holthaus. Motion Carried.
RESOLUTION 05-10-21-23 WHEREAS, Chickasaw County completes an inspection of all bridges and structures on the Secondary Road System of Chickasaw County and WHEREAS, part of this inspection involves the recalculation of the safe load capacity of any structure showing remarkable deterioration of the structural components of that structure and WHEREAS, that structural evaluation has resulted in the recommendation to reduce the safe load capacity that can be supported by certain structures, NOW, THEREFORE BE IT RESOLVED by the Chickasaw County Board of Supervisors on this 10th day of May, 2021 as provided in Sections 321.471, 321.472, and 321.473, Code of Iowa to erect and/or maintain weight limit signs in advance of the following bridges located on the Local Secondary Road System as follows:

Bridge No.	Location	Multiple Posting
110270	S27, T94N, R11W (300 TH ST.)	12, 20, 20 "All Vehicles"
110390	T13, T94N, R12W (Quinlan Ave.)	28, 40, 40 "All Vehicles" & keep "One Truck" sign series
110570	E8, T94N, R13W (Hickory Ave.)	15, 25, 25 "All Vehicles" & keep "One Truck" sign series
111720	S26, T95N, R13W (240 TH St.)	25,30,30 "All Vehicles" & keep "One Truck" sign series
112471	S12, T96N, R13W (150 TH St.)	One Lane
113010	E27, T97N, R11W (Vanderbilt Ave.)	15,25,25 "All Vehicles"

Passed and approved this 10th day of May, 2021. /ss/Rick Holthaus, Chairperson of the Board of Supervisors. ATTEST: /ss/ Stephanie Mashek, Chickasaw County Auditor.

Road department activities update. Detour for B44 should be implemented the week of May 17, 2021. Motorgraders are blading, patching at B44, and bridge postings changes.

Motion by Kuhn, Second by Hackman to mudjack the north sidewalk of the courthouse in the amount of \$4,000 from the Frontier Mudjacking Construction. Roll Call: All Ayes. Motion Carried.

Jeff Bernatz present at 1:00 PM.

Ray Armel present at 1:10PM.

1:15 PM Ray Armel discussed vacation of platted lots for James D. and Julie A. Eckenrod.

Motion by Hackman, Second by Zoll to approve Resolution 05-10-21-22 Requesting Vacation of Platted lots between James D. & Julie A. Eckenrod. Roll Call: Ayes- Hackman, Kuhn, Byrne, Zoll, and Holthaus. Motion Carried. **RESOLUTION 05-10-21-22** A RESOLUTION SETTING FORTH THE INTENT OF CHICKASAW COUNTY TO VACATE LOTS 1 & 2, SCHARS FIRST ADDITION, CHICKASAW COUNTY, AND LOCATED IN SECTION 24, TOWNSHIP 95 NORTH, RANGE 13 WEST OF THE 5TH P.M., CHICKASAW COUNTY, IOWA WHEREAS, said lots are owned by James D. Eckenrod and Julie A. Eckenrod as joint tenants and are part of a larger parcel owned by the same, and WHEREAS, the owners now come and request vacation of said lots as they no longer serve any purpose as individual platted lots and said lots have not been developed or utilized as individual platted lots, and WHEREAS, the Board of Supervisors of Chickasaw County, Iowa has determined that it is in the best interest for platting purposes and to facilitate future conveyance of a portion of the parent parcel, to vacate said lots, and WHEREAS, a public hearing shall be set at which time and place the Chickasaw County Board of Supervisors will consider arguments for or against the vacation of said lots. NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing thereon will be held in the Chickasaw County Board of Supervisors meeting room at the Courthouse in New Hampton, Chickasaw County, Iowa on the 1st day of June, 2021 at 9:15 AM at which time and place the Chickasaw County Board of Supervisors will consider arguments for or against the vacation of said lots. BE IT FURTHER RESOLVED the Chickasaw County Auditor is hereby authorized and directed to cause to be published a notice of such hearing on the time not less than four (4) days or more than twenty (20) days prior to the date herein established for hearing as provided by law. A copy of said Notice of Public Hearing is attached hereto marked Exhibit "A" and is incorporated herein as though set forth verbatim. PASSED AND APPROVED this 10th day of May 2021. /ss/ Rick Holthaus, Chairperson of the Board of Supervisors. ATTEST: /ss/ Stephanie Mashek, Chickasaw County Auditor.

Armel left at 1:18 PM.

Motion by Byrne, Second by Hackman to approve the Resolution 05-10-21-24. Roll Call: Ayes- Byrne, Kuhn, and Holthaus. Nays-Hackman and Zoll. Motion Carried. **RESOLUTION NO. 05-10-21-24 CHICKASAW COUNTY TEMPORARY REDISTRICTING COMMISSION** WHEREAS, the United States Department of Commerce conducts the United States Census every ten years; WHEREAS, Iowa Code Section 331.210A states that a Temporary County Redistricting Commission shall be established to adopt the County's precinct boundaries; WHEREAS, Iowa Code Section 331.210A(1)(b) provides that the board shall determine the size of the membership of the Temporary County Redistricting Commission, which may be three, five, or seven in number and the board has decided there shall be five members of the Temporary County Redistricting Commission; NOW THEREFORE, BE IT RESOLVED that the following named individuals shall be appointed to the Chickasaw County Temporary Redistricting Commission: Doug Welton of New Hampton, Joanne Tupper of Ionia, Cindy Shoemaker of Nashua,

John Cuvelier of Lawler, and Joan Knoll of New Hampton. PASSED AND APPROVED this 10TH day of May 2021. /ss/Rick Holthaus, Chairperson of the Board of Supervisors. ATTEST: /ss/ Stephanie Mashek, Chickasaw County Auditor.

Discussed the liquor license for The Balk Tank, LLC, no action taken as the State had an error by submitting to the City of Lawler instead of Chickasaw County.

1:30 PM Jeff Bernatz provided a radio communication tower project update. Electrical upgrades to the Sheriff's building are taking place the week of May 10, 2021. No action taken.

Bernatz left at 1:49 PM.

Motion by Hackman, Second by Byrne to approve claims in the amount of \$147,688.33. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Second by Kuhn to approve claims in the amount of \$2,018.50. Roll Call: All Ayes. Motion Carried.

Committee Assignment Update

Hackman attended a DCAT meeting on May 6, 2021. Provided an update on Ambulance Council.

Zoll attended a Heartland Risk Pool meeting on May 6, 2021. Zoll went to the Floyd Mitchell Chickasaw landfill on May 4, 2021 to sign checks.

2:00 PM Discussed Tyler Output Director software for payroll purposes.

Sue Breitbach present at 2:15 PM.

Mike Kennedy present at 2:17 PM.

Motion by Hackman, Second by Kuhn to purchase the Tyler Output Director software in the amount of \$4,340 for payroll purposes. Roll Call: All Ayes. Motion Carried.

2:15 PM Sue Breitbach discussed the resolution for postponement of Tax Sale Under Iowa Code Chapter 446.7.

Motion by Hackman, Second by Byrne to approve Resolution 05-10-21-25 for Postponement of Tax Sale Under Iowa Code Chapter 446.7. Roll Call: Ayes- Hackman, Byrne, Kuhn, Zoll, and Holthaus. Motion Carried. **RESOLUTION # 05-10-21-25 RESOLUTION FOR POSTPONEMENT OF TAX SALE UNDER IOWA CODE CHAPTER 446.7 WHEREAS**, on March 9, 2020, Iowa Governor Kim Reynolds issued a Proclamation of Disaster Emergency declaring a State of Public Health Disaster Emergency existed throughout the entire state of Iowa due to the global pandemic referred to as COVID-19. **WHEREAS**, between April 24, 2020 and July 24, 2020, Governor Reynolds issued Public Health Proclamations in response to the COVID-19 pandemic which suspended the regulatory provisions of Iowa Code Section 446.7: and **WHEREAS**, Iowa Code Section 446.7 requires the Chickasaw County Treasurer's Office to offer for public sale all parcels on which taxes are delinquent on the third Monday in June annually; and **WHEREAS**, Iowa Code Section 446.7 requires that if for good cause the tax sale cannot be held on the third Monday in June, the treasurer may designate a different date in June for the sale; and **WHEREAS**, as a result of the Public Health Proclamations suspending the regulatory provisions of Iowa Code Section 446.7, the Chickasaw County Treasurer was unable to hold a tax sale at any time in June of 2020; and **WHEREAS**, the Public Health Proclamation suspending the regulatory provisions of Iowa Code Section 446.7 expired on July 31, 2020; and **WHEREAS**, Iowa Code Section 446.28 requires the Chickasaw County Treasurer to hold the tax sale on the third Monday of the next succeeding month in which the required notice can be given if the tax sale is not able to be held in June; and **WHEREAS**, as of August 21, 2020, Governor Reynolds issued a Public Health Proclamation finding that a State of Public Health Disaster Emergency continues to exist throughout the State of Iowa and will remain in effect through at least September 20, 2020, and **WHEREAS**, the Chickasaw County Treasurer has found good cause to delay the tax sale due to financial distress to Chickasaw County residents due to the COVID-19 pandemic. **NOW, THEREFORE, BE IT RESOLVED** as follows: In conjunction with the Chickasaw County Treasurer's Office, the Chickasaw County Board of Supervisors finds that good cause exists to delay the Chickasaw County Tax Sale to April 2021 due to the ongoing COVID-19 pandemic. Prior to sending out the required notices for the April tax sale, the Chickasaw County Treasurer shall re-evaluate its good cause determination and inform the Board of Supervisors of its findings. Nothing in this Resolution shall be interpreted to relieve delinquent property tax owners of the responsibility to pay the delinquent taxes, penalties, fees, and interest that were due and accrue as otherwise provided by law, nor will this provision affect other legal processes that may be available to collect these delinquent taxes, penalties, fees, and interest. Nothing in this Resolution shall be interpreted to prevent the Chickasaw County Treasurer from offering any property with delinquent taxes for sale upon the next available tax sale date. **CHICKASAW COUNTY BOARD OF SUPERVISORS: /ss/Rick Holthaus, Chairman of the Board of Supervisors 05/10/2021 RECOMMENDED FOR APPROVAL: /ss/ Sue Breitbach, Chickasaw County Treasurer 05/10/2021**

Motion by Hackman, Second by Kuhn to adjourn at 2:21 PM. Roll Call: All Ayes. Motion Carried.

Rick Holthaus, Chairman
Board of Supervisors

ATTEST:

Stephanie Mashek, Auditor