

Drainage District #37 Minutes
June 18, 2019

The Clay County Board of Supervisors, acting as Trustee’s for Drainage District #37 met pursuant to adjournment June 18, 2019 at 1:30 p.m. in the boardroom with the following members present: Supervisors Anderson, Matthews, Skelton, Swanson, Assistant County Attorney Barry Sackett, and Auditor Marjorie Pitts. Absent: Supervisor Hamrick. Attendees: Cindy McGranahan, David Wyatt, Dale Langner, Aaron Rutter, Kris Toay, Joseph Hopper.

Motion by Skelton, seconded by Matthews to appoint Supervisor Swanson as Chairperson and Marjorie Pitts, Clay County Auditor as Secretary for this meeting. Motion carried.

Motion by Matthews, seconded by Anderson that the minutes of the Drainage District #37 Meetings held May 21, 2019 and May 22, 2019 are hereby approved as submitted. Motion carried.

Assistant County Attorney Barry Sackett and Attorney Robert Goodwin from Goodwin Law Firm advised the Board and those in attendance how to canvass a petition for Trustee Management per Iowa Code 468.501 and 468.533. After contemplating the above intent of Iowa Code, the decision was made that Drainage District 37 was to be broken down by six different categories of ownership: single ownership, dual ownership, corporations, trusts/estates, multiple ownership, and government. There were 81 uniquely distinctive ownerships in DD37. From there, the majority (over 50%) within the unique distinctiveness should be determined and noted whether it was to be included in the petition count or not. In other words, commonly owned land will have one petition count if signed by over 50% of the landowners.

The Board proceeded to canvass the Petitions for Election of Private Trustees for Clay County Drainage District #37 received by the County Auditor on May 20, 2019 and at the May 22, 2019 Drainage District #37 meeting. Upon completion of the canvass, the following results were declared by the Clay County Board of Supervisors.

Ownership Category	Owner-ship Count	Petition Count
Single	19	9
Dual	19	9
Corporation	15	8
Trust/Estate	14	6
Multiple	11	7
Government	3	0
Grand Totals	81	39

Motion by Anderson, seconded by Matthews to declare the May 20, 2019 petition did not pass to request the district be placed under the control and management of a board of trustees elected by the persons owning land in the district that has been assessed for benefits. Motion carried.

Motion by Matthews, seconded by Anderson to adjourn the Drainage District meeting at 2:06 p.m. Motion carried.

/s/Marjorie A. Pitts, County Auditor

/s/ Randy Swanson, Chairperson