

Clay County Board of Supervisor's Minutes from Meeting 17 held on May 21, 2019

The Clay County Board of Supervisors met pursuant to adjournment May 21, 2019 at 8:30 a.m. in the boardroom with Chairperson Swanson presiding and with the following other members present: Supervisors Anderson, Hamrick, Matthews, Skelton, Assistant County Attorney Barry Sackett, and Auditor Marjorie Pitts as clerk for the meeting. Chairperson Swanson led the meeting in the Pledge of Allegiance.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Anderson, Hamrick, Matthews, Skelton and Swanson. Nays: None. Abstentions: None.

Motion by Anderson, seconded by Hamrick that the Board meeting agenda for May 21, 2019 be received and placed on file with the County Auditor as approved with the addition of approving the proposal from RACOM for four replacement tablets in the Sheriff Office's vehicles. Motion carried.

Motion by Matthews, seconded by Skelton that the minutes of the Board Meeting #16 held May 7, 2019 are hereby approved as submitted. Motion carried.

Motion by Skelton, seconded by Anderson to adopt the following resolution: BE IT HEREBY RESOLVED by the Board of Supervisors approve expenditures and that the County Auditor be hereby authorized and directed to issue warrants, against the various settlement of such claims a allowed May 21, 2019. Ayes: Anderson, Hamrick, Matthews, Skelton, Swanson. Nays: None. Abstentions: None. Resolution adopted.

Publication List by Vendor

A & M Laundry	Parts	176.68
A-1 Portables	Sanitation	86.00
Advanced Network	Hardware	100.00
Advanced Systems	Copier charges	321.61
Airgas USA	Supplies	144.98
Alliant Energy	utilities	384.25
Alpha Wireless Comm	Radio misc	316.80
Arnold Motor Supply	Parts	46.17
Axon Enterprise	misc	218.54
Black Hills Energy	utilities	2738.63
LeAnn Black	Expenses	118.42
Blackhawk Sprinklers	Buildings	221.00
Bradley Brunk	Flex	300.00
Bud's Service	service/towing	370.00
Kristi Busse	Flex	68.96
Campus Cleaners	rugs/mops	132.09
Canon Fin Services	Copier charges	478.14
CenturyLink	Telephone	517.35
Christian Home Association	Shelter care	190.56
Cintas Corporation	Uniforms	80.07
City of Everly	utilities	267.01
City of Spencer	ComCtr/landfill	30044.74
Clay Co EMA	allocation	7400.67
Clay Co Extension Ed Fund	allocation	10000.00
Clay Co Fair & Event Center	alloc/lost	39160.80
Clay Co Flex Plan/Medical	allocation	5000.00
Clay Co Sec Road Fund	Fuels	1215.99

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Clay County Homes	Rent Payments	260.00
Cooperative Energy	Gas	23268.57
Covenant Tile	Buildings	7595.00
Crescent Electric Supply	Construction & Maint.	36.96
Custom Welding & Repair	Engineering Services/Cont	174.52
Daily Reporter	Publications	1371.74
Dave's Sand & Gravel Inc	Construction	168.18
Denco Highway Construction	Steel-Iron-& Relat.Metals	69098.92
Dickinson County Sheriff	shrf fees	42.00
Cynthia & Kurt Eisenmann LvTru	well closures	867.77
Employee Benefit Systems	COBRA fees	649.00
Exhaust Pros	Minor Mv Parts & Access	708.21
Farmers Trust & Svgs Bank	lock box	28.00
FleetPride	Parts	134.60
Foundation Analytical Lab	well testing	481.75
H & N Chevrolet Buick	Minor Mv Parts & Access	3716.12
Hartley Sentinal	Publications	716.22
Jason Hass	Mileage	18.55
Thomas Herrig	uniform	100.00
Hodgin's Manufacturing	Construction & Maint.	322.00
Hoffman Filter Service	Parts	25.00
IA Dept of Revenue & Finance	registration	30.00
IA Division of Labor Services	elevators	270.00
IA Lakes Electric Coop	utilities	771.00
IA Lakes Regional Water	Water usage	586.37
IA Law Enforcement Academy	Training	830.00
IACCVSO	Membership	50.00
ICIT	Memberships	50.00
Innovative Monitoring Systems	ankle bracelets	91.00
Iowa Information	job ad	91.84
ISACA	registration	50.00
J&T Rentals	Buildings - Rental	1500.00
Jack's Uniforms & Equipment	Wearing Apparel & Uniform	43.94
Kardell Leasing Company	service	55.03
Jeremy Kelley	Rent Payments	400.00
Kirkham Michael & Assoc	Engineering Services/Cont	8166.94
Koenig Portable Toilets	Buildings	262.50
L.I.P.A.	Memberships	25.00
Joshua Long	Flex	965.00
Kevin Maassen	Flex	98.31
Mar-Lin Business Supply	Office Supplies	244.97
Mastercard	Office Supplies	21.39
Burlin Matthews	Expenses	198.87
MaxYield Cooperative	Gas	930.00
Tammy McKeeever	Flex	1111.36
Menards	Buildings	149.93
MOCIC	registration	450.00
Nielsens Tire & Appliance	Parts	455.89
Northwest Bank	Events Ctr payment	84492.40
NW IA Planning & Devlpmnt Comm	services	100.00
NW IA Youth Emergency Serv Ctr	Detention	4621.00
Office Depot	Office Supplies	349.47
Pitney Bowes	postage exp	349.89
Presto X Company	Buildings	46.00
Prosecuting Aty Training Coord	registration	35.00
Quill	Office Supplies	189.94
Rainbow Bait	Food & Provisions	50.00
Remillard Signs	Buildings	1616.20

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Glenn Rouse	Flex	83.54
Royal Telephone Co	Telephone	30.00
Ruthven Rocks	Construction & Maint.	1185.31
Safety-Kleen Systems	Parts	523.82
Darla Sheasley	Flex	75.85
Shred-It USA	Shredding	61.00
Solutions, Inc	equipment	5592.00
Speed Printers	Supplies	662.40
Spencer Family Care/Avera	services	100.00
Spencer Hospital	grants/Services	18712.67
SMU	phone	666.31
Spencer Office Supplies	Supplies	2262.57
Star Energy	Fuels	4816.27
State Hygienic Laboratory	Supplies	585.00
Mark Thompson	parts	38.28
Town & Country Disposal	garbage	187.40
Van Diest Supply Co	Chemicals & Gasses-Herb.	13215.35
Randy Van Kley	Flex	1000.00
Vanguard Appraisals	Data Processing Serv.	14850.00
Verizon	cell phones	952.72
VISA	Engineering Supplies	1477.50
Walmart Community/SYNCB	Recreational Supplies	134.98
Warner Funeral Home	Burial Services	1800.00
Warren Meier Electric	Admn work	7215.00
Wells Fargo Vendor Fin Serv	bobcat lease	577.12
Wickman Auto Salvage & Tow	towing	200.00
Kimberly S Wilson	flex	200.00
Ziegler Inc	Parts	12559.70
Grand Total		409396.60

Motion by Anderson, seconded by Hamrick to approve drainage expenditure from Joint Drainage District #61 CDE, dated April 30, 2019 totaling \$985.40 for main ditch cleanout payable to Ron Eick Farms, Box 263, Terril, IA 51364. County Auditor is instructed to send the billing to Dickinson County for payment after approval. Motion carried.

Motion by Hamrick, seconded by Skelton to adopt the following resolution: BE IT HEREBY RESOLVED by the Board of Supervisors to approve DRAINAGE expenditures and that the County Auditor be hereby authorized and directed to issue warrants, against the various settlement of such claims as allowed May 21, 2019. County Auditor is directed to issue stamped warrants from drainage districts which currently have insufficient funds. Ayes: Supervisors Anderson, Hamrick, Matthews, Skelton, Swanson. Nays: None. Abstentions: None. Resolution adopted.

Clay County Secondary Roads, 300 W 4th Street, Spencer, IA 51301

Tile Repair Materials Sec 30, Herdland Twp	Jt D.D. #14-42	\$	152.00
Tile Repair-Sec 4, Sioux Twp	D.D. #7	\$	721.70
Tile Repair-Sec 22, Lincoln Twp	D.D. #69	\$	612.59
Tile Repair Materials, Sec, Freeman Twp	D.D. #37	\$	26.00
Tile Repair-Sec 36 Summit Twp	D.D.48	\$	331.68

Bolton & Menk, Inc, 1960 Premier Dr, Mankato, MN 56001

Construction Engineering Services	D.D. #80	\$	5,281.00	Stamped
Final Plans, Specs & Bid Letting Contract	D.D. #37	\$	19,449.50	Stamped

Goodwin Law Office, 311 W Lincoln Way, Suite 1, Ames, IA 50010

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Professional Services	D.D #37	\$ 3,283.75	Stamped
Total Drainage Warrants:		\$ 29,952.52	

8:50 a.m. Bob Rose visited with the Board regarding the upcoming Flagfest event.

9:00a.m. The Board met with Anne Thompson who applied for the Class C Beer permit d/b/a The She Shack located at 4880 227th Avenue, Sioux Rapids, IA 50585.

Motion by Matthews, seconded by Hamrick to approve license application for Class B Native Wine Permit and Class C Beer Permit with Sunday sales for Anne Thompson, 4855 227th Avenue, Sioux Rapids, Iowa d/b/a "She Shed" located at 4880 227th Street, Sioux Rapids, IA 50585. Permit is valid for twelve (12) months with effective date of June 1, 2019 and will expire May 31, 2020. Motion carried.

9:05 a.m. Assistant County Attorney Barry Sackett gave the Board a departmental update from the civil division of the County Attorney's office.

9:15 a.m. Collette Rossiter presented the Board with a Clay County Public Health update on local activities surrounding the monitoring the health status of Clay County residents through diagnosis and investigations on reportable disease follow ups. Rossiter explained the educational opportunities used within the media, the Clay County Fair, Family Fest, and Spencer Schools. Public Health serves as a link for people to needed services of home visits, weekly blood pressure clinics, expanded maternal child health and dental screenings.

9:35 a.m. The Board met with the Northwest Iowa Planning and Development Executive Director Ted Kourousis regarding Phase 2 of the Iowa Great Lakes Connection Trail. Phase 1 of the Connection Trail was completed in 2018 between Spencer and one mile north of the city limits. Phase 2 is proposed from 300th Street north to the City of Fostoria. Project costs total \$729,147 with the County Board of Supervisors allocating a twenty (20) percent match of \$145,829. Federal funds of \$294,000 in Regional TAP/STBG funds have been awarded to this project. If an additional \$289,318 FRT funding would be awarded the project can be moved forward to the federal fiscal year of 2019 with construction during the 2019 season with an estimated project completion date of November 2019.

10:00 a.m. Emergency Medical Services Director Tammy McKeever gathered with the Clay County EMTs and Fire Fighters to be honored and shown appreciation by the Board of Supervisors and Clay County citizenry for their devotion and commitment to the Emergency Medical field.

Motion by Anderson, seconded by Skelton to authorize the Chairperson to sign the proclamation that designates the week of May 19-25, 2019 as the Emergency Medical Services week to recognize the value and accomplishments of emergency medical services providers within Clay County. Motion carried.

10:10 a.m. 2019 Peace Officers Memorial Day & Law Enforcement Week Proclamation

Motion by Matthews, seconded by Hamrick to authorize the Chairperson to sign the Peace Officers Memorial Day and Law Enforcement Officers Week Proclamation in recognition of the May 12-18,

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2019 dates honoring the officers for their dedicated service to their communities and to pay respect to the survivors of our fallen heroes. Motion carried.

10:20 a.m. 2019 Correctional Officers & Employees Week Proclamation

Motion by Skelton, seconded by Anderson to authorize the Chairperson to sign the Correctional Officers and Employees Week Proclamation in recognition of the May 5 through May 11, 2019 dates. The National Correctional Officers and Employee Week honors the work of correctional officers and correctional personnel for their service with honor, respect, and integrity. Motion carried.

The chairperson recessed the regular board meeting at 10:30 a.m. to convene as trustees of Drainage District #37.

10:30 a.m. Drainage District Meeting 37

The Clay County Board of Supervisors convened as Trustees of Drainage Districts #37 at 10:30 a.m. Attendees: Alan and Cindy McGranahan, Robert Swan, Stephen Swan, Don Etlar, and Jon Rosengren.

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

Motion by Hamrick, seconded by Skelton to accept the engineering plans and specifications presented by Jon Rosengren from Bolton & Menk, Inc., 218 11th Street SW Plaza, Spencer, Iowa for Drainage District 37 ditch improvement project bid letting which are valid for ten (10) years. Motion carried / failed.

No Board action taken to set the Drainage District 37 ditch improvement project bid opening to review and consider the sealed bids which were received in the office of the Clay County Auditor on June 18, 2019 in the boardroom of the Clay County Administration Building, 300 West 4th Street, Spencer, Iowa.

No Board action taken to set the Drainage District 37 improvement project awarding of bids for June 18, 2019 in the boardroom of the Clay County Administration Building, 300 West 4th Street, Spencer, Iowa.

Motion by Skelton, seconded by Hamrick to acknowledge the receipt of Petitions for Election of Private Trustees pursuant to Chapter 468, Subchapter III, Part 1 of the Iowa Code. The petition reads in paraphrase: to petition the Clay County Board of Supervisors, serving as the Board of Trustees for Clay County Drainage District #37 to place the district under the control and management of a board of trustees to be elected by the persons owning land in the district that has been assessed for benefits. Motion carried.

Trustee Matthews leaves the meeting at 10:50 a.m.

Motion by Hamrick, seconded by Anderson to set the next regular Drainage District #37 meeting to canvass the petitions for Wednesday, May 22, 2019 at 1:00 p.m. Motion carried.

The Chairperson adjourned the Drainage District #37 meeting at 11:05 a.m. to reconvene the regular board meeting.

The Chairperson re-convened the regular board meeting at 11:06 a.m.

Motion by Hamrick, seconded by Skelton to approve Low Quote for Maintenance Pavement Marking Work throughout Clay County. Motion carried.

Supervisor Matthews returns to the meeting at 11:10 a.m.

Motion by Anderson, seconded by Skelton to pass Resolution #2019-18 Bridge Embargo. Motion carried.

RESOLUTION FOR BRIDGE EMBARGO

Clay County Resolution No. 2019-18

WHEREAS: The Board of Supervisors is empowered under the authority of Sections 321.236(8), 321.255, and 321.471 to 321.473 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdictions, and WHEREAS: The County Engineer has completed the structure inventory and appraisal of certain county bridges, in accordance with the National Bridge Inspection Standards, and has determined that these bridges are inadequate for two-lane legal loads at allowable operating stress, and NOW, THEREFORE, BE IT RESOLVED by the Clay County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridges listed, as follows:

<u>Bridge ID</u>	<u>FHWA No.</u>	<u>Feature Crossed</u>	<u>Location</u>	<u>Load Limit</u>	<u>Year Built</u>	<u>Official SR</u>
Riverton FB1-2	116790	Little Sioux River	Section 1-T96N-R37W (Riverton Twp.)	4 T	1915	24.6
Riverton FB11-2	116880	Little Sioux River	Sec. 11-T96N-R27W (Riverton Twp.)	6 T	1905	0
Waterford DB25-1	117781	Stony Creek	Sec. 25-T97N-R38W (Waterford Twp.)	19T-28T-33T	1924	38.3
Logan JB30-2	116121	Elk Creek	Sec. 30-T95N-R35W (Logan Twp.)	4T-7T-11T	1917	23.2
Clay MB26-1	116460	Willow Creek	Sec. 26-T95N-R38W (Clay Twp.)	24T-40T-40T	1916	34.3
Freeman HB18-2	501150	Pickeral Run	Sec. 18-T96N-R35W (Freeman Twp.)	23T-35T-40T	1923	28.7
Sioux GB31-2	116730	Prairie Creek	Sec. 31-T96N-R36W (Sioux Twp.)	28T-38T-40T	1965	40.5
Gillett KB25-1	116240	Little Sioux River	Sec. 25-T95N-R36W (Gillett Grove Twp.)	27T-37T-38T	1950	19.1
Herdland RB9-2	115830	Little Sioux River	Sec. 9-T94N-R36W (Herdland Twp.)	6T	1907	22.9

Resolution adopted this 21st day of May, 2019

/s/Randy Swanson – Chairperson, Clay County Board of Supervisors
ATTEST: /s/Clay County Auditor – Marjorie A. Pitts

Motion by Hamrick, seconded by Skelton to approve the proposal of \$1,994 from Setpoint Mechanical Service of Urbandale, IA to replace the faulty condenser fan motor on the Daikin system’s west slave unit at the County Administration Building. Motion carried.

No Board action taken to authorize the Chairperson to sign the Management and Services Agreement Addendum for Public Health Programs between the Clay County Board of Health, the Clay County Board of Supervisors, and Spencer Hospital, a city hospital organized under Iowa law. Pursuant to an agreement between the parties dated August 1, 1984, Public Health has been subcontracted to Spencer Hospital on behalf of the Board of Health and Clay County. The parties agree that continuation of the Hospital providing management and services to the Programs is the most efficient and effective means of providing public health services to the public, and desire to update the arrangement between the parties.

It was moved by Anderson, seconded by Matthews, to adopt the following resolution:

RESOLUTION NO. #2019-17

Resolution consenting to assignment of Trustee Agent Agreements; Escrow Agent Agreements; and/or Paying Agent and Registrar and Transfer Agent Agreements

WHEREAS, the Board of Supervisors of Clay County, Iowa (the “County”), has adopted certain resolutions (the “Resolutions”) duly authorizing and providing for the issuance of certain bonds, notes or other obligations (collectively, the “Outstanding Obligations”); and

WHEREAS, pursuant to the Resolutions, the County appointed Bankers Trust Company, Des Moines, Iowa (“Bankers Trust”), as the registrar and paying agent for the Outstanding Obligations and approved the execution of Paying Agent and Registrar and Transfer Agent Agreements with Bankers Trust with respect to the Outstanding Obligations; and

WHEREAS, in connection with the issuance of certain Outstanding Obligations, the County may have also entered into certain Trustee Agent Agreements and/or Escrow Agent Agreements with Bankers Trust; and

WHEREAS, UMB Bank, n.a. (“UMB”) will acquire the corporate trust business of Bankers Trust, and any existing Trustee Agent Agreements; Escrow Agent Agreements; and Paying Agent and Registrar and Transfer Agent Agreements (collectively, such Agreements are hereinafter referred to as the “Agreements”) between the County and Bankers Trust will be assigned by Bankers Trust to UMB; and

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WHEREAS, Bankers Trust and UMB have requested that the County consent to the assignment of the Agreements;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Clay County, Iowa, as follows:

Section 1. The County hereby consents to the assignment of the Agreements from Bankers Trust to UMB. The Chairperson and the County Auditor are hereby authorized to execute such documents as may be necessary to carry out the assignment of the Agreements, including the "Acknowledgment to Assignment" that has been prepared by Bankers Trust and presented to the County.

Section 2. The effective date of the assignment of the Agreements shall be as set forth in the Acknowledgment to Assignment.

Section 3. To the extent that the County has continuing disclosure requirements pursuant to Rule 15c2-12 of the Securities Exchange Act relative to the Outstanding Obligations, the County will cause a notice of the assignment of the Agreements to be posted on the MSRB Electronic Municipal Market Access (EMMA).

Section 4. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 21st day of May, 2019 and the vote thereon being as follows:

AYES: Anderson, Hamrick, Matthews, Skelton, Swanson.

NAYES: None.

/s/Randy Swanson, Chairperson, Clay County Board of Supervisors

ATTEST: /s/Marjorie A. Pitts, County Auditor

Motion by Skelton, seconded by Matthews to approve the re-hire of three mower operators for the 2019 summer season and authorize the Chairperson to sign the Employee Payroll Request forms from Secondary Roads Department for Clayton Henrichsen, Monte Newgard and John Feldman at temporary full-time employment status effective May 6, 2019 or May 20, 2019 for the hourly rate of \$15.76. Motion carried.

Motion by Anderson, seconded by Matthews to approve the hiring of John Feldman as a summer engineering intern and authorize the Chairperson to sign the Employee Payroll Request form from Secondary Roads Department for full time temporary status beginning May 21, 2019 at a rate of \$15.00 per hour. Motion carried.

Motion by Matthews, seconded by Skelton to accept and authorize the Chairperson to sign the Employee Payroll Requests from the Conservation Dept for: Chandler Halverson as brush crew with Temporary/Seasonal status at \$10.50 per hour, starting May 8, 2019; Erin Lenz as field staff

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with Temporary/Seasonal status at \$10.50 per hour, starting May 13, 2019; Logan Heissel as brush crew with Temporary/Seasonal status at \$10.50 per hour, starting May 13, 2019; Samantha Becker as field staff with Temporary /Seasonal status at \$10.25 per hour, starting May 13, 2019; Payton Brower as field staff with Temporary/Seasonal status at \$10.25 per hour, starting May 13, 2019; and Norb Mawarren as mow crew staff with Temporary/Seasonal status at \$11.00 per hour, starting May 1, 2019. Motion carried.

Motion by Anderson, seconded by Hamrick to approve the agreement of \$525.00 from Presto-X, 27055 Sunset Blvd Suite 9, Sioux Falls, SD 57106 for weed control in the rock areas at the Sheriff's Office & Jail. Agreement includes one "call out" for retreatment as needed. Motion carried.

Motion by Skelton, seconded by Anderson to approve the proposal from RACOM, 1521 Oxford Street, Worthington, MN 56187 of \$14,871.36 for replacement GETAC: A140 tablets, keyboards and mobile power adapters in four of the Sheriff's vehicles. Shipping is estimated, and the proposal does not include installation. Motion carried.

The Board reviewed recent status updates on three Revolving Loan Fund accounts. Supervisor Matthews will visit with Revolving Loan Fund Board member Kelly McCarty regarding the accounts.

Supervisors discuss/share information from committees and boards they have attended. Supervisor Skelton reported that he will be attending the LEPC and UDMO meetings later this week. Supervisor Anderson updated on Compass Pointe status, the Seasons Center conference call and IWD meeting upcoming on May 22nd, and a meeting with APEX. Supervisor Matthews reported on the Corridor Board meeting, the Seasons Board meeting, the Airport Board meeting, the RIDES Board meeting, and the County Conservation Board meeting. Supervisor Hamrick updated on the NWIPDC Board meeting. Supervisor Swanson reported on the Clay County Visitors Bureau meeting.

The Chairperson adjourned the meeting at 12:03 p.m. to convene at the next Auditor's called meeting June 4, 2019 at 8:30 a.m.

/s/Marjorie A. Pitts, County Auditor

/s/Randy Swanson, Chairperson