

Clay County Board of Supervisor's Minutes from Meeting 27 held on August 27, 2019

The Clay County Board of Supervisors met pursuant to adjournment August 27, 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 Skelton, seconded by Hamrick that the Board meeting agenda for August 27, 2019 be received and placed on file with the County Auditor as approved with the addition of the Building Assessment Report from Bryan Paulsen of ISG, Inc. at 10:00 a.m. Motion carried.

Motion by Anderson, seconded by Matthews that the minutes of the Board Meeting #26 held August 13, 2019 are hereby approved as submitted. Motion carried.

Motion by Matthews, seconded by Skelton 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 August 27, 2019. Ayes: Anderson, Hamrick, Matthews, Skelton, Swanson. Nays: None. Abstentions: None. Resolution adopted.

Publication List by Vendor

A-1 Portables	Other	56.00
Advanced Door Systems	Buildings	72.00
Advanced Drainage Systems	Roads	4463.68
Advanced Systems	Copier Contract	269.76
Advanced Systems	Copier Contract	464.77
Airgas USA	Grounds Maintenance	214.24
ALCOPRO	Safety Supplies	578.00
Alliant Energy	Electric Light & Power	533.25
Alpha Wireless Comm	Radio & Related Equip.	287.39
Barry Anderson	Employee Travel Expenses	149.70
Animal Medical Center	Safety Supplies	117.30
Arctic Ice Company	Food & Provisions	159.00
Arnold Motor Supply	Parts	6.19
Asher Motor Co	Motor Vehicle	16064.85
Axon Enterprise	Radio & Related Equip.	696.00
Ayrshire Farmers Mutual	Telephone	154.30
BD Construction Services	Construction	2300.00
Black Hills Energy	Natural & Lp Gas	410.23
Blue Lake Websites	Website	727.42
Bomgaars	Buildings	1545.48
Boyer Ridge Manufacturing	Buildings	1050.00
Buena Vista Co Auditor	Land	762.00
Kristi Busse	Flex	908.96
Campus Cleaners & Launderers	Custodial Supplies	79.84
Carroll Construction Supply	Supplies	1153.57

Leah Cauthron	Flex	242.00
CenturyLink	Telephone	19.58
Cherokee County Sheriff	Sheriff Fees	34.00
Christian Bros Excavating	Engineering Services	1932.30
City of Spencer	Com Center Payment	43765.00
Clarinda Police Department	Sheriff Transport Charges	135.00
Clay Co Emerg Mgt Agency	Allocation	7914.58
Clay Co Fair & Event Center	Office Supplies	126.00
Clay Co Flex Plan/Medical	Emp Grp Health Ins	5000.00
Clay County Treasurer	Land Improvements	2227.29
CMBA Architects	Engineering Services	1125.00
U S Postal Service	Postage & Mailing	1000.00
Audrey Coffman	Flex	60.00
Coffman's Locksmith	Buildings	19.50
Copper Cottage	Buildings	736.00
Crescent Electric Supply	Construction	55.65
Custom Welding & Repair	Parts	382.04
Daily Reporter	Dues & Memberships	198.00
Dakota Riggers & Tool	Supplies	218.10
DeLoss Contraction	Roads	207726.32
Des Moines Stamp	Office Supplies	210.40
Diamond Vogel	Parts	980.53
Discovery House	Allocation	1000.00
Equipment Blades	Parts	4521.60
Exhaust Pros	Engineering Services	78.95
FASTENAL	Safety Supplies	2335.15
Foundation Analytical Lab	Well Testing	124.05
Frank Dunn Company	Engineering Services	799.00
Galen's Pro-Mow	Parts	32.45
Graham Tire Co	Tires & Tubes	489.84
H & N Chevrolet Buick	Lubricants	5957.95
Hargens Court Reporting	Depositions	38.00
Harrison Truck Centers	Parts	587.92
Tyler Heck	Flex	1255.72
Henry M Adkins & Son	Ballot Printing	1019.37
Hodgin's Manufacturing	Parts	68.00
Carissa Huse	Flex	74.91
Hy-Vee	Food & Provisions	6017.67
IA Lakes Electric Coop	Electric Light & Power	4426.00
IA Lakes Regional Water	Water & Sewer	98.29
IA Law Enforcement Academy	Evaluations	300.00
IA Prison Industries	Supplies	3630.40
IA Workforce Development	Dues & Memberships	308.35
IACCVSO Samantha Schaff	Data Processing Serv.	120.00
IGL Teleconnect	Radio & Related Equip.	4948.76
ISAC	Registration	537.88
ISAC	Registration	50.00
J&T Rentals	Buildings - Rental	1500.00
Jack's Uniforms & Equipment	Uniform	109.99
Janitors Closet	Custodial Supplies	181.86
Jaycox Implement	Parts	220.32
Jeremy Jensen	Flex	186.96
Donna Jones	Office Help	65.00
Kim Kroger	Employee Travel Expenses	90.80
Kevin Maassen	Flex	98.32

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Mail Services	Postage	606.04
Mar-Lin Business Supply	Office Supplies	45.18
Mastercard	Fuels	1140.50
Leah McCrea	Rent Payments	440.00
Menards	Buildings	553.64
Midwest Technology Services	Telephone Services	225.00
Midwestern Mechanical	Buildings	625.00
Kathryn Murphy	Employee Travel Expenses	34.29
NAPA Auto Parts	Tools	23.90
New Sioux City Iron	Tools	16.62
No Limits Outdoors	Other	713.35
Pitney Bowes	Postage & Mailing	210.12
Plumbing & Heating Wholesale	Materials	1461.29
Presto X Company	Buildings	189.00
Professional Development	Educational	495.00
Quill	Office Supplies	176.94
William Rabenberg	Flex	685.92
Racom Corporation	Safety Supplies	114.00
Rainbow Bait	Recreational Supplies	55.00
Cheryl Riley	Flex	139.94
Glenn Rouse	Flex	90.25
Schoeneman Bros	Supplies	147.99
Garret Seaman	Safety Supplies	150.00
SEAT	Registration	100.00
Sherwin Williams	Supplies	99.22
Shred-It USA	Sanitation & Disposal Ser	288.09
Matthew Smith	Flex	244.20
Lynnette Soden	Flex	360.00
Solutions	Data Processing	7073.01
South Central District ISAA	Educational	675.00
Spencer Hospital	Medical & Health Services	77586.61
SMU	Utilities Payments	906.31
Spencer Office Supplies	Office Supplies	1362.28
Spencer Red Power	Parts	66.50
Staples	Office Supplies	136.70
Amy Strohman	Employee Travel Expenses	21.33
Randy Swanson	Employee Travel Expenses	333.81
Thrifty White Stores	Inmate Medical	53.96
Eric Tomlinson	Rent Payments	440.00
U S Postmaster	Postage	660.00
Van Diest Supply Co	Chemicals & Gasses-Herb.	2659.70
Vander Haag's	Parts	540.53
Verizon	Telephone	368.17
VH Blackinton	Uniforms	36.00
VISA	Fuels	2109.81
Volunteer Network/Clay County	Allocation	1000.00
Warner Funeral Home	Burial Services	1800.00
Warren Meier Electric	Buildings	365.00
Wessels Oil Co	Cover Aggregate/Sand/Mate	3000.00
Woodward Youth Corporation	Detention	699.75
Grand Total		459929.68

Motion by Anderson, seconded by Matthews to adopt the following resolution: BE IT HEREBY RESOLVED by the Board of Supervisors to approve DRAINAGE expenditures and that the County

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Auditor is hereby authorized and directed to issue warrants, against the various settlement of such claims as allowed January 2, 2019. The County Auditor is directed to issue stamped warrants from drainage districts which currently have insufficient funds. Ayes: Anderson, Matthews, Skelton Hamrick and Swanson. Nays: None Abstentions: None.

Bolton & Menk Inc., 1960 Premier Dr, Mankato, MN 56001-5900	
DD#2 Mitigation Wetland, Permit Compliance Monitor	\$ 2,076.50 Stamped
DD #37 Wetland Compliance	\$ 3,978.00 Stamped
DD#80 Construction Eng Services thru Completion	\$ 3,751.00 Stamped
Hagedorn Excavating, 315 Main Street, Royal, IA 51357	
DD#6 FEMA REPAIR	\$ 4,900.00
DD#6 Nor Nielsen Bank Repair	\$28,604.75
Hudson Law Firm PO Box 210, Pocahontas, IA 50574	
DD #37 Tele Conference with Etler & Rosengren	\$ <u>68.75</u> Stamped
Total Drainage Warrants:	\$ 43,379.00

Resolution adopted.

Motion by Matthews, seconded by Skelton to approve drainage expenditure from Tri-Joint Drainage District #73, dated August 7, 2019 totaling \$1,206.00 for repair work, \$1,186.00 payable to King Excavation and \$20.00 payable to Kent Malm. Auditor is instructed to send the billing to Palo Alto County for payment after approval. Motion carried.

8:45 a.m. Engineer William Rabenberg gave the Board a departmental update regarding a resident call concerned with a road culver issue draining near Lost Island. Rabenberg also reported that he had met with a property owner regarding top soil that was needed on their property after road work completion. The Board consensus was to move forward with grading to improve the situation.

9:10 a.m. County Treasurer LeAnn Black and Amy Sievers, IDOT County Liaison for the Motor Vehicle Department met with the Board regarding driver's license staff changes. Treasurer Black has hired two (2) new employees of which one is intended to be trained as a driver license clerk. Sievers spoke regarding the driver license process and the vast training necessary to accommodate all possible situations. New employees will train on-site one day a week and off-site in Sioux City for over three months. Black and Sievers both feel that a second driver license staff member will be necessary to provide full service to the public. Consensus of the Board is to allow Treasurer Black to hire a second driver license employee.

9:40 a.m. City of Spencer Public Works Director Mark White gave the Board an update on the Spencer transfer station and landfill operations. White gave background information regarding the differences between the Sheldon and Graettinger landfills and the purpose of the scale at the Spencer transfer station. The scale will provide a gage of volume of materials brought to the transfer station that will be helpful in determining a rate more reflective of the volume processed.

10:00 a.m. Assistant County Attorney Barry Sackett gave the Board a departmental update from the civil division of the County Attorney's office.

10:15 a.m. Bryan Paulsen, Principal and Senior Architect with ISG Inc. of Storm Lake, IA discussed the Facility Assessment Report prepared by their firm for the Administration Building, the

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Courthouse, and the Governmental Services Building. ISG conducted a site assessment of all three facilities in May of 2019 and will provide a full report in the fall of 2019. Paulsen presented summary findings and draft priorities for the Board to consider.

Motion by Matthews, seconded by Anderson to accept and authorize the Chairperson to sign the Employee Payroll Request from the Assessor's Office for a change in annual salary to \$72,141 due to the successful completion of the course of study prescribed as a condition of her provisional appointment as Clay County Assessor effective August 12, 2019. Motion carried.

Motion by Hamrick, seconded by Skelton to authorize the Chairperson to sign the local match pledge letter supporting Northwest Iowa Regional Housing Trust fund's fiscal year 2020 application. The financial pledge to be contributed is \$6,565.00. Motion carried.

Motion by Skelton, seconded by Anderson to accept and authorize the Chairperson to sign the Employee Payroll Requests from the Treasurer's office for Amy Lee Moser and Catherine Ann Swart for full-time status, starting on September 3, 2019 at \$16.00 per hour. Motion carried.

Motion by Anderson, seconded by Matthews to approve Certificate of Adjustment #2304 on receipt #13249, Richard D Pierson Trust on a property located at 2 Bittersweet Court, First Addition, Unit C, Spencer, IA for fiscal year 2018/2019 and payable 2019/2020. Adjustment made necessary due to the following: Reinstate Homestead Credit. Total to deduct \$156.31. Motion carried.

Motion by Matthews, seconded by Anderson to approve Certificate of Adjustment #2305 on receipt #14271, James & Frances Montgomery on a property located at 314 East 12th Street, Spencer, IA for fiscal year 2018/2019 and payable 2019/2020. Adjustment made necessary due to the following: Landowner qualifies for Suspension. Total to Suspend: Real Estate Tax \$922. Special Assessment \$103. Motion carried.

Motion by Anderson, seconded by Skelton to approve Certificate of Adjustment #2306 on receipt #13715, Dick & Hoa Baccam on a property located at 710 6th Avenue East, Spencer, IA for fiscal year 2018/2019 and payable 2019/2020. Adjustment made necessary due to the following: Landowner qualifies for Suspension. Total to suspend; \$280.00 Motion carried.

Motion by Matthews, seconded by Hamrick to approve Certificate of Adjustment #2307 on receipt ##2019/2020 73, Jacobsen Homes Corporaton on a 1991 Darb mobile home parked at lot 7 Sioux River Estates, Spencer, Iowa for fiscal year 2018/2019 and payable 2019/2020. Adjustment made necessary due to the following: Mobile Home Junked 8-8-2019.. Total to abate; \$194.00. Motion carried.

Motion by Matthews, seconded by Anderson to approve Certificate of Adjustment #2308 on receipt ##2019/2020 90, Aaron Nicholas Laubenthal on a mobile home VIN #0580265063S, for fiscal year 2018/2019 and payable 2019/2020. Adjustment made necessary due to the following: Mobile home moved out of Clay County June 2019. Motion carried.

11:00 a.m. The Board met with the Northwest Iowa Planning and Development Executive Director Ted Kourousis and Clay County Conservation Director Will Horsley regarding the status and funding commitments for the Iowa Great Lakes Trail project. There is 2700 feet left to go that needs

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funding with an application due October 1, 2019. The current cost estimates for Phase II of the project is \$729,147. Federal funding of \$583,318 is allocated through Regional TAP funds and \$145,829 allocated through local Clay County funding.

Supervisors discuss/share information from committees and boards they have attended. Supervisor Swanson reported on the Clay County Visitors Bureau meeting and the Communication Center meeting. Supervisor Skelton updated on the Communication Center meeting and the ISAC Legislative Policy Committee meeting. Supervisor Anderson reported on the YES Center Board meeting and the ISAC Annual Conference. Supervisor Matthew reported on the RIDES Board meeting, the Iowa Lakes Corridor meeting, and the Pioneer Cemetery Board meeting. Supervisor Hamrick updated on the Northwest Iowa Planning and Development meeting.

The Chairperson recessed the regular board meeting at 11:37 a.m. for lunch.

Drainage District #80 Meeting

Chairperson Swanson reconvened the Board meeting at 1:00 p.m. to convene as trustees of Drainage District #80. Attendees: Attorney Steven Postolka; Nancy and Floyd Romslo; Carol and David Johnson; John Berberich; Roger Zieman; Matt Hagedorn; Aaron Rutter; and William Rabenberg.

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

1:00 p.m. The time having arrived for the public hearing to receive and consider any objections or claims for damages to the completed construction report submitted by Bolton & Menk, Inc. of Spencer, Iowa for drainage repairs and improvements in Drainage District #80. Bolton & Menk Engineer Jon Rosengren presented the Completion Report and crop damage worksheet to the attendees. The Board determined that proper notice of the public hearing was accomplished. There was one additional written request for damages and one written complaint statement in Drainage District #80 read by Engineer Rosengren from Carol and David Johnson (Johnson & Johnson Inc) and Nancy and Floyd Romslo.

The Trustees discussed the damages with hearing attendees. The following land owners were listed as eligible for crop and compaction damages: John Berberich, Susan K Bodenhamer, Herman Brenneman Revocable Trust, Holly & Christopher Eisenhauer, Mary J Fishbeck Family Trust #1; Ann P Geisinger, Johnson & Johnson, Inc., Dorothy Ann Miner, P & P Farms, Inc.; Arden B Raveling Restated Rev Trust, Norma J Raveling Restated Rev Trust, and Nancy C Romslo; Kathleen R Whittenburg;; Roger Zieman; and Roger W & Katheryn Zieman. Detail of the eligible damages to be found in the County Auditor Office.

Attorney Postolka spoke with the Trustees regarding the additional requested damages for fence replacement, recontouring grass waterway and soil remediation from Nancy and Floyd Romslo totaling \$1,861.00. Carol and David Johnson also spoke with the trustees regarding their complaint that the cross over still has water standing but were not requesting additional damages. The Trustees asked if any other attendees wished to make comment. Attendee John Berberich asked why they didn't just continue off the old tile. Engineer Rosengren responded that the old tile being nearly 100 years old was not worthy of connecting new tile to it. Landowners can continue to use

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the old tile, but it would not be maintained by the Drainage District. Further discussion recommended that a cross connect be installed to drain the east side. This, however, would be done as a separate work order after crops are out. Hagedorn Excavating is willing to do the work.

Motion by Matthews, seconded by Skelton to approve the recommended crop damages totaling \$42,503.65. Details of the damage claims are on file in the County Auditor's office. Motion carried.

Motion by Skelton, seconded by Anderson to pay additional damages to Nancy and Floyd Romslo in the total amount of \$1,861. The Drainage District #80 will pay \$761.00 and the remainder of \$1,100.00 will be paid from the project liquidated damages. Motion carried.

Motion by Anderson, seconded by Matthews to request Hagedorn Excavating to install a cross connect at Station 24 + 50 South Branch to be paid as a work order to Drainage District #80. Motion carried.

Motion by Matthew, seconded by Hamrick to waive the balance of liquidated damages in the amount of \$44,900.00. Motion carried.

Motion by Trustee Skelton, seconded by Hamrick to close the public hearing at 1:58 p.m.

The Chairperson adjourned the meeting at 1:58 p.m. to convene at the next Auditor's called meeting September 11, 2019 at 8:30 a.m.

/s/Marjorie A. Pitts, County Auditor

/s/Randy Swanson, Chairperson