

Clay County Board of Supervisors Minutes for Meeting 10 held on March 10, 2020

The Clay County Board of Supervisors met pursuant to adjournment March 10, 2020 at 8:30 a.m. in the boardroom with Chairperson Skelton presiding and with the following other members present: Supervisors Swanson, Anderson, Matthews, Hamrick, Assistant County Attorney Barry Sackett, and Auditor Marjorie Pitts as clerk for the meeting. Chairperson Skelton 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: Swanson, Anderson, Matthews, Hamrick, and Skelton. Nays: None. Abstentions: None.

Motion by Hamrick, seconded by Anderson that the Board meeting agenda for March 10, 2020 be received and placed on file with the County Auditor as approved. Motion carried.

Motion by Matthews, seconded by Swanson that the minutes of the Board Meeting #09 held February 25, 2020 are hereby approved as submitted with two stated corrections. Motion carried.

Motion by Anderson, seconded by Swanson 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 March 10, 2020. 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 & Disposal	134.00
Airgas USA	Grounds Maintenance	36.55
Alliant Energy	Electric Light & Power	810.30
Alpha Wireless Comm	Radio & Related Equip.	119.50
American Legion Post #1	Allocation	1200.00
Barry Anderson	Employee Travel Expenses	2976.81
Animal Medical Center	Safety Supplies	160.00
Arnold Motor Supply	Parts	57.45
Arts on Grand	Allocation	3000.00
Asher Motor Co	Parts	316.75
Ann Baschke	Flex	453.81
Black Hills Energy	Natural & Lp Gas	2122.78
Brianne Blom	Flex	172.00
Bomgaars	Uniforms	49.98
Bud's Service	Lubricants	426.50
C & B Operations	Parts	5.69
Canon Fin Services	Copier Contract	163.71
Carroll Construction Supply	Buildings	132.83
Cintas Corp	Uniforms	140.00
City of Everly	Water & Sewer	489.51
City of Royal	Water & Sewer	52.50
City of Spencer	Comm Center	25176.99
City of Webb	Water & Sewer	128.50
Clay Co Fair & Event Center	Allocation	25100.69
Clay County General Fund	Data Processing Equipment	149.64
Clay Co Sec Road Fund	Fuels	311.76
Audrey Coffman	Flex	292.80

Clay County Board of Supervisors

March 10, 2020

Coffman's Locksmith	Buildings	47.00
Cooperative Energy Company	Parts	25932.09
Cornwall Avery Bjornstad	Legal Aid	90.00
Crescent Electric Supply	Buildings	131.07
CTS Language Link	Interpreter	10.17
Culligan of Spencer	Office Supplies	34.80
Daily Reporter	Publications	1023.56
Denny Dalen	Conference Board	11.90
Denison Drywall Contract	Buildings	304.00
Diamond Vogel	Parts	556.93
Dickinson County	Employee Travel Expenses	928.30
Elderbridge	Allocation	2945.00
Evertex	Telephone	261.22
Fareway Stores	JV Drug Ct Meals	49.05
FASTENAL	Buildings	260.52
Fire Proof Plus	Buildings	81.50
FleetPride	Parts	1359.94
Galen's Pro-Mow	Parts	14.95
Lee Geerdes	Mileage	19.60
Gordon Flesch Company	Copier Contract	222.93
Graham Tire Co	Tires & Tubes	773.54
H & N Chevrolet Buick	Vehicle	35767.09
Harrison Truck Centers	Parts	214.72
Hartley Sentinel	Publications	2034.69
Michelle Henderson	Educational	125.00
Mike Hildebrand	Conference Board	15.75
Hoffman Filter Service	Parts	105.00
Holiday Inn	Employee Travel Expenses	178.08
Hy-Vee	Inmate Meals	7672.86
Iowa Lakes Community College	Buildings - Rental	3359.52
IA Lakes Regional Water	Water & Sewer	467.39
IA State Auditor	Auditing Fees	625.00
Iowa State University	Registration	65.00
Inland Truck Parts & Service	Parts	2228.04
IA Dept of Trans	Engineering Supplies	50.00
ISAC	Registration	115.00
ISU Sponsored Programs	Intern	3600.00
Janitors Closet	Custodial Supplies	210.47
Johnston Automotive	Parts	1512.15
Karl Chevrolet	Parts	450.00
Knight Protection	Buildings	300.00
Merlyn Kriens	Mileage	8.40
L-Tron Corporation	Parts	329.00
Marcia Larson	Mileage	9.10
Joshua Lee	Registration	150.00
Lexis Nexis	Subscription	899.52
Loughlin Law Firm	Legal Aid	75.00
Kevin Maassen	Registration	12.00
Mail Services	Postage	566.68
Marcus News	Publication	728.52
Matheson Tri-Gas	Grounds Maintenance	29.67
Burlin Matthews	Flex	124.05
MaxYield Cooperative	Natural & Lp Gas	2035.20
Marcia McCarthy	Depositions	26.00
Kaarn McCarty	Conference Board	32.20
Tammy McKeever	Postage & Mailing	10.76

Clay County Board of Supervisors

March 10, 2020

Menards	Custodial Supplies	259.05
Christopher Meyer	Registration	150.00
Midwest Technology Services	Telephone	526.34
Murphy Tractor & Equipment	Parts	257.36
Kathryn Murphy	Employee Travel Expenses	29.37
Nielsens Tire & Appliance	Engineering Services	16.00
North Central Int'l	Parts	11144.11
Northwestern Masonry Supply	Grounds Maintenance Suppl	640.00
NW IA Youth Emergency Serv	Detention	2536.50
Office Depot	Office Supplies	74.01
Physicians Lab LTD	Medical & Health Services	2450.00
Pixler Electric	Parts	9.94
Premier Communications	Telephone	637.97
Presto X Company	Buildings	189.00
Quadient Leasing	Postage & Mailing	419.88
Travis Riley	Registration	312.00
Alice Roghair	Mileage	33.60
Royal Telephone Co	Telephone	30.00
Sanders Inc	Cover Aggregate/Sand/Mate	9618.15
Darrel Santage	Flex	177.58
Schoeneman Bros	Buildings	728.00
Secretary of State	Office Supplies	60.00
Darla Sheasley	Flex	128.97
Daniel Skelton	Employee Travel Expenses	2110.15
Michael Skonhovd	Flex	121.00
Solutions	Data Processing	1136.80
Spencer Auto Parts	Lubricants	1917.18
Spencer Community Theatre	Allocation	1500.00
Spencer Hospital	Educational	6417.17
SMU	Telephone	13666.34
Spencer Office Supplies	Office Supplies	707.05
Spencer Red Power	Parts	120.00
Spencer Trophy & Awards	Office Supplies	21.25
SS Collision & Cycle Works	Construction	164.00
Star Energy	Fuels	50.56
State Medical Examiner Office	Medical & Health Services	2025.00
Amy Strohman	Flex	68.48
Terril Telephone Coop	Telephone	8.04
Thrifty White Stores	Medical	82.09
Jesse Timmer	Flex	300.00
Timothy Callahan Rev Liv Trust	Roads	6785.00
Toft Electric	Buildings	804.04
Josh Toft	Conference Board	11.20
Town & Country Disposal	Sanitation & Disposal	74.00
Upper DesMoines O E O	Allocation	6525.00
US Cellular	Telephone	776.43
Verizon	Telephone	616.66
VISA	Parts	102.41
Marlin Voss	Conference Board	9.80
Wells Fargo Vendor Fin Serv	Motor Vehicle	577.12
Danika Welsch	Employee Travel Expenses	274.18
Kevin White	Mileage	16.80
Windstream	Telephone	41.69
James Worm	Flex	728.48
Grand Total		241733.41

Clay County Board of Supervisors

March 10, 2020

Motion by Hamrick, seconded by Matthews to approve drainage expenditure from Joint Drainage District #61 CDE, Branch 61 dated March 3, 2020 totaling \$225.75 for engineering services for February Engineering Services payable to Jacobson-Westergard & Associates, Inc., 105 South 6th Street, Estherville, IA 51334. County Auditor is instructed to send the billing to Dickinson County for payment after approval. Motion carried.

Motion by Anderson, seconded by Swanson to approve drainage expenditure from Joint Drainage District #61 CDE, Branch 61 dated March 6, 2020 totaling \$2,150.00 for main ditch drainage payable to Darryl Bortvit, 3292 220th Street, Terril, IA 51364. County Auditor is instructed to send the billing to Dickinson County for payment after approval. Motion carried.

Motion by Matthews, seconded by Anderson to approve the payment of beaver removal claim from Ditch # 51119 payable to All Seasons Animal Removal, 2660 330th Street, Spencer, IA 51301 dated March 10, 2020 for professional services through January 2, 2020. Claim totals \$300.00 and will be issued as a stamped warrant. Motion carried.

Motion by Anderson, seconded by Matthews to appoint David Gustin, 3150 400th Street, Dickens, Iowa to the Pioneer Cemetery Commission for a three-year term ending on December 31, 2023. Motion carried.

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

RESOLUTION NO. #2020-18

**ORDER FOR NOXIOUS WEED CONTROL ON ROADSIDE
PURSUANT TO CHAPTER 317 OF THE IOWA CODE**

BE IT RESOLVED, by the Board of Supervisors of Clay County, Iowa, that pursuant to provisions of Chapter 317 of the Code of Iowa. It is hereby ordered:

A. That each owner and each person in the possession or control of any lands in Clay County, Iowa, shall cut, burn, spray, or otherwise destroy all noxious weeds thereon, as defined in this chapter at such times in each year and in such manner as shall prevent said weeds from blooming or coming to maturity. Said lands shall be keep free from such growth of any other weeds, as shall render the streets or highways adjoining said lands unsafe for public travel. Noxious weeds shall be cut, burned, sprayed, or otherwise destroyed on or before the following dates and as often thereafter as it is necessary to prevent seed production:

Group 1. June 10, 2020 for Leafy Spurge, Hoary Cress, Sour Dock, Smooth Dock, Red Sorrel, Curly Dock, Musk Thistle.

Group 2. June 24, 2020 for Canada thistle, Russian Knapweed, Buckhorn Plantain, Wild Mustard, Buckthorn.

Group 3. July 15, 2020 for Field Bindweed, Wild Carrot, Poison Hemlock, Multiflora Rose, Horse nettle, Perennial Sow thistle, Quack grass, Velvetleaf, Puncturevine, Cocklebur, Bull Thistle, Purple Loosestrife, Shatter cane, Tall Thistle, Wild Sunflower, and Teasel.

B. That each owner and each person in the possession or control of any lands in Clay County, Iowa, infested with any noxious weed shall adopt a program of weed destruction, in accordance with this notice, that may be expected to destroy and will immediately keep under control any such infestation of said noxious weeds.

Clay County Board of Supervisors

March 10, 2020

C. That if the owners or persons in possession or control of any land in Clay County, Iowa, fail to comply with any order of the Weed Commissioner for the destruction of weeds in accordance with this notice, the weed commissioner shall cause the weeds to be destroyed and the expense of said work, including cost of serving notice and other costs to be assessed against the real estate. To the total of all sums expended, shall be added an additional 25% to compensate for the cost of supervision and administration.

D. That the County Auditor be and is hereby directed to cause notice of the making and entering of the foregoing order by one publication in each of the official newspapers of the county.

E. Clay County uses Milestone herbicide within the road right-of-ways for the control of noxious weeds. For individuals who harvest grass from the county right-of-ways, please go online and read the label for Milestone and its haying and grazing restrictions.

F. The weed commissioner is Marc L. Gustafson, 420 10th Avenue SE, Spencer, Iowa 51301. Telephone 712-262-2187; Cell 712-240-2148.

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 10th day of March, 2020 and the vote thereon being as follows:

Ayes: Anderson, Hamrick, Matthews, Skelton, Swanson.
Nays: None.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors
ATTEST:/s/Marjorie A. Pitts, County Auditor

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

RESOLUTION NO. #2020-19

RESOLUTION FOR COUNTIES JOINING NORTHWEST IOWA CARE CONNECTIONS

WHEREAS Northwest Iowa Care Connections Governing Board has voted to accept **Kossuth County, IA** into the NWIACC Region effective July 1, 2020, and;

WHEREAS Section 5.2 of the NWIACC 28 E Agreement entitled “Decision that Require a Member Vote” states a majority of the member counties must permit any new member counties, and;

WHEREAS Section 5.3 of said Agreement, entitled “Member Voting Procedure” provides that the issue of joinder of a new member county may be presented to the counties by resolution of the Governing Board of the Region by first adopting a recommendation of the issue and then submitting it to the individual member counties, and;

WHEREAS, Section 5.3 of said Agreement states that a separate explanation of the reasons for the recommendation shall be included, and;

WHEREAS, each member county desiring to vote upon the proposal must do so by resolution of its Board of Supervisors and return a certified copy of the resolution to the Region’s Governing Board Chair stating the County’s vote within 30 days of the date that the County received a copy of the proposal;

Clay County Board of Supervisors
March 10, 2020

WHEREAS, any member county not voting upon the proposal within this time shall be considered to have approved the proposal;

WHEREAS, if the proposal receives approval by majority of votes, it shall become effective ten (10) days following the date the vote is tabulated;

WHEREAS, Section 5.4 of said Agreement, entitled “Additional Member Counties” states that new membership will not become effective until the county provides a signature page to the Agreement and a resolution from its Board of Supervisors that it agrees to abide by the terms of the Agreement.

THEREFORE, BE IT RESOLVED that Clay County agrees to abide by the terms of the 28 E Agreement for Northwest Iowa Care Connections states that it possesses the legal power and authority to do so and will provide an approved signature page to said Agreement as required by the Agreement.

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 10th day of March 2020 and the vote thereon being as follows:

Ayes: Anderson, Hamrick, Matthews, Skelton, Swanson.
Nays: None.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors
ATTEST:/s/Marjorie A. Pitts, County Auditor

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

RESOLUTION NO. #2020-20

RESOLUTION FOR COUNTIES JOINING NORTHWEST IOWA CARE CONNECTIONS

WHEREAS Northwest Iowa Care Connections’ Governing Board has voted to accept **Winnebago County, IA** into the NWIACC Region effective July 1, 2020, and;

WHEREAS Section 5.2 of the NWIACC 28 E Agreement entitled “Decision that Require a Member Vote” states a majority of the member counties must permit any new member counties, and;

WHEREAS Section 5.3 of said Agreement, entitled “Member Voting Procedure” provides that the issue of joinder of a new member county may be presented to the counties by resolution of the Governing Board of the Region by first adopting a recommendation of the issue and then submitting it to the individual member counties, and;

WHEREAS, Section 5.3 of said Agreement states that a separate explanation of the reasons for the recommendation shall be included, and;

WHEREAS, each member county desiring to vote upon the proposal must do so by resolution of its Board of Supervisors and return a certified copy of the resolution to the Region’s Governing Board Chair stating the County’s vote within 30 days of the date that the County received a copy of the proposal;

Clay County Board of Supervisors
March 10, 2020

WHEREAS, any member county not voting upon the proposal within this time shall be considered to have approved the proposal;

WHEREAS, if the proposal receives approval by majority of votes, it shall become effective ten (10) days following the date the vote is tabulated;

WHEREAS, Section 5.4 of said Agreement, entitled “Additional Member Counties” states that new membership will not become effective until the county provides a signature page to the Agreement and a resolution from its Board of Supervisors that it agrees to abide by the terms of the Agreement.

THEREFORE, BE IT RESOLVED that Clay County agrees to abide by the terms of the 28 E Agreement for Northwest Iowa Care Connections states that is possesses the legal power and authority to do so, and will provide an approved signature page to said Agreement as required by the Agreement.

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 10th day of March 2020 and the vote thereon being as follows:

Ayes: Anderson, Hamrick, Matthews, Skelton, Swanson.
Nays: None.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors
ATTEST:/s/Marjorie A. Pitts, County Auditor

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

RESOLUTION NO. #2020-21

RESOLUTION FOR COUNTIES JOINING NORTHWEST IOWA CARE CONNECTIONS

WHEREAS Northwest Iowa Care Connections’ Governing Board has voted to accept **Worth County, IA** into the NWIACC Region effective July 1, 2020, and;

WHEREAS Section 5.2 of the NWIACC 28 E Agreement entitled “Decision that Require a Member Vote” states a majority of the member counties must permit any new member counties, and;

WHEREAS Section 5.3 of said Agreement, entitled “Member Voting Procedure” provides that the issue of joinder of a new member county may be presented to the counties by resolution of the Governing Board of the Region by first adopting a recommendation of the issue and then submitting it to the individual member counties, and;

WHEREAS, Section 5. 3 of said Agreement states that a separate explanation of the reasons for the recommendation shall be included, and;

WHEREAS, each member county desiring to vote upon the proposal must do so by resolution of its Board of Supervisors and return a certified copy of the resolution to the Region’s Governing Board Chair stating the County’s vote within 30 days of the date that the County received a copy of the proposal;

Clay County Board of Supervisors
March 10, 2020

WHEREAS, any member county not voting upon the proposal within this time shall be considered to have approved the proposal;

WHEREAS, if the proposal receives approval by majority of votes, it shall become effective ten (10) days following the date the vote is tabulated;

WHEREAS, Section 5.4 of said Agreement, entitled "Additional Member Counties" states that new membership will not become effective until the county provides a signature page to the Agreement and a resolution from its Board of Supervisors that it agrees to abide by the terms of the Agreement.

THEREFORE, BE IT RESOLVED that Clay County agrees to abide by the terms of the 28 E Agreement for Northwest Iowa Care Connections states that it possesses the legal power and authority to do so and will provide an approved signature page to said Agreement as required by the Agreement.

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 10th day of March 2020 and the vote thereon being as follows:

Ayes: Anderson, Hamrick, Matthews, Skelton, Swanson.
Nays: None.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors
ATTEST:/s/Marjorie A. Pitts, County Auditor

8:50 a.m. Assistant County Attorney Barry Sackett gave the Board a departmental update from the civil division of the County Attorney's office.

9:00 a.m. William Rabenberg - County Engineer

NO BOARD ACTION TAKEN on the resolution to release and discharge Upland Prairie DBA Alliant Energy of certain paved road distress issues.

Motion by Anderson, seconded by Swanson to approve Secondary Roads department to do the removal of the large trees located at Greenville Community Center, 105 Goulding Avenue in Greenville, Iowa. The City will be asked to sign a work contract composed by Assistant County Attorney, Barry Sackett for the project with reimbursement to the County of up to \$6,000.00. Motion carried.

Motion by Matthews, seconded by Hamrick to approve the following Beaver Control Policy. When beaver dams are reported or discovered in a drainage district and where the Board of Trustees deem it an obstruction to the district, a trapper will be retained by the Board to remove the beaver. In order to be compensated, trappers will be responsible for providing the number of beaver trapped along with their tails to the Clay County Engineer. It will be the trapper's responsibility to comply with any applicable regulations set by the Iowa DNR. The rate of payment is set at \$50.00 per beaver. Motion carried.

9:30 a.m. Arvin Druvenga - Winther-Stave & Assoc - Fund Year 2019 Audit Report
Winther-Stave & Associates, represented by Arvin Druvenga, CPA and Kari Ehlers, Senior Accountant gave the Board a presentation and audit report of the fiscal year ending June 30, 2019.

Clay County Board of Supervisors

March 10, 2020

A copy of the audit report is available for review in the County Auditor's office and on the Auditor of State's website at <http://auditor.iowa.gov/reports/reports.htm>

It was moved by Supervisor Hamrick, seconded by Supervisors Anderson to adopt the following resolution:

RESOLUTION NO. #2020-22

RESOLUTION APPROVING THE RECOMMENDATION OF THE CLAY COUNTY COMPENSATION BOARD

WHEREAS, Iowa Code §331.907(20) requires the County Board of Supervisors to review and act upon the county compensation board's recommended compensation schedule for the new fiscal year which begins July 1, 2018; and

WHEREAS, the Clay County Compensation Board met on December 16, 2019 with recommendations of the following:

- 3% increase for the Clay County Sheriff and Clay County Attorney
- 3% increase for all other Elected County Officials

And,

WHEREAS, the Board of Supervisors acknowledges receipt of this recommendation and has given consideration to this recommendation;

NOW, THEREFORE, BE IT RESOLVED, by the Clay County Board of Supervisors, that it hereby grants the recommended increase during FY20/21. With this resolution, the FY20/21 salaries of Clay County elected Officials as follows:

OFFICIAL	FY 20/21 SALARIES
Attorney	\$103,405.93
Auditor	\$66,833.52
Recorder	\$66,190.61
Sheriff	\$89,458.82
Supervisors	\$30,297.22
Treasurer	\$66,190.61

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 10th day of March 2020 and the vote thereon being as follows:

Ayes: Anderson, Matthews, Skelton, Hamrick and Swanson.

Nays: None.

Abstentions: None.

Resolution adopted.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors

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

Clay County Board of Supervisors

March 10, 2020

10:00 a.m. Fiscal Year 2021 Budget Hearing

This being the time and place for the hearing upon the budget estimate for fiscal year 2021. There was present a quorum as required by law. Thereupon the board investigated and found that the notices of the time and place of hearing have, according to law and as directed by the Board, been published on February 27, 2020 in the Spencer Daily Reporter, Everly-Royal News and the Peterson Patriot, official newspapers, in said county, and the affidavits of said publications are on file with the Clay County Auditor. There were no written objections and the Board Chair allowed oral comments to be heard. After due consideration and discussion Supervisor Matthews made a motion, seconded by Supervisor Hamrick to adopt Resolution No. 2020-23 approving the FY2020-2021 budget and certification of taxes.

RESOLUTION NO. #2020-23

Approval of FY2020-2021 Budget and Certification of Taxes

WHEREAS, the Clay County Board of Supervisors have considered the proposed FY2020/2021 county budget and certification of taxes, and

WHEREAS, a public hearing concerning the proposed county budget was held on March 10, 2020

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Clay County that the county budget and certificate of taxes for FY2020/2021, as set forth in the budget summary, is hereby adopted and that the Clay County Auditor is directed to file said budget and to establish records in accordance with the attached schedules.

BE IT FURTHER RESOLVED that the Chairperson and the County Auditor be and are hereby authorized to sign the approved FY2020/2021 county budget.

Signed and dated this 10th day of March 2020.

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

NAYES: None.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors

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

The vote upon final adoption of the budget was as follows: Ayes: Anderson, Hamrick, Matthews, Skelton, and Swanson. Nays: None. Abstentions: None. Motion adopted.

The County Auditor was thereupon directed to properly certify the budget as adopted and file as required by law.

No Board action was taken on the proposed Clay County Tanning Facilities Ordinance No. 3.12 because the first hearing is scheduled and was advertised for Tuesday, March 24, 2020 at 10:30 a.m.

No Board action taken on the first hearing on the proposed Clay County Tanning Facilities Ordinance No. 3.12 as the hearing is advertised to be held on March 24, 2020 at 10:30 a.m.

Clay County Board of Supervisors

March 10, 2020

10:45 a.m. The City of Ruthven is applying for additional funding through the Iowa Economic Development Authority under the CDBG grant program to help fund a new sewer lagoon for Ruthven. Because Ruthven has a 28A agreement with Lost Island Sanitary Sewer District to accept their sewer, their rural residents are included in the application and Ruthven is therefore applying for a joint CDBG grant with both Palo Alto County and Clay County. City of Ruthven requests you approve and set up a public hearing for March 24, 2020 at 11:00 a.m. as part of the regulations of the CDBG grant. Ruthven is hoping to be awarded \$446,000.00 on this joint grant application to help pay a portion of the \$3,545,888.00 sewer lagoon project.

Motion by Anderson, seconded by Hamrick to set a public hearing on Tuesday, March 24, 2020 at 11:00 a.m. for the Community Development Block Grant (CDBG) application for the Ruthven's Sanitary Sewer Treatment Project, whose system provides treatment for Lost Island Sanitary Sewer District. Motion carried.

11:00 a.m. The Eagle Point Solar presentation will be rescheduled due to illness on March 10.

Motion by Anderson, seconded by Hamrick to approve proposal of \$3,210.00 from Copper Cottage, 3905 4th Avenue West, Spencer, Iowa 51301 to install a new blower motor assembly in the Clay County Administration Building ice melt sidewalk. Motion carried.

Motion by Matthews, seconded by Swanson to accept the recommendation from the Clay County Assessor to disallow the Business Property Tax Credit Applications presented to the Board. Motion carried.

Motion by Swanson, seconded by Anderson to accept the Business Property Tax Credit Applications filed by July 1, 2019 for the 2019 Assessment Year. Motion carried.

Motion by Anderson, seconded by Matthews to accept the recommendation of the Clay County Assessor of two additional disallowed family farm. Motion carried.

11:30 a.m. Closed Session pursuant to Iowa Code Chapter 21.5(c) to discuss strategy with counsel in matters that are presently in litigation.

Motion by Hamrick, seconded by Matthews to enter into closed session at 11:34 a.m. pursuant to Iowa Code Chapter 21.5(c) to discuss strategy with counsel in matters that are presently in litigation. Roll Call Vote: Ayes: Supervisor Swanson, Anderson, Matthew, Hamrick, and Skelton. Nays: None. Motion carried.

Motion by Swanson, seconded by Anderson to exit the closed session at 12:06 p.m. Ayes: Supervisor Swanson, Anderson, Matthew, Hamrick, and Skelton. Nays: None. Motion carried.

Motion by Anderson, seconded by Matthews to accept the settlement agreement recommended by ICAP regarding Jonathan Winterboer. Roll Call Vote: Ayes: Supervisor Swanson, Anderson, Hamrick, and Skelton. Nays: Matthews. Motion carried.

Supervisors discuss/share information from committees and boards they have attended. Supervisor Swanson reported on the Clay County Convention and Visitors Bureau. Supervisor Anderson had no report. Supervisor Skelton had no report. Supervisor Matthews reported on the

Conservation Board meeting, the Seasons Board meeting, and various NACO meetings during the March conference in Washington DC. Supervisor Hamrick reported on the 3rd Judicial meeting.

The Chairperson adjourned the meeting at 12:23 p.m. to convene at the next Auditor's called meeting March 24, 2020 at 8:30 a.m.

/s/Dan Skelton, Chairperson, Clay County Board of Supervisors

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

Clay County Board of Supervisors

March 10, 2020