

## Clay County Board of Supervisor's from Meeting #20 held on June 30, 2020

The Clay County Board of Supervisors met pursuant to adjournment June 30, 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.

Due to the protective measures taken by the Clay County Board of Supervisors from the COVID-19 Pandemic the Board of Supervisor members and guests are attending the meeting in combination of in person and via video conferencing.

Motion by Hamrick, seconded by Anderson that the Board meeting agenda for June 30, 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 #19 held June 16, 2020 be amended to include the statement of members and guests attending in combination of in-person and via video conferencing and then hereby approved as submitted. Motion carried.

Motion by Swanson, seconded by Hamrick 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 June 30, 2020. Ayes: Anderson, Hamrick, Matthews, Skelton, Swanson. Nays: None. Abstentions: None. Resolution adopted.

### Publication List by Vendor

Doug Abel	Safety Supplies	150.00
Advanced Door Systems	Buildings	404.00
Alliant Energy	Traffic & St Sign	27.33
Alpha Wireless Comm	Radio Equip.	1496.82
American Bottling Company	Food & Provisions	331.80
Barry Anderson	Flex	248.87
Atlantic Coca-Cola Bottling	Food & Provisions	113.22
Axon Enterprise	Radio Equip.	1881.00
Ayrshire Farmers Mutual	Telephone	30.22
Black Hills Energy	Natural & Lp Gas	267.00
Bomgaars	Buildings	1652.30
Bound Tree Medical	Safety Supplies	352.53
Bradley Brunk	Flex	300.00
Kristi Busse	Flex	915.40
C & B Operations	Construction	32.42
Campus Cleaners & Launderers	Custodial Supplies	109.69
Carey's TV & Stereo	Protection/Security Serv.	97.50
Carroll Construction Supply	Buildings	513.95
Central Iowa Detention	Detention	392.00
CenturyLink	Telephone	442.46
Christians Sheet	Parts	27.51
Cintas Corporation	Uniform	40.00
City of Spencer	Comm Center/Fire Tower	55987.31
Clay Co Flex Plan	Emp Grp Health Ins-Co Con	6473.86

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Coffman's Locksmith	Parts	16.00
Cornwall Avery Bjornstad	Legal Aid	60.00
Crescent Electric Supply	Buildings	6.58
Culligan of Spencer	Office Supplies	34.80
De Linda Leu	Depositions	57.00
Matthew Dehrkoop	Flex	600.00
Del's Garden Center	Roads	9638.40
Design House Plus	Publication	45.91
Dickinson County Sheriff	Sheriff Fees	68.00
Dist III Recorders Assn	Dues & Memberships	50.00
Dixon Construction	Roads	199001.22
Don Pierson Ford	Construction & Maint.	39577.00
Dorsey & Whitney-LLP	Engineering Services	10000.00
Ecolab	Safety	300.50
Employee Benefit Systems	Emp Grp Health Ins-Co Con	30452.10
Eurofins TestAmerica	Steel-Iron-& Relat.Metals	546.00
Evertex	Telephone	218.80
FASTENAL	Parts	48.77
Foundation Analytical Lab	Safety Supplies	66.55
Galen's Pro-Mow LLC	Parts	963.57
Gordon Flesch Company	Copier Contract	673.16
Gordon Flesch Company	Copier Contract	480.75
Jami Grady	Flex	300.00
Graham Tire Co	Tires & Tubes	301.45
Greg's Repair	Parts	21.15
H & N Chevrolet Buick	Motor Vehicle	9000.00
Hancock Concrete Products	Steel-Iron-& Relat.Metals	26647.02
Harrison Truck Centers	Parts	22.70
Heartland Asphalt	Engineering Services	2480.64
Michael Heikens	Mileage	7.00
Hy-Vee	Food & Provisions	3728.56
IA County Aty	Data Processing Serv.	6125.00
Iowa Lakes Community College	Rental	3062.67
IA Lakes Regional Water	Water & Sewer	65.34
IA Law Enforcement Academy	Educational	750.00
Janitors Closet	Custodial Supplies	435.75
Jaycox Implement	Parts	108.00
Jennifer Jensen	Custodial	830.00
Debra Jessen	Mileage	16.80
Justice Fire & Safety	Buildings	625.00
Kent Kimball	Mileage	6.65
Kirkham Michael & Assoc	Engineering Services	684.94
Robert Kluender	Flex	412.00
Koenig Portable Toilets	Engineering Services	175.00
Kruse, Cate & Nelson	Engineering Services	575.00
Mail Services	Postage	604.13
Makalu Ventures	Employee Travel Expenses	249.00
Mar-Lin Business Supply	Office Supplies	174.21
Marcus News	Board Proceedings	409.64
Mastercard	Fuels	225.76
The Master's Touch	Office Supplies	50.61
Burlin Matthews	Flex	412.20
MaxYield Cooperative	Chemicals	222.48
Tammy McKeever	Office Supplies	8.99
MD Products & Solutions	Construction	2972.50
Brian Mehan	Flex	300.00

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Menards	Custodial Supplies	357.33
Mid Country Machinery	Construction	27300.00
N Central Dist of Assessors	Educational	210.00
Nielsens Tire & Appliance	Tires & Tubes	687.32
No Limits Outdoors	Safety Supplies	44.94
NW IA Planning & Devlpmnt	Loan Fees	80.00
NW IA Youth Emergency	Detention	3777.00
Office Depot	Office Supplies	537.60
James OHearn	Flex	284.37
Robin Patrick	Educational	67.50
Physicians Lab	Medical & Health Services	1225.00
Marjorie Pitts	Flex	300.00
Plumbing & Heating Wholesale	Buildings	364.56
Presto X Company	Buildings	196.00
Quadient Finance USA	Postage & Mailing	1716.40
Quik Spot	Fertilizer & Seed	844.38
Quill	Election Supplies	189.96
Racom Corporation	Data Processing Equipment	15777.08
Rainbow Bait	Recreational Supplies	65.00
Christopher Raveling	Employee Travel Expenses	123.73
Road Machinery & Supplies	Parts	39.30
Glenn Rouse	Safety Supplies	150.00
Darrel Santage	Flex	206.97
Schoeneman Bros	Construction	51.90
Secretary of State	Voter Registration Services	169.10
Jason Selk	Safety Supplies	150.00
Sidwell Company	Data Processing Serv.	2297.00
Solutions	Data Processing Equipment	89274.16
Spencer Family Care	Medical & Health Services	625.00
Spencer Hospital	Medical & Health Services	3938.11
Spencer Office Supplies	Office Supplies	469.90
Spencer Red Power	Construction	543.53
Ann Spooner	Flex	413.78
Star Energy	Fuels	2744.81
State Steel Supply	Parts	32.80
Brandon Steuben	Flex	118.40
Story County Sheriff	Sheriff Fees	71.50
Storey Kenworthy	Election Supplies	2924.30
Kate Stouffer	Educational	67.50
Stratford Gravel	Engineering Services	200000.00
Kathy Swanson-Joenks	Flex	30.25
Casey Timmer	Flex	300.00
Truverse Management	Buildings	2740.00
UMB Bank NA	Fiscal Agent Fees	250.00
US Cellular	Telephone	79.20
Van Diest Supply Co	Chemicals	7199.80
Verizon	Telephone	372.27
VISA	Parts	226.91
Warner Funeral Home	Medical & Health Services	2010.00
Warren Meier Electric	Buildings	469.53
Sheila Weeks	Flex	298.60
Wells Fargo	Motor Vehicle	577.12
Western IA Tourism Region	Dues & Memberships	150.00
Kimberly Wilson	Flex	548.42
Grand Total		800890.82

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Motion by Anderson, seconded by Matthews to approve drainage expenditure from Joint Drainage District #61 CDE, Branch 61 dated June 11, 2020 totaling \$38.00 for postage on ditch cleanout payable to Clay County Auditor, 300 West 4<sup>th</sup> Street, Spencer, IA 51301. County Auditor is instructed to send the billing to Dickinson County for payment after approval. Motion carried.

Motion by Hamrick, seconded by Swanson 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 June 30, 2020. 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.

Abel Drainage & Excavating Inc, 2380 440 <sup>th</sup> St, Greenville, IA 51343		
Tile Repair	D.D. #52	\$ 299.90
Tile Repair	Jt D.D. #22 Branch 19	\$ 342.10
IDDA, PO Box 509, Humboldt, IA 50548		
Clay Co Dues/Mutual Protect	Drainage District Revolving Fund	\$5,865.00
JB Excavating, PO Box 1482, Spencer, IA 51301		
Tile Repair	D.D. #48	\$ 250.00
Tile Repair	D.D. #58	\$ 250.00
Kent Malm, 1105 Lake Street, Emmetsburg, IA 50536		
Tile Repairs	Jt D.D. # 52	\$ 40.00
Tile Repairs	Jt D.D. #22 Branch 19	\$ 40.00
Tile Repairs	Jt D.D. #22 Branch 76	\$ 40.00
J & N Farms, 4990 270 <sup>th</sup> Avenue, Webb, IA 51366		
Tree Removal	Jt D.D. #14-42	\$ 825.00
Koenig Portable Toilets, PO Box 1312, Spencer, IA 51301		
Tile Repairs	JT D.D. #22 Branch 76	\$ 175.00 Stamped
Hudson Law Firm, PO Box 210, Pocahontas, IA 50574		
Tele Conf with Bob Goodwin-Appeal	D.D. # 37	\$ 185.00 Stamped
Total Drainage Warrants:		\$8,312.00

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

**RESOLUTION NO. #2020-35**

Determine the depositories of public funds belonging to Clay County, Iowa and execute the amount which may be deposited without further approval.

BE IT RESOLVED, that the Clay County Treasurer will utilize the services of the following depositories for the deposit of public funds belonging to Clay County, Iowa, or coming into its possession, pursuant to a duly executed amount which may be thus deposited without further approval of this Board and the Treasurer of State is as listed:

Name of Depository	Location	Maximum Deposit Under this Resolution
Farmers Trust & Savings Bank	Spencer, IA	\$ 17,500,000.00
State Bank	Spencer, IA	\$ 100,000.00
Farmers Saving Bank	Fostoria, IA	\$ 100,000.00

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Home State Bank	Royal, IA	\$ 2,000,000.00
Community State Bank	Spencer, IA	\$ 1,500,000.00
Northwest Bank	Spencer, IA	\$ 2,500,000.00

BE IT RESOLVED, that the following officers are hereby authorized and directed to execute said Agreement, to execute and deliver signature authorization cards to depository concurrently therewith, and to execute all drafts, checks and other documents and correspondence regarding any accounts of Clay County, Iowa at established depositories:

LeAnn Black	TREASURER	TERM EXPIRES 12/31/22
Casey Climer	DEPUTY	TERM EXPIRES 12/31/22

BE IT RESOLVED, that the officers described above are hereby authorized and directed to take such action and execute such documents and agreements as may be necessary to secure the repayment of the deposits of public funds authorized hereunder, including to, but not limited to: Security Agreements, Bailment Agreements, Notices, and any documents or instruments supplemental or incidental thereto.

BE IT RESOLVED, that the auditor forward a certified copy of this resolution to Depository, and other parties which may request it for purposes of effectuating the deposit of public funds authorized hereunder or any security therefore, together with a certificate attesting to the names and signatures of the present incumbents to the offices described above; and the auditor further certify to Depository or other parties from time to time the signature of any successor in office of any of the present incumbents.

The above and foregoing resolution was adopted by the Board of Supervisors of Clay County, Iowa, this 30<sup>th</sup> day of June, 2020 and supersedes Resolution 2020-2 which was approved on January 2, 2020 & Resolution 2020-10 which was approved on January 31, 2020 and the vote thereon being as follows:

AYES: Supervisor Swanson, Anderson, Matthews, Hamrick, and Skelton  
 NAYES: None.

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

Motion by Anderson, seconded by Swanson to appoint Burlin Matthews, 805 11<sup>th</sup> Ave West, Spencer, IA and Dan Skelton, 4940 200<sup>th</sup> Ave, Sioux Rapids, IA as the alternate member to the Northwest Iowa Regional Housing Authority Board effective July 1, 2020 for a term of three years. Motion carried.

The Chairperson recessed the regular board meeting at 8:54 a.m. to convene as Trustees of Drainage District #2.

**District #2 Meeting**

The Clay County Board of Supervisors met as trustees of Joint Drainage District #2 on Tuesday, June 30, 2020 at 9:00 a.m. Members present: Supervisors Anderson, Matthews, Skelton, Hamrick, and Swanson.

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

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Motion by Swanson, seconded by Anderson to direct Collin Klingbeil, Engineer for Bolton & Menk, Inc., 218 11<sup>th</sup> Street, Spencer, IA 51301 to proceed with construction plans and specifications for the proposed Drainage District #2 FEMA repairs. Motion carried.

The Chairperson recessed the Drainage District #2 meeting at 9:03 a.m. to convene the regular Board of Supervisors meeting.

Engineer William Rabenberg and Spencer Daily Reporter journalist Joe Hopper join the meeting.

**9:04 a.m.** Assistant County Attorney Barry Sackett gave the Board a departmental update from the civil division of the County Attorney's office.

**9:20 a.m.** Engineer Rabenberg gives the Board a departmental update regarding work bridge and paving projects.

**9:30 a.m.** GIS Coordinator James Worm gave the Board a departmental update regarding his work on road right-of-ways and the learning of new cloud based Pro GIS software features.

Motion by Matthews, seconded by Hamrick to approve Transfer #403 of \$1,411,902.00 from Rural Basic Fund to the Secondary Roads Fund. Motion carried.

Motion by Swanson, seconded by Anderson to approve Certificate of Adjustment #2310 on receipts #2016/2017 60 1; 2016/2017 6 53; 2017/2018 60 1; 2017/2018 60 2; 2018/2019 60 4; 2018/2019 60 2; 2019/2020 60 2; 2019/2020 60 3, Shawn Aric Aeilts on a 1967 SKL 7 and a 1973 INV 8 mobile homes parked at The Trailer Court W 18<sup>th</sup> Street, Spencer, Iowa for fiscal years 2016-2020 and payable 2017-2020. Adjustment made necessary due to the following: Mobile Homes Junked June 2020.. Total to abate: \$859.00. Motion carried.

Motion by Hamrick, seconded by Swanson to approve Certificate of Adjustment #2311 on receipts #2013/2014 60 43; 2014/2015 60 46; 2015/2016 60 50; 2016/2017 60 51; 2017/2018 60 50; 2018/2019 60 53; 2019/2020 60 53; for Sharon Rae Gabbard on a 1966 SKL 5 and a 1973 INV 8 mobile homes parked at The Trailer Court W 18<sup>th</sup> Street, Spencer, Iowa for fiscal years 2013-2020 and payable 2014-2020. Adjustment made necessary due to the following: Mobile Homes Junked June 2020.. Total to abate: \$867.00. Motion carried.

Motion by Anderson, seconded by Matthews to approve Certificate of Adjustment #2312 on receipt #82203; for United States of America Fish & Wildlife Services, for parcels located at Part of the West ½ of Section 1 of Freeman Township, Clay County Iowa for fiscal year 2018/2019 and payable 2019/2020. Adjustment made necessary due to the following: US Government will not pay their drainage tax. Total to abate: \$20.77. Motion carried.

Motion by Hamrick, seconded by Swanson to authorize the Chairperson to sign the Lease Agreement between Clay County and the Northwest IA Planning and Development Commission for office space at 217 West 5<sup>th</sup> St., Spencer, IA. The lease will commence on July 1, 2020 till June 30, 2021 with detail on file at the Auditor's office. Motion carried.

**10:13 a.m.** Don Etler joined the Board meeting via telephonic conferencing to discuss the North Raccoon River Watershed Management Plan that is available for public review and comment. The Watershed Coalition and the IDNR have developed a draft Watershed Management Plan that outlines their vision for addressing watershed flooding and water quality concerns. Etler is serving as a spokesperson for the Palo Alto County Board of Supervisors regarding the Board's request for separation of the Raccoon River and its tributary area downstream from the outlet of the North Raccoon River. Written comments on the Watershed Management Plan will be accepted through July 8, 2020 and should be directed to Marius Agua via email at [magua@bvcountyiowa.com](mailto:magua@bvcountyiowa.com). The Coalition intends to take formal action on the Watershed Management Plan at its July 24<sup>th</sup> Board meeting. The Coalition, made up of city, county and SWCD representatives, stretches from Buena Vista County down to the City of Des Moines. The Clay County Board of Supervisors, by consensus, wish Chairperson Dan Skelton to work with Don Etler to comment on the Watershed Management Plan by July 8<sup>th</sup>.

**10:30 a.m.** The Board met with John Torbert, Executive Director of the Iowa Drainage Districts Association. Torbert shared the status of legislative issues facing drainage districts in Iowa. Discussion centered on the Federal Fish and Wildlife not paying drainage assessments and IDDA's work with US Senator Graessley staff to craft legislation that would require payment.

Motion by Matthews, seconded by Hamrick to accept Clay County Secondary Roads wages for FY2020-2021. Motion carried.

Motion by Hamrick, seconded by Anderson to set and authorize the Chairperson to sign the county's payroll wage schedules as submitted for departmental wages and salaries for fiscal year 2021 and placed on file with the County Auditor as approved. Motion carried.

Motion by Swanson, seconded by Anderson to create the FY20 Flex Carry Over fund in the Clay County financial system effective upon passage. The fund will account for revenue and expenditure transactions related to employee flex reimbursements for medical and daycare carry over from FY20 for services not expensed during flex plan year of 2019-2020 due to Covid-19. The fund will be created with a June 30, 2020, \$-0- (zero) balance. Motion carried.

Motion by Anderson, seconded by Swanson to create fund 14010 Workforce Innovation & Opportunity Act (WIOA). Clay County will become the fiscal agent for our Iowa Workforce Development Region July 1, 2020. The fund will be classified as a general fund with a GASB54 restricted balance status that will account for revenue and expenditure transactions related to WIOA. The fund will be created with a June 30, 2020, \$-0- (zero) balance. Motion carried.

Motion by Matthews, seconded by Swanson to authorize the Clay County Auditor to sign the NW IA Workforce Development Area Fiscal Agent Agreement effective July 1, 2020. Motion carried.

Motion by Hamrick, seconded by Anderson to authorize the Clay County Auditor to sign the NW IA Workforce Development Area Grant Agreement effective July 1, 2020. Motion carried.

**11:05 a.m.** The Board met with Treasurer LeAnn Black that gave a departmental update regarding the Governor's Proclamation extending the extension of real estate tax penalty until July 25<sup>th</sup>, 2020. Black also commented that the Iowa State Assoc of Counties (ISAC) is asking for direction from the Iowa Attorney General regarding the ability to hold an annual county tax sale in 2020. The driver

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license department is still operating by appointment only and driving tests will begin after July 1, 2020.

Motion by Anderson, seconded by Hamrick to approve the fund year 2021 Upper Des Moines Food Pantry Agreement renewal and authorize the Chairperson to sign. Clay County General Relief has the responsibility of providing access to foodstuffs as part of the County ordinance. In an attempt to streamline access and standardize procedures to this basic need, Clay County designates our local Community Action Agency, Upper Des Moines Opportunity, to purchase and distribute necessary food provisions to eligible poor and needy residents of Clay County. Motion carried.

Motion by Swanson, seconded by Matthews to review and approve the Clay County Access and Eligibility Policy and Procedure Adjustments for Social Security Administration (SSA)/Iowa Department of Human Services (IDHS) Interim Assistance Reimbursement (IAR). Motion carried.

Clay County has participated in the SSA/IDHS IAR program for many years in an attempt to receive reimbursement for basic needs, such as rent and utilities, for eligible Clay County residents who are in the midst of the application process for Disability benefits. Historically, residents who have received this IAR have been adult individuals at risk of out-of-home placements due to impairments associated with mental illness and intellectual disabilities.

IAR may be available to eligible applicants for Supplemental Security Income (SSI) based on approval by the SSA. Clay County's IAR participation will be limited to those who have only been deemed eligible for SSI and who are at risk of homelessness and/or disconnection of utilities that affects their health and safety.

The following procedure will be utilized to determine the eligibility of a Clay County resident for the SSA/IDHS Interim Assistance Reimbursements.

- 1) When an adult individual applies for Clay County General Relief (CCGR) and states they have a current pending Social Security Disability (SSDI)/ Supplemental Security Income (SSI) application on file with the SSA or they intend to file these applications within the next thirty (30) days, the applicant will provide a detailed employment history to the CCGR office to determine work history.
- 2) The adult applicant will sign an SSA authorization to release information and the CCGR office will submit it to SSA for notification of an impending IAR claim.
- 3) The CCGR Director or designee will determine if the individual has worked over 40 quarters (10 years) and the rate of pay and hours worked. This process will explore the individual's possible eligibility for SSDI and its financial implications to possible SSI eligibility.
- 4) In addition to information provided for employment history, if the applicant shares a history of or current treatment for mental illness and/or intellectual disability, a referral will be made to the MHDS Region for assistance through regional funding with basic needs (rent and/or utilities).
- 5) Clay County may support an eligible individual's identified basic needs (rent and/or utilities) for an extended period based on their SSA application compliance. This compliance criteria includes:
  - a) The applicant will provide the CCGR Director or designee a signed and current doctor's excuse monthly to be off work and to document current disability.
  - b) The applicant will provide the CCGR Director or designee a current landlord's statement that reflects the applicant's current month's rent due.

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- c) The applicant will provide the CCGR Director or designee a current overdue utility bill for payment consideration.
- d) The applicant will maintain their current Social Security application process, including any appeals, reconsiderations, or Administrative Law Judge reviews to successful completion of the application for SSI benefits.

Clay County will monitor the application process with the SS through electronic notifications. The applicant's failure to comply with any part of the Social Security application process will result in discontinuation of the Clay County IAR process. The applicant will also forfeit Clay County IAR options if they do not access other forms of assistance (ie HUD, LIHEAP, Food Stamps, benevolent funds, family support, etc.) to supplement their household expenses.

Motion by Anderson, seconded by Matthews to approve the Clay County income guidelines to address Federal COVID 19 associated relief payments. Clay County has established General Relief Ordinances for earned and unearned income requirements. Due to the recent Federal COVID 19 associated expanded benefits, including but not limited to the Federal Stimulus payment (s) and enhanced unemployment benefits, Clay County will determine if local General Relief eligibility guidelines include these additional income sources. Motion carried.

Motion by Anderson, seconded by Swanson to accept and authorize the Chairperson to sign the Employee Payroll Request from the Northwest Iowa Care Connections (NWIACC) for Marlee Christoffel as a new full-time employee at an hourly rate of \$26.82 starting July 1, 2020. Motion carried.

Motion by Matthews, seconded by Hamrick to accept and authorize the Chairperson to sign the Employee Payroll Requests from the Secondary Roads Department for Clayton Henrichsen and Robert Schoorman as full-time, temporary mower operators at an hourly rate of \$15.76 starting July 6, 2020. Motion carried.

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

**RESOLUTION NO. #2020-36**

**PROVISIONALLY APPROVING THE VACATING AND DISPOSITION OF A PORTION OF RAILWAY AVENUE, ALLEYWAY IN BLOCK 9, PART OF 3RD STREET AND 1ST AVENUE IN THE UNINCORPORATED CITY OF CORNELL AND SETTING TIME AND PLACE OF HEARING.**

WHEREAS, it has been proposed to vacate and dispose of a portion of Railway Avenue, an alleyway in Block 9 and Part of 3<sup>rd</sup> Avenue and 1<sup>st</sup> Avenue in the unincorporated City of Cornell, Iowa, for the purposes of effectively closing said street and transferring pro-rata interests in said street to adjoining landowners in exchange for an easement granted by adjoining land owners to Clay County for the existing 490<sup>th</sup> Avenue, and a notice of hearing thereon has been prepared by the county attorney and examined by the county Board of Supervisors;

NOW, THEREFORE, be it resolved by the Board of Supervisors of Clay County, Iowa:

Section 1. The proposed vacating and disposition of a portion of Railway Avenue in the unincorporated City of Cornell in exchange for an easement granted by adjoining landowners to Clay

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County for the existing 490<sup>th</sup> Avenue as well as notice of hearing thereon are hereby provisionally approved.

Section 2. The description of the portion of Railway Avenue to be vacated and disposed of is:

- a. That part of Railroad Ave. lying east of the east line of Main Street along Lot Twenty-two (22), Block Nine (9) in the Town of Cornell, Clay County, Iowa.
- b. That portion of an alleyway that runs to the west of Lots 26 through 30, Block Nine (9), Town of Cornell, County of Clay, State of Iowa.
- c. That part of 3rd Street and 1st Avenue where they overlap in the Town of Cornell, Clay County, Iowa.

Section 3. The council shall convene in Clay County, Iowa, on the 14th day of July\_ 2020, at 10:00 o'clock a.m., at which time a public hearing will be held on the proposed vacating and disposition thereafter of the above-described portion of Railway Avenue, an alleyway in Block 9 and Part of 3<sup>rd</sup> Avenue and 1<sup>st</sup> Avenue in the unincorporated City of Cornell, Iowa to adjoining landowners in exchange for an easement granted by adjoining land owners to Clay County for the existing 490<sup>th</sup> Avenue.

Section 4. The County Auditor shall cause a notice of this hearing to be published in a newspaper of general circulation within the county, which publication shall occur not less than 4 nor more than 20 days before the date set for said hearing.

Section 5. All resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflicts.

PASSED AND APPROVED this 30th day of June 2020.

AYES: Supervisors Swanson, Anderson, Matthews, Hamrick, and Skelton  
NAYES: None.

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

Clay County Auditor gave the Board a departmental update on the upcoming Special Spencer School Election to be held on Tuesday, September 8, 2020. Discussion also led to preparations for the 2020 General Election in November.

Supervisors discuss/share information from committees and boards they have attended. Supervisor Swanson reported on the COVID-19 Task Force meetings and his having been asked by a Clay County resident to look into the County ATV Ordinance and attempt to compare it to the City of Spencer Ordinance. Supervisor Anderson reported on the Iowa Drainage District Assoc (IDDA) meeting, the YES Center Board meeting, and the Northwest Iowa Care Connections (NWIACC) meeting. Supervisor Hamrick reported on the Northwest Iowa Planning and Development Council (NWIAPDC) meeting and the Early Childhood meeting. Supervisor Matthews reported on the RIDES Board meeting, the Iowa Lakes Corridor meeting, the Iowa State Assoc of County Supervisors (ISACS) meeting, a conference call with the Exec Director of ISAC, and shared information on the

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NACO Voting Credentials process. Supervisor Skelton reported on the COVID-19 Task Force meeting.

The Chairperson adjourned the meeting at 12:38 p.m. to convene at the next Auditor's called meeting July 14, 2020 at 8:30 a.m.

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

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