

# PROCEEDINGS OF THE BOARD OF SUPERVISORS OF MITCHELL COUNTY, IOWA

Tuesday, January 2, 2024

The Board of Supervisors convened at 8:30 a.m. with all members Frein, Wherry, Mayer, and Hendrickson present. Hartogh was available via "Go to Meeting". Also, present were Rich Brumm, Aaron Murphy, Ryan Stephen, and Tom Rolfes. The meeting was made available by video via "Go to Meeting". Motion by Hendrickson, second by Mayer to approve the agenda. All voted aye.

Motion by Frein, second by Hartogh to approve the minutes of the December 27<sup>th</sup> meetings with correcting the date on top. Roll call: all voted aye.

Motion by Mayer, second by Wherry to approve Hendrickson as Chairperson of the Board of Supervisors. Roll call vote: all voted aye. Motion by Wherry, second by Mayer to approve Frein as Vice-Chair of the Board of Supervisors. Roll call: all voted aye.

Motion by Wherry, second by Frein to set the following office days for Supervisors to be available in the Courthouse – Wherry on Monday's, Hendrickson on Tuesday's, Hartogh on Wednesday's, Frein on Thursday's, and Mayer on Friday's. Roll call: all voted aye.

Motion by Wherry, second by Mayer to approve the following committee and board appointments: Animal-Feeding Operation Complain Investigations – Frein District 5, Wherry District 1, Hartogh District 2, Mayer District 3, and Hendrickson District 4; Area Agency on Aging County Advisory Committee – Frein with Hendrickson as alternate; Assessor's Conference Board – Frein, Wherry, Hartogh, Mayer, and Hendrickson; Board of Health – Mayer with Hartogh as alternate; Board of Supervisors Appointee to NIACOG Board – Tracy Scharper as the non-elected person and Darla Olson as Mitchell County's City appointee; Central Iowa Detention – Mayer with Hartogh as alternate; County Emergency Management Commission – Hartogh with Wherry as alternate; County Social Services 28E Governing Board – Hendrickson with Mayer as alternate; E911 Board – Hartogh with Wherry as alternate; FMC DECAT Governance Board – Frein with Hendrickson as alternate; FMC – ECI – Frein with Hendrickson as alternate; FMC Landfill – Hartogh with Wherry as alternate; Heartland Insurance Rick Pool Trustee – Hendrickson with Mayer as alternate; Local Elected Officials Board – Hendrickson with Mayer as alternate; Mitchell County Conservation Board – Mayer with Hartogh as alternate; Mitchell County Economic Development Commission – Frein with Hendrickson as alternate; Mitchell County Fair Board – Frein with Hendrickson as alternate; Mitchell County Wellness – Hendrickson with Mayer as alternate; NIACOG Board – Wherry with Frein as alternate; NIACOG commission – Hartogh with Wherry as alternate; NIACOG Revolving Loan Committee – Jenny Backer; North Central Regional Emergency Response Commission – Hartogh with Wherry as alternate; North Iowa Community Action Organization – Mayer with Hartogh as alternate; North Iowa Housing Trust Fund –

Wherry with Frein as alternate; North Iowa Juvenile Detention Services – Wherry with Frein as alternate; North Iowa Port Authority – Wherry with Frein as alternate; North Iowa Regional Housing Authority – Mayer with Hartogh as alternate; Northeast Iowa Local Workforce Development – Hendrickson with Mayer as alternate; REAP Committee – Wherry with Frein as alternate; Safety Committee – Hartogh and Hendrickson; Second Judicial District Department of Correctional Services – Wherry with Frein as alternate; Shell Rock Watershed – Hendrickson with Mayer as alternate; Sister City – Shannon Paulus; Substance Abuse Coalition Board – Mayer with Hartogh as alternate; T-21 (Region 2 Policy Board) – Wherry with Frein as alternate; Upper Cedar Watershed – Wherry with Frein as alternate; Upper Wapsi Watershed – Hartogh with Wherry as alternate; Valent BioSciences – Frein with Hendrickson as alternate. Roll call: all voted aye.

Motion by Mayer, second by Frein to authorize the County Auditor to issue warrants in payment of all county payroll, Iowa Public Employee's Retirement, Social Security, Health Insurance and approved claims. Roll call: all voted aye.

Motion by Wherry, second by Mayer to designate St. Ansgar Enterprise Journal and the Mitchell County Press News as the official Newspapers for Mitchell County for 2024 and to appoint Enterprise Media Group, Publisher of the Enterprise Journal, as an agent to serve notice of expiration of Right of Redemption and to be the legal publication when one publication is required. Roll call: all voted aye.

Motion by Mayer, second by Frein to designate Rich Brumm, Mitchell County Engineer, to be authorized and empowered on behalf of the Board of Supervisors to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications, therefore in connection with all Farm to Market Construction projects in the County. Roll call: all voted aye.

Motion by Wherry, second by Mayer to designate maximum rates that are allowed to be reimbursed to County Employees for meeting expenses: room – actual reasonable cost, a total per day of meals not to exceed \$30.00; and mileage reimbursement at the Feder Rate (\$0.67 per mile). Individual meals may exceed the amount allowed if the price included meeting room expense and shall be so indicated on the receipt. No meals will be reimbursed without a receipt. Appointments of Supervisors to various boards shall constitute approval for necessary expenses at those board meetings incurred throughout the calendar year 2024. County Supervisors using a personal cell phone to conduct county business may receive a monthly stipend of \$30.00 for partial monthly billing costs. Roll call: all voted aye.

Motion by Frein, second by Wherry to appoint Dr. Kelly Ross the Mitchell County Medical Examiner for 2024 with Dr. Jeff Nasstrom, Dr. Benson Hargens, and Dr. Megan Peterson as Deputies, and Kevin Crowe and Jessica Clayton as MEI's with the coroner's fee to be \$100.00 plus mileage at the current county rate. Roll call: all voted aye.

Motion by Wherry, second by Mayer to provide the following assurances to the Iowa Department of Transportation according to provisions of the 1970 Uniform Relocation Assistance and Land Acquisition Policies Act:

1. It is the policy of Mitchell County to acquire right-of-way in accordance with Title III of said 1970 Act as amended by the Title IV, and applicable state laws.

2. It is the policy of Mitchell County to provide relocation assistance benefits in accordance with Title II of said 1970 Act as amended by Title IV, and applicable State Laws.

3. Mitchell County will contact the Iowa Department of Transportation for assistance as needed to assure compliance with applicable laws which are summarized in the instructions entitled "uniform Manual, Real Property Acquisition and Relocations Assistance." Roll call: all voted aye.

Motion by Frein, second by Wherry to establish a rate of 1.9 times the assessed valuation in acquisition of Right of Way for local road projects and damages for fence removal at the rate of \$9,00 per rod for woven fence and \$7,00 per rod for barbed wire play \$150 per acre crop damage allowance. Roll call: all voted aye.

Motion by Wherry, second by Mayer to approve the FY25 Mitchell County dues and/or Contributions to the following organizations: NIACOG dues @ \$0.99/capita (rural only) \$4,396.59, Region 2 Transit assessment @ \$2.14/capita \$22,609.10, and NCRERC dues @ \$0.82/capita \$8,663.30 Roll call: all voted aye.

Motion by Mayer, second by Frein to appoint to the Mitchell County Land Compensation Commission for 2023 (Iowa Code 6B.4) the following:

Licensed Real Estate Brokers: Dale Blakestad, Lisa Pollard, Clarence Kruse, Bob Muller, Kevin Kolbet, Phil Kolbet, Janean Kolbet

Owner-Operator of Agricultural Property: Paul Groth, Russ Bissen, Curtis TerHark, Deanna Eastman, Jack Edgington, Dean Theis, Rodney Kunz, Pete Thome, Karl Theis

Owner of City or Town Property: Ton Heard, Richard Brown, Jerry Dunlay, L. Dean Pohren, Kelvin Palsic, Gordon Anderson

Persons having Knowledge of Property Values: Scott Brandau, Rodney Patterson, Jake Koenigs, Bill Denner, Dean Wright, Tim Schulz

County Attorney Murphy had nothing to present.

County Sheriff Beaver was not available.

Ryan Stephen introduced himself as the new IT Director.

County Engineer Rich Brumm is waiting for the DOT to sign the final paperwork for the Highway 105 bridge before the County can sign. Brumm is waiting for the final bridge inspection. Engineer Brumm has not heard from the Union rep to update the Union contract. Brumm is going to update the Title VI documents to list Hendrickson is chair.

Motion by Wherry, second by Frein to appoint Jolene Norby to another term the Mitchell County Public Health Board. Roll call vote: all voted aye.

Motion by Wherry, second by Mayer to approve HVAC Pay Request Application #20 for \$102,431.77. Roll call vote: all voted aye.

Items of Note: Wherry, Hartogh, Mayer, Hendrickson, and Frein had nothing to report. There was no public comment.

Hendrickson adjourned the meeting at 8:58 a.m.

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Rachel Foster – Mitchell County Auditor

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Mark Hendrickson – Chair Board of Supervisors