

PROCEEDINGS OF THE BOARD OF SUPERVISORS OF MITCHELL COUNTY, IOWA

Tuesday, March 14, 2023

The Board of Supervisors convened at 8:30 a.m. with all members present. Also, present were Paul Boerjan, Keith Horgen, Greg Beaver, Aaron Murphy, Mike Miner, Amy Folkerts, Gary Kuper, Milt Owen, Dana Norby, Amanda Baer, Mike Heimer, and Matthew Rector. The meeting was made available by video via "Go to Meeting". Motion by Frein, second by Hartogh to approve the agenda. All voted aye.

Motion by Hendrickson, second by Mayer to approve the minutes of the March 7th meeting with a correction and claims. Roll call: all voted aye.

County Attorney Murphy has taken over some juvenile cases for assistant Baresel as Baresel is previously on the other side of the cases.

County Sheriff Beaver had nothing to discuss.

Supervisor Hendrickson wondered why in the Home Health monthly newsletter it stated they would withhold mileage checks from employees. Laura Huisman discussed withholding mileage checks, as it was a way to have employees complete their required training. Attorney Murphy would not recommend withholding any compensation that an employee has earned.

County Engineer Rich Brumm was not available.

The chair opened a public hearing at 8:45 a.m. for Ordinance #58. Supervisor Wherry read Ordinance #58. Supervisor Hendrickson and Mayor received calls against money going to the Conservation board. Supervisor Wherry received a letter of support from the Mitchell County Water & Soil district. Wherry spoke with a landowner that supports the project but wants to make sure the corrections are made. This homeowner has no concern with the money going to Conservation. Milt Owen supports the ordinance being passed and additional revenue going to the Conservation trust fund. Dana Norby echoed what Milt said; Norby said it is only right for the money to go to the trust fund as it will still add revenue to the County. Gary Kuper complained of rain that backed up on Jim & Raina Roll's property this winter. Mike Miner explained work that still needs to be done to 6,000 cubic yards that will help with water. If the construction company does not complete the work, they will not be paid the remaining balance and will not be able to bond for future projects in Iowa. Keith Horgen asked if the project will be done if the project is properly executed. Miner stated if rain was to back up on Roll's property, the issue would fall back on the insurance companies. Miner ensured the work will be done to match the engineer's plan. Wherry read emails from Donna Prein and Jackie Armstrong in support of passing the ordinance and funds to be credited back to Conservation. Chair closed the public hearing at 9:05 a.m. Motion by Frein,

second by Hartogh to approve Resolution #1158-23 to waive the 1st & 2nd readings of Ordinance #58. Roll call vote: all voted aye. Motion by Hartogh, second by Wherry to approve Resolution #1159-23 to approve Ordinance #58. Roll call vote: Frein, Wherry, Hartogh, Mayer ayes, Hendrickson nay.

Motion by Mayer, second by Hartogh to approve the HVAC pay request application #9 in the amount of \$26,414.75. Roll call vote: all voted aye.

Supervisor Mayer and Supervisor Hendrickson are in support of Option #2 for HSA contribution. Supervisor Wherry presented all options that are available. No action was taken, HSA contributions will stay the same.

Supervisor Wherry explained wind turbines coming into the area and the County may need to adjust an ordinance. Wherry said it is up to Planning & Zoning to make that change in the ordinance if needed.

Items of Note: Wherry reported on Mitchell County Soil & Water District, Upper Cedar Watershed, and NIACOG, Hartogh reported on Upper Wapsi Watershed, and Hendrickson reported on Safety. Mayer and Frein had nothing to report. There were no public comments.

The BOS constituted themselves as the Board of Canvassers and proceeded to canvass the second-tier votes of the February 28, 2023, Riceville Special Election. It was found Lynne Doane to be duly elected to the office of City of Riceville Mayor for the residue of the term ending December 31, 2023.

Wherry adjourned the meeting at 9:25 a.m.

Rachel Foster – Mitchell County Auditor

James Wherry – Chair Board of Supervisors