

Sibley, Iowa  
August 28, 2020

The Osceola County Board of Supervisors met pursuant to law and adjournment at 8:45 am at the Osceola County Courthouse courtroom with the following members present: Jerry Helmers, Jayson VandeHoef, Mike Schulte, LeRoy DeBoer, and Ed Jones. Absent: None.

DeBoer moves to approve the August 28<sup>th</sup>, 2020 agenda. Second by VandeHoef. All vote aye. Motion carried.

It was moved by Helmers, second by DeBoer to approve the August 14<sup>th</sup>, 2020 minutes. All vote aye. Motion carried.

Schulte moves to approve the September schedule as follows: September 11<sup>th</sup> and 25<sup>th</sup> with claims being paid on the 11<sup>th</sup> and 25<sup>th</sup>. Second by VandeHoef. All vote aye. Motion carried.

The board discussed security in the courtroom on court days. Nolan McGowan, county attorney told the board since the courthouse is not a gun free zone the county is not required to provide security on court days. He would suggest for liability purposes to have security available. Kevin Wollmuth, chief deputy told the board that the sheriff's office has provided a deputy on court days if needed and will continue to provide that service as long as they have the staff available to do so. The board will keep security on court days as on call basis.

Sharon Wolter, assessor updated the board on the flood maps. FEMA published notice in both papers and explained the appeal process. The maps should be finalized by May, 2021 then the board can participate in flood plan insurance program

The board discussed the zoning administrator. They will reach out to Northwest Iowa Planning and Development to see what they would charge for zoning services.

At 9:00 am a FY20/21 Budget amendment public hearing was held. With there being no further written or oral comment, the public hearing was closed. It was moved by Helmers, second by Schulte to approve the following resolution:

**Resolution#2-20/21  
Budget Amendment**

WHEREAS, the Osceola County Board of Supervisors held a public hearing for a budget amendment, as provided by law;

WHEREAS, objections, if any, were received and considered, after which the Board decided to proceed;

WHEREAS, the Osceola County Board of Supervisors has complied with the requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Osceola County Board of Supervisors hereby adopts a budget amendment as proposed and published in the Ocheyedon Press-Melvin News and Osceola County Gazette-Tribune. Budget amendment as follows:

	<b>Total Budget as Certified Or Last Amended</b>	<b>Adopted Current Amendment</b>	<b>Total Budget After Current Amendment</b>
<b>Expenditures</b>			
Service Area 06	795,747	225,000	1,020,747
Dept. 99(Non-departmental) – Tyler Avenue Road Project			
Service Area 08	307,566	11,174	318,740
– Dept. 07(Recorder) – Salary Expense \$7,449; Dept. 02(Auditor)- Salary Expense \$3,725			
Service Area 09	1,213,642	3,724	1,217,366
– Dept. 02 (Auditor) Salary Expense			

Roll call vote: Aye – Helmers, Schulte, VandeHoef, DeBoer, Jones. Nay-None.

Resolution#2-20/21 is approved and adopted this 28<sup>th</sup> day of August, 2020.

The board considered the pay estimates for Midwest Contracting and Godbersen-Smith Constructions. Dan Eckert, engineer informed the board he has reached out to Wayne Schlotfeldt, project engineer for the Tyler Avenue project regarding liquidated damages but has not heard back from him yet. After brief discussion it was moved by VandeHoef, second by Helmers to approve the pay estimate to Midwest Contracting for \$62,977.74. All vote aye. Motion carried. VandeHoef moves to table Godbersen-Smith Construction pay estimate until later in the meeting. Second by DeBoer. All vote aye. Motion carried.

Stephanie Neppl, economic development director presented to the board a draft of the Memorandum of Understanding agreement with Carson Trucking, LLC who is interested in purchasing lots at the Enterprise Park. Schulte moves to approve the Memorandum of Understanding agreement. Second by Helmers. Aye-Schulte, Helmers, DeBoer, Jones. Nay-None. Abstain-VandeHoef. Neppl asked if should reach out to John Danos, attorney at Dorsey and Whitney, LLC to draft the development agreement and the minimum assessment agreement. The board told her to move forward with the process.

Dan Eckert, engineer gave the board quotes for a John Deere motor grader for \$269,800 and for a CAT motor grader \$292,740. Couple of secondary road employees expressed their concerns on the John Deere motor grader. They felt CAT machine was easier to operate and to work on. After further discussion it was moved by Schulte, second by VandeHoef to purchase the CAT motor grader for \$292,740. Aye-Schulte, VandeHoef, DeBoer. Nay- Helmers, Jones. Motion carried.

VandeHoef moves to approve to pay the township clerks and trustees \$25.00 for the two mandatory meetings for any additional meetings would be \$8.00 a meeting and to pay the clerks an extra \$10.00 per hour up to 12 hours for doing bookwork. Second by Helmers. All vote aye. Motion carried.

Helmers moves to pledge no more than \$2,808.00 to Northwest Iowa Regional Housing Trust Fund, Inc. Second by Schulte. All vote aye. Motion carried.

It was moved by Schulte, second by Helmers to approve Iowa Secretary of State Vote Safe Iowa Initiative Grant agreement for \$15,400.00. All vote aye. Motion carried.

Helmers moves to approve the second reading of Ordinance #54 An Ordinance Amending the 2013 Zoning Ordinance for Osceola County, Iowa by Amending Article XIII, Wind Energy Regulations, Section 13.7 Review and Approval, Subsection 2, Agency Notice/Review. Second by Schulte. All vote aye. Motion carried.

The reviewed payroll registers from August 26<sup>th</sup> and 28<sup>th</sup>.

It was moved by Helmers, second by DeBoer to approve claim #2653 to Bosma Water Service. Aye-Helmers, DeBoer, Schulte, Jones. Nay-None. Abstain-VandeHoef. The board revisited the pay estimate for Godbersen-Smith Construction for \$70,277.77. After a brief discussion it was moved by VandeHoef, second by DeBoer to approve to pay \$35,000 of the requested pay estimate owed to Godbersen-Smith Construction. Aye-VandeHoef, DeBoer, Schulte, Jones. Nay-Helmers. Motion carried. VandeHoef move to approve the remainder of the claims. Second by DeBoer. Aye-VandeHoef, DeBoer, Schulte, Jones. Nay-Helmers. All vote aye.

DeBoer moves to enter into closed session under Iowa Code 20.17(3) union negotiations. Second by Helmers. Aye – DeBoer, Helmers, Schulte, VandeHoef, Jones. Nay- None. Motion carried.

Helmers moves to end closed session and enter into regular session. Second by DeBoer. All vote aye. Motion carried.

It was moved by Helmers, second by DeBoer to enter into closed session under Iowa Code 21.5(1) to discuss engineer opening. Aye – Helmers, DeBoer, Schulte, VandeHoef, Jones. Nay- None. Motion carried.

DeBoer moves to end closed session and enter into regular session. Second by Schulte. All vote aye. Motion carried.