

April 6, 2020

Appanoose County Board of Supervisors met in regular session April 6, 2020 at 9:00 A.M. in the Boardroom of the Courthouse. Present: Mark Waits, Chairman, Neal Smith (via telephone) and Linda Demry, Boardmembers. Absent: none.

Meeting started with the Pledge.

An amended agenda adding "Emergency Personnel exemption" was posted 4/2/2020. Also, delete Secondary Roads Hiring New Employee. Demry motioned to approve the amended agenda and deletion. Seconded by Smith. All voted aye.

Smith motioned to approve the minutes from March 16 and March 17, 2020 meetings. Seconded by Demry. All voted aye.

Demry motioned to approve 3/20, 4/3 payrolls, February Prisoner Room & Board, Auditor & Sheriff's Quarterly Reports. Seconded by Smith. All voted aye.

Access Sys	Typing-Print.-Bind.Serv.	131.38
Iowegian	Off. Supplies & Forms	635.80
Ahlers & Cooney	Contrib. & Purchase Serv	5453.84
Alliant	Engineering Services	1151.06
Sec Rds	Mileage & Transp. Expense	98.75
App Co Sheriff	Sheriffs Transportation	232.41
App Co Treas	Off. Supplies & Forms	1179.10
Aramark	Engineering Services	247.77
Bailey Off	Off. Supplies & Forms	351.81
Banleaco	Off. Equip Repair & Maint	479.41
Bob Barker	Jail Equip. & Furniture	1075.78
Bratz Oil	Engineering Services	170.86
C-D Supply	Off. Supplies & Forms	850.59
Cantera Aggregates	Engineering Services	1390.39
Capital Sanitary Supply	Medical Supplies	57.81
CarQuest	Engineering Services	601.51
Casey's Business MC	Transportation	78.22
Caudill Portable Welding	Engineering Services	1274.28
C'ville Housing	Rent Payments	564.00
Cville Iron	Engineering Services	536.14
Cville Wtrwks	Engineering Services	345.05
Central IA Det	Juvenile Detention & Shel	348.00
Centurylink	E911 Telephone Expense	250.70
Chariton Valley Elec	Engineering Services	45.91
City Cville	Salary-Regular Employees	9908.96
City of Ottumwa/SIRG	Construction & Maint.	3553.64
City of Plano	Maintenance Contract	93.71
City of Unionville	Maintenance Contract	80.62
CLIA Laboratory Prog	Dues & Memberships	180.00
Coddington	Engineering Services	199.70
J Davis	Educational & Train.Serv.	103.70
L Demry	Mileage & Transp. Expense	176.99
Eastern IA Tire	Mileage & Transp. Expense	325.09
Election Source	Election Supplies	550.00
ESRI	Engineering Supplies	1250.00
First Bkcd	Food Preparation Service	322.44
First Res	Outpatient M.H. Treatment	918.64
Fogle TV	Engineering Services	806.39
Galls	Uniforms	71.90
Gateway Hotel	Educational & Train.Serv.	145.60
GlaxoSmithKline	Prescriptions & Medicine	488.36
PJ Greufe	Health Insurance	1500.00
Hills San	Garbage Serv	84.00
J Hinojosa	Building Repair & Maintce	315.00
Historic Livingston Fdn	Contrib. & Purchase Serv	250.00
Hotsy Cleaning Systems	Engineering Services	255.00
Kelly Howard	Educational & Train.Serv.	98.06
Hy-Vee	Food Preparation Service	4226.00
IA Dept of Transp	Law Enf. Equip & Weapons	34.65
Independent Salt	Engineering Services	909.13
ICAA	Dues & Memberships	448.00
IA Prison Industries	Engineering Services	221.51
IA Workforce	Off. Supplies & Forms	303.86
ISACA	Educational & Train.Serv.	225.00
Kimball	Engineering Services	107.90
Lockridge	Off. Supplies & Forms	12.96
Mail Serv	Vehicle Renewal Notices	362.04
Mainstay Sys	Law Enf. Equip & Weapons	6022.00
McCoy Legal Serv	Legal & Ct-Related Serv.	351.90

Metal Culverts	Bridge & Culvert Maint.	11081.72
MHC Kenworth	Engineering Services	2242.16
Midwest Alarm	Building Repair & Maintce	88.58
MMIT	Off. Supplies & Forms	85.47
MMIT	Off. Equip Repair & Maint	82.55
Moravia Historical Society	Contrib. & Purchase Serv	400.00
Morris Concrete	Engineering Services	130.00
Natel	Telephone & Telegr.Serv.	1020.95
Nat'l Business Furniture	Jail Equip. & Furniture	2899.92
O'Reilly	Vehicle Repair & Maintce	104.99
Owl Pharm	Prescriptions & Medicine	82.00
Power Ins	Law Enf. Auto Ins.	32.00
PowerPlan	Engineering Services	799.08
Jerry Probasco	Twp Clk & Trustees	40.00
Quill	Off. Supplies & Forms	384.64
Rapids Reproductions	Off. Supplies & Forms	133.74
RRWA	Engineering Services	25.75
Ray O'Herron	Uniforms	22.99
RICOH	Off. Supplies & Forms	30.15
River Hills	Medical & Health Services	485.00
RK Auto	Vehicle Repair & Maintce	116.00
Safety X-Treme	Engineering Services	3612.53
Seneca	Engineering Services	310.00
Southern IA Oil	Engineering Services	510.36
R Taylor	Twp Clk & Trustees	40.00
Top Gun Tools	Engineering Services	39.50
US Bank	Educational & Train.Serv.	734.11
US Bank	Educational & Train.Serv.	2914.09
US Cellular	Off. Supplies & Forms	894.82
USPS	Postage & Mailing	1650.00
Vaughn Auto	Engineering Services	1233.25
WAGNER, TIMOTHY	Engineering Services	5.99
Teddy Walker	Educational & Train.Serv.	120.80
Walmart	Jail Equip. & Furniture	96.01
Watson & Ryan	Legal & Ct-Related Serv.	2104.16
K West	Twp Clk & Trustees	40.00
J Willier	Legal & Ct-Related Serv.	711.00
Windstream	Off. Supplies & Forms	690.30
Ziegler	Engineering Services	2605.79
Grand Total		91053.72

Waits motioned to approve bills. Seconded by Demry. Waits and Demry voted aye. Smith abstained (had not looked at the bills).

Barry Clickenbeard requested gravel on 578th Street. County Engineer, Brad Skinner, said he would follow-up.

Demry motioned to approve the Sheriff's request to make Deputy Sheriffs and jail staff exempt from Family First Coronavirus Response Act. Seconded by Smith. All voted aye.

Demry motioned to approve RMA's 60-day deferment on interest and principal payments. Seconded by Smith. All voted aye.

Demry motioned to open the FY20 County Budget Amendment hearing at 9:15 A.M. Seconded by Smith. All voted aye. The auditor explained what made up the amendment. Smith motioned to close the public hearing at 9:19 A.M. Seconded by Demry. All voted aye.

Demry motioned to approve the liquor license refund for Wray's American Smoked Meats. Seconded by Smith. All voted aye.

Smith motioned to approve Resolutions #2020-07 LOSST Change in Use. Seconded by Demry. All voted aye.

Resolution #2020-07

RESOLUTION CALLING FOR AN ELECTION ON THE QUESTION OF A CHANGE IN USE OF A LOCAL OPTION SALES AND SERVICE TAX REVENUES IN THE UNINCORPORATED PORTION OF APPANOOSE COUNTY, IOWA

WHEREAS, the Board, proposes to change the use for local option sales and services tax revenues allocated to the unincorporated portion of Appanoose County, Iowa; and
 WHEREAS, Chapter 423B of the Code of Iowa, provides that before the Board may change the use of local option sales and services tax revenues it shall call a special county election to vote upon the proposition of issuing said bonds in accordance with the provisions of said statute; and
 WHEREAS, the Daily Iowegian and Moravia Union is a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, and is published in said County and of general circulation therein;
 NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF APPANOOSE, STATE OF IOWA:

Section 1. That there is hereby called a special county election on Tuesday, the 8th day of September, 2020, at which election there shall be submitted to the registered voters of the unincorporated portion of Appanoose County, Iowa the following question, to-wit:

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED? YES or NO

Summary: To authorize a change in the use of one percent (1%) local sales and services tax in the unincorporated area of the County of Appanoose effective January 1, 2021.

The use of the one percent (1%) local sales and services tax shall be changed in the unincorporated area of the County of Appanoose effective January 1, 2021.

PROPOSED USES OF THE TAX:

If the change is approved, revenues from the sales and services tax shall be allocated as follows:
0% for property tax relief.

The specific purposes for which the revenues shall otherwise be expended are:

100% for a new law enforcement center or any other lawful purpose.

CURRENT USES OF THE TAX:

Revenues from the sales and services tax are currently allocated as follows:

60% from property tax relief, exclusively in the unincorporated area of the County.

The specific purposes for which the revenues shall otherwise be expended are:

20% to the secondary road fund for additional expenditures for mowing, brush cutting, and ditching.

20% for infrastructure for economic development and may be used as matching funds for grants to accomplish the intent of this section.

Section 2. That the voting place or places for said election, and the hours the polls shall be opened and closed shall be as set out in the notice of election, said notice to be prepared and approved by the County Commissioner of Elections.

Section 3. That the form of ballot to be used at said election shall be as follows: (a) in those precincts using paper ballots they shall be printed on some color other than white, pursuant to the provisions of Section 49.43 of the Code of Iowa; substantially in the form set forth in the Notice of Election, and (b) in those precincts using voting machines, if any, they shall be printed in black ink on clear, white material, of such size as will fit the ballot frame, and in as plain, clear type as the space will reasonably permit, pursuant to the provisions of Section 52.10 of the Code of Iowa, substantially in the form set forth in the Notice of Election. That said notice shall show the names of all candidates or nominees and the office each seeks, if any, and if more than one public measure shall be submitted to the electors at the time of the said election, all such measurers shall be printed upon one ballot.

Section 4. That the Election Board for the voting precinct or precincts shall be appointed by the County Commissioner of Elections, not less than 15 days before the date of said election.

Section 5. That the Auditor of Appanoose County, Iowa, being the County Commissioner of Elections, is hereby directed to publish the notice of election twice in the Daily Iowegian and Moravia Union, being a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, published in said County and of general circulation therein the first publication shall be not less than 60 days before said election. The second notice, including a sample ballot shall be published not less than four clear days nor more than twenty days prior to the date of said election.

Section 6. That the County Commissioner of Elections shall cause to be prepared all such ballots and election registers and other supplies as may be necessary for the proper and legal conduct of said election.

Section 7. That the Auditor is hereby directed to file a certified copy of this Resolution in the office of the County Commissioner of Elections, which filing shall also constitute the "written notice" to the County Commissioner of Elections of the election date required to be given by the governing body under the provisions of Chapter 47 of the Code of Iowa.

PASSED AND APPROVED this 6th day of April, 2020

/s/: Mark Waits, Chairperson

ATTEST: /s/ Kelly Howard, County Auditor

Demry motioned to approve Resolutions #2020-08 LOSST Imposition. Seconded by Smith. All voted aye.

Resolution #2020-08

RESOLUTION REGARDING A SPECIAL ELECTION ON THE IMPOSITION OF A LOCAL OPTION SALES AND SERVICES TAX WITHIN APPANOOSE COUNTY, IOWA

WHEREAS, Chapter 423B of the Iowa Code (the "Code") establishes the requirements to request that the County Commissioner of Elections hold an election on the question of imposing a local sales and services tax; and

WHEREAS, the Code provides that the question of the imposition of a local sales and services tax shall be submitted to the registered voters of the incorporated and unincorporated areas of the County upon receipt by the County Commissioner of Elections of the motion or motions, requesting such submission, adopted by the governing body or bodies of the city or cities located within the county or of the county, for the unincorporated area of the county, representing at least one half of the population of the county; and

WHEREAS, the local sales and services tax currently imposed in Appanoose County, Iowa will expire on June 30, 2023; and

WHEREAS, the Board of Supervisors of Appanoose County, Iowa, to avoid a lapse in the collection of local sales and services tax revenues, desires that an election on the imposition of a new local sales and services tax, effective July 1, 2023, be placed on the ballot for the September 8, 2020 election pursuant to Iowa Administrative Code Section 701-107.2(2).

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF APPANOOSE COUNTY, IOWA:

Section 1. That there is hereby called a special county election on Tuesday, the 8th day of September, 2020, at which election there shall be submitted to the registered voters of the unincorporated portion of Appanoose County, Iowa the following question, to-wit:

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED? YES or NO

Summary: To authorize imposition of a new local sales and services tax in the unincorporated area of the County of Appanoose, that will continue without repeal of the existing local sales and services tax at the rate of one percent (1%) to be effective from July 1, 2023, until repealed.

A new local sales and services tax shall be imposed in the unincorporated area of the County of Appanoose that will continue without repeal of the existing local sales and services tax at the rate of one percent (1%) to be effective on July 1, 2023.

Revenues from the sales and services tax are to be allocated as follows:

0% for property tax relief

100% for a new Law Enforcement Center or any other lawful purpose

Section 2. That the voting place or places for said election, and the hours the polls shall be opened and closed shall be as set out in the notice of election, said notice to be prepared and approved by the County Commissioner of Elections.

Section 3. That the form of ballot to be used at said election shall be as follows: (a) in those precincts using paper ballots they shall be printed on some color other than white, pursuant to the provisions of Section 49.43 of the Code of Iowa; substantially in the form set forth in the Notice of Election, and (b) in those precincts using voting machines, if any, they shall be printed in black ink on clear, white material, of such size as will fit the ballot frame, and in as plain, clear type as the space will reasonably permit, pursuant to the provisions of Section 52.10 of the Code of Iowa, substantially in the form set forth in the Notice of Election. That said notice shall show the names of all candidates or nominees and the office each seeks, if any, and if more than one public measure shall be submitted to the electors at the time of the said election, all such measures shall be printed upon one ballot.

Section 4. That the Election Board for the voting precinct or precincts shall be appointed by the County Commissioner of Elections, not less than 15 days before the date of said election.

Section 5. That the Auditor of Appanoose County, Iowa, being the County Commissioner of Elections, is hereby directed to publish the notice of election twice in the Daily Iowegian and Moravia Union, being a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, published in said County and of general circulation therein the first publication shall be not less than 60 days before said election. The second notice, including a sample ballot shall be published not less than four clear days nor more than twenty days prior to the date of said election.

Section 6. That the County Commissioner of Elections shall cause to be prepared all such ballots and election registers and other supplies as may be necessary for the proper and legal conduct of said election.

Section 7. That the Auditor is hereby directed to file a certified copy of this Resolution in the office of the County Commissioner of Elections, which filing shall also constitute the "written notice" to the County Commissioner of Elections of the election date required to be given by the governing body under the provisions of Chapter 47 of the Code of Iowa.

PASSED AND APPROVED this 6th day of April, 2020

/s/: Mark Waits, Chairperson

ATTEST: /s/ Kelly Howard, County Auditor

Smith motioned to approve the PPME, Local 2003 FY21 Union Contract. Seconded by Demry. All voted aye.

Waits motioned to approve the Interstate Power and Light Company Electric Line Easement. Seconded by Demry. All voted aye.

Smith motioned to approve the promotion of William Barbaglia to Crew Foreman effective 3/17/2020 at \$23.33 per hour. Seconded by Demry. All voted aye.

Demry motioned to approve the Weed Commissioner's Invoice Number 2007 at the Appanoose County mileage rate (\$0.45) without receipts but receipts must be submitted in the future. Seconded by Smith. All voted aye.

Demry motioned to approve Resolution #2020-11 FY20 County Budget Amendment (a copy of this resolution in its entirety can be found in the Auditor's Office). Seconded by Smith. All voted aye.

Demry motioned to approve Resolution #2020-12 FY20 County Budget Amendment Appropriations. Seconded by Smith. All voted aye.

RESOLUTION NO 2020-12

APPROPRIATIONS AMENDMENT

WHEREAS, Resolution No 2019-13 dated June 17, 2019 set appropriations by department for Fiscal Year 2020, and

WHEREAS, the FY20 Budget was amended on December 2, 2019 with the following appropriations by department:

<u>Dept# & Name</u>	<u>Amount</u>	<u>Dept# & Name</u>	<u>Amount</u>
21-Veterans Affairs	\$372	23-Public Health	\$10,150
31-District Court	\$10,000		

NOW THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Appanoose County, Iowa to amend department appropriations by the following amounts:

<u>Dept# & Name</u>	<u>Amount</u>	<u>Dept# & Name</u>	<u>Amount</u>
21-Veterans Affairs	\$261	02-Auditor	\$4,673
36-EMS	\$4,278	60-Mental Health	\$30,000
99-Nondept	\$100,000		

The above and foregoing resolution was adopted by the Board of Supervisors of Appanoose County, Iowa on April 6, 2020, the vote thereon being as follows:

AYES: /s/Mark Waits, Neal Smith, Linda Demry

NAYS: none

Attest: /s/ Kelly Howard, Appanoose County Auditor

Demry motioned to approve Appanoose County Secondary Roads Five Year Program. Seconded by Smith. All voted aye.

Smith motioned to approve the Amended FY20 Secondary Roads DOT Budget. Seconded by Demry. All voted aye.

Demry motioned to approve FY21 Secondary Roads DOT Budget. Seconded by Smith. All voted aye.

Demry asked Skinner about gravel at Wind and Waves. Skinner had looked at it and it is on the list. Smith asked when rock hauling would begin. Skinner stated it started a couple weeks ago but the big rock haul is 3-4 weeks away.

Public comments: none

Demry motioned to adjourn. Seconded by Smith. All voted aye.

The Board adjourned to meet at the call of the Auditor at 9:35 A.M.

Appanoose County Board of Supervisors

Mark Waits
Neal Smith
Linda Demry

Attest:

Kelly Howard
 Kelly Howard, Appanoose County Auditor