

OFFICE OF THE

*Appanoose County Auditor*

**KELLY HOWARD**

COURTHOUSE  
201 N. 12th St., Rm 11  
CENTERVILLE, IOWA 52544

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[khoward@appanoosecounty.net](mailto:khoward@appanoosecounty.net)

Meeting Agenda  
June 17, 2024

The Appanoose County Board of Supervisors will meet Monday, June 17, 2024 at 9:00 A.M. in the Boardroom of the Courthouse. Items on the agenda include:

1. Pledge
2. Declaration of items to be added to the agenda
3. Approve minutes of the June 3 & 11, 2024 meetings
4. Approve reports (6/7 payroll & 5/24 Prisoner Room & Board)
5. Approve bills
6. Dennis Sturms
7. Bradley Gardner: Moulton Watershed
8. Approve Resolution 2024-21: Interfund Transfer Conservation Reserve to G.B.
9. Approve Resolution 2024-22: FY25 Appropriations
10. Approve Resolution 2024-23: Interfund Operating Transfer R.S. to Secondary Roads
11. Accept 6/4/2024 Primary Election Post-Election Audit Report
12. Approve wage correction Secondary Roads, Martin Brown, Equipment Operator
13. Approve Voiding Auditor Warrants
14. Discuss/Approve County Attorney letter to Continental Western Insurance
15. Conservation Department
  - a. Approve disposal of equipment
  - b. Re-appoint Bruce Ellison Conservation Board, 5 year term
16. Appoint Committee/Commissioner
  - a. Civil Service Commission
  - b. Eminent Domain Commissioners
  - c. Veteran Affairs Commission
17. 9:10 A.M. Public Hearing: Road Vacation, 482<sup>nd</sup> Street in Section 17, T69N, R17W
18. Approve Resolution 2024-24: Road Vacation, 482<sup>nd</sup> Street in Section 17, T69N, R17W
19. 9:15 A.M. Public Hearing: Vacation of Portion of Plat for Lakeview Ridge Subdivision
20. Approve Resolution 2024-25: Vacation of Portion of Plat for Lakeview Ridge Subdivision
21. Accept Preliminary Plat Lago Vista
22. Set Public Hearing Final Plat: Lago Vista
23. 9:20 A.M. Public Hearing: Establishing Level C Road 238<sup>th</sup> St in Section 8, T69N, Range 17W

24. Approve Resolution 2024-26: Establishing Level C Road 238<sup>th</sup> St in Section 8, T69N, Range 17W
25. County Engineer report
  - a. Approve Resolution 2024-27: 2024 County Five Year Program
  - b. Discussion and approval of FY 2025 Appanoose-Wapello County Engineer Agreement
26. Public Comments
27. Adjourn

Posted 6/13/24

June 3, 2024

Appanoose County Board of Supervisors met in regular session June 3, 2024 at 9:00 A.M. in the Boardroom of the Courthouse. Present: Linda Demry, Chairperson, Mark McGill, and Jeff Kulmatycki Boardmembers. Absent: none.

The meeting started with the pledge.

McGill motioned to approve the agenda. Seconded by Kulmatycki. All voted aye.

McGill motioned to approve the minutes from the May 20, 2024 meeting. Seconded by Kulmatycki. All voted aye.

McGill motioned to approve 5/24 payroll. Seconded by Kulmatycki. All voted aye.

McGill motioned to approve the bills and handwritten Warrant #60234 to UMB for \$95,115. Seconded by Kulmatycki. All voted aye.

Alliant	Electric Light & Power	3832.88
Amazon	Food Preparation Service	119.64
Appanoose Family Alliance	Off. Equip Repair & Maint	928.95
Ascendance	Engineering Services	20.00
At-Scene, LLC	Dues & Memberships	1475.00
D Barnthouse	Building Repair & Maintce	200.00
Black Rain Court Reporting	Legal Serv. Dep-Subp-Tran	41.50
Bratz Oil	Mileage & Transp. Expense	68.38
Brown's Shoe	Engineering Services	127.50
Cantera Aggregates	Engineering Services	39266.41
Capital One	Food Preparation Service	134.04
Central IA Det	Juvenile Detention & Shel	386.87
Cville Wtrwks	Water & Sewer	7454.73
Control Solutions, Inc	Off. Equip Repair & Maint	332.00
Davison Fuels & Oil	Fuels	28.52
L Demry	Mileage & Transp. Expense	156.15
Douds Stone	Engineering Services	390.95
Eastern IA Tire	Engineering Services	185.00
Fogle TV	Engineering Services	136.18
GreatAmerica	Off. Equip Repair & Maint	555.09
Hardin Co Sheriff	Legal Serv. Dep-Subp-Tran	31.50
Impressive Designs	Election Supplies	125.00
Iowa Bridge & Culvert	Bridge & Culvert Maint.	247704.34
IA Law Enforcement Academy	Educational & Train.Serv.	375.00
IA Media Network	Typing-Print.-Bind.Serv.	210.98
IA Prison Industries	Uniforms	295.73
ISU	Engineering Services	150.00
J & J Ready Mix	Engineering Services	1480.00
Kimball	Engineering Services	250.63
R Lamb	Mileage & Transp. Expense	604.95
Mahaska Co Sheriff	Legal Serv. Dep-Subp-Tran	50.20
Mail Serv	Vehicle Renewal Notices	493.58
B Matkovich	Rent & Utility Payments	500.00
MHC Kenworth	Engineering Services	109.40
Midwest Wheel	Engineering Services	125.55
Natel	Telephone & Telegr.Serv.	874.88
S Oden	Engineering Services	274.90
Overhea Door	Engineering Services	5735.00
Owens-King	Off. Supplies & Forms	459.45
Owl Pharm	Prescriptions & Medicine	91.83
Petty C-Sheriff	Off. Supplies & Forms	17.64

Polk Co Treas	Medical & Health Services	284.77
Prof Computer	Off. Equip Repair & Maint	47.95
Quill	Off. Supplies & Forms	941.61
Rangemasters Uniforms	Uniforms	1514.72
Rapids Reproductions	Engineering Supplies	729.60
RRWA	Engineering Services	28.50
G Roefer	Medical & Health Services	200.00
Auditor of State	Acct.-Audit.-Cler.Serv.	64978.87
Seymour Tire	Engineering Services	40.00
Shield Technology	Motor Vehicle	18832.50
M Sias	Salary-Regular Employees	1129.17
B Skinner	Educational & Train.Serv.	69.18
Solutions	Contract Services	420.94
Sunset Estates	Rent & Utility Payments	430.31
Thomas Funeral Home	Mileage & Transp. Expense	750.00
Uline	Off. Equip Repair & Maint	571.35
US Bank	Election Supplies	6954.79
US Cellular	Telephone & Telegr.Serv.	517.00
USPS	Postage & Mailing	408.00
VA Central IA	Transportation	3000.00
Verizon	Contrib. & Purchase Serv	200.04
Wapello Co Sheriff	Legal Serv. Dep-Subp-Tran	73.80
Windstream	Telephone & Telegr.Serv.	1664.02
J Wray	Rent & Utility Payments	600.00
Xerox	Off. Supplies & Forms	585.22
Grand Total		420772.69

Kulmatycki motioned to approve the cigarette permit for Brownies LLC. Seconded by McGill. All voted aye.

Bill Cortesio questioned the board on the county's TIF process. A copy of the draft application and policy was provided for his feedback.

Kulmatycki motioned to approve the Iowa Tuckpointing LLC quote #2 for \$107,670. Seconded by McGill. All voted aye. Kulmatycki motioned to use the remaining LATCF funds for the project first before the committed Courthouse ARPA funding. Seconded by McGill. All voted aye.

McGill motioned to approve the updated handbook (bereavement and discipline updates). Seconded by Kulmatycki. All voted aye.

Kulmatycki motioned to approve the hiring of Tyler Bradley as Laborer effective 5/30/24 with a starting pay of \$25.59. Seconded by McGill. All voted aye.

Kulmatycki motioned to approve the county engineer's contract (FY25). Seconded by McGill. All voted aye.

No agreement was submitted for sharing the county engineer between Appanoose County and Wapello.

McGill motioned to approve the 28E Agreement for sharing of portable traffic signals with Davis and Wayne Counties. Seconded by Kulmatycki. All voted aye.

County Engineer, Brad Skinner, provided an update to the board. There will be a program amendment for the next meeting. The concrete is done on the two bridge projects. Grading, rip rap, seeding and rail remains. The pipe southwest of Centerville will be done in the next couple days. This year the crews will be focusing on ditching instead of road re-shaping. Most of the dust control is done.

Public Comments: none

McGill motioned to adjourn. Seconded by Kulmatycki. All voted aye.

The Board adjourned to meet the call of the Auditor at 9:28 A.M.

Appanoose County Board of Supervisors

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Attest:

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Kelly Howard, Appanoose County Auditor

June 11, 2024

Appanoose County Board of Supervisors met to canvass the results of the 2024 Primary Election June 6, 2024 at 8:00 A.M. in the Boardroom of the Courthouse. Present: Linda Demry, Chairperson, and Mark McGill, Boardmember. Absent: Jeff Kulmatycki.

Two provisional ballots were received and rejected (out of precinct and no id).

The following candidates were nominated: County Board of Supervisors, Dustin Harvey (Republican), Michael Matthes (Republican); County Auditor, Kelly Howard (Republican); County Sheriff, Gary D. Anderson (Republican).

The following is a list of offices for which no nomination was made by a party: Democrat, County Board of Supervisor, County Auditor, and County Sheriff. Libertarian, County Board of Supervisor, County Auditor, and County Sheriff

McGill motioned to certify the election results. Seconded by Demry. All voted aye.

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

The Board adjourned to meet at the call of the Auditor at 8:20 A.M.

Appanoose County Board of Supervisors

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\_\_\_\_\_  
  
\_\_\_\_\_

Attest:

\_\_\_\_\_  
Kelly Howard, Appanoose County Auditor

DISTRICT COURT OF APPANOOSE COUNTY IOWA

REPORT OF FEES COLLECTED  
\*\*\*PRISONER ROOM AND BOARD\*\*\*

To the Board of Supervisors of Appanoose County:

I, Sara Oden, Clerk/clerk's Designee of the District Court of the above named County and State, do hereby certify that the following is a true and correct statement of the fees collected by the Clerk of Court for the month of May, 2024, and the same has been paid to the County as per receipt attached.

COUNTY SHARE OF PRISONER ROOM & BOARD

1000-1000-4440-05-302	Total Prisoner Room & Board Reimbursement
	100% General Basic \$400.16
29000-01000-4440-05-301	60% Transfer to Sheriff
	\$240.09

Transfer authorized by Appanoose County Board of Supervisors  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Signed: \_\_\_\_\_  
Chairperson

AGIN008481 - D. NICOLAISEN - \$157.94  
AGIN009617 - M. ADRIANSE - \$21.25  
AGIN009750 - F. BILLS - \$51.00  
FECR005965 - J. HORN - \$42.50  
FECR006269 - B. MADSEN - 67.97  
SRIN009473 - L. SHILTZ - \$59.50

**RESOLUTION #2024-21 FOR INTERFUND OPERATING TRANSFER**

Whereas, grant funds were deposited into the Conservation Reserve Fund, and

Whereas, the rock claims from trail grant were paid out of General Basic, and

Whereas, it is desired to transfer monies from the Conservation Reserve Fund to the General Fund, and

Whereas, said operating transfer is in accordance with section 331.432, Code of Iowa,

Now, therefore, be it resolved by the Board of Supervisors of Appanoose County, Iowa as follows:

Section 1. The sum of \$4860.00 is ordered to be transferred from Conservation Reserve (15000) to the General Basic (01000), effective June 17, 2024.

Section 2. The Auditor is directed to correct her books accordingly and to notify the Treasurer of this operating transfer.

The above and foregoing resolution was adopted by the Board of Supervisors of Appanoose County, Iowa, on June 17, 2024 the vote being as follows:

Ayes: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Nayes: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Attest:

\_\_\_\_\_

County Auditor



APPROPRIATIONS RESOLUTION

NO. 2024-22

Whereas, it is desired to make 100% appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2024 in accordance with Section 331.434, Subsection 6, Code of Iowa.

Now, therefore, be it resolved by the Board of Supervisors of Appanoose County, Iowa, as follows:

Section 1. The following amounts are hereby appropriated from the resources of the county to the department or office listed:

<u>Dept# &amp; Name</u>	<u>\$ Amount</u>	<u>Dept# &amp; Name</u>	<u>\$ Amount</u>
01-Brd of Supervisors	208,205	02-Auditor	420,364
03-Treasurer	489,051	04-County Attorney	300,200
05-Sheriff	2,947,776	07-Recorder	195,969
08-Assessor	367,739	09-Forfeiture	45,000
20-Secondary Roads	5,524,178	21-Veterans Affairs	82,910
22-Conservation	299,689	23-Public Health	293,168
24-Weed Commissioner	3,250	25-Social Services	74,323
28-Medical Examiner	66,000		
31-District Court	81,800	33-County Library	26,383
36-EMS Income Surtax	120,000	51-Courthouse	774,443
52-Data Processing	108,418	56-ADLM Empowerment	707,100
57-E911	337,050	58-Emergency Management	219,160
60-Mental Health	110,915	61-Juvenile Probation	40,000
99-Zoning	39,600	99-Non-departmental	3,276,715

Section 2. Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 2 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2024.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure or money for any purpose in excess of the amounts appropriated pursuant to this resolution.

Section 4. If at any time during the 2024-2025 budget year the auditor shall ascertain that the available resources of a fund for that year will be less than said fund's total appropriation, she shall immediately so inform the Board of Supervisors and recommend appropriate corrective action.

Section 5. The auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The auditor shall report the status of such accounts to the applicable departments and officers during the 2024-2025 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2025.

The above and foregoing resolution was adopted by the Board of Supervisors of Appanoose County, Iowa on June 17, 2024, the vote thereon being as follows:

AYES:

NAYS:

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Attest:

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Appanoose County Auditor

**RESOLUTION FOR INTERFUND OPERATING TRANSFER** 2024-23

Whereas, it is desired to transfer monies from the Rural Services Fund to the Secondary Road Fund, and

Whereas, said operating transfer is in accordance with section 331.432, Code of Iowa,

Now, therefore, be it resolved by the Board of Supervisors of Appanoose County, Iowa as follows:

Section 1. The sum of \$ \$224,510.00 is ordered to be transferred from the Rural Services Fund to the Secondary Road Fund, effective 06-17-2024.

Section 2. The Auditor is directed to correct her books accordingly and to notify the Treasurer of this operating transfer.

The above and foregoing resolution was adopted by the Board of Supervisors of Appanoose County, Iowa, on 06-17-2024 the vote being as follows:

Ayes: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Nays: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Attest:

\_\_\_\_\_  
County Auditor

# Post-Election Audit Report / Auditor Certification

Primary 6/4/2024  
Name / Date of Election

Appanoose  
County Name

Cincinnati / PS-FR  
Precinct Name

U.S. Representative District #3  
Office Audited / Date of Audit

## 1. Audit Board Member Oath

*I, [state your name], do solemnly swear or affirm that I will impartially, and to the best of my knowledge and ability, perform the duties of audit board member of this election, and will studiously endeavor to prevent fraud, deceit, and abuse in the conduct of the audit.*

Audit board member signature

Larry Bradley

Audit board member signature

Patsy A. Dudenhoeffer

Audit board member signature

Megan White

Audit board member signature

\_\_\_\_\_

Audit board member signature

\_\_\_\_\_

## 2. Certification of Ballot Seals

The seal/seals on ballot container was/were intact with no evidence of tampering.

Auditor/designee signature

Larry Bradley

Audit board member signature

Patsy A. Dudenhoeffer

Audit board member signature

Megan White

Audit board member signature

\_\_\_\_\_

Audit board member signature

\_\_\_\_\_

Audit board member signature

\_\_\_\_\_

**3. Certification # Ballots Delivered to Audit Board**

# Ballots: election night tabulator report: 40

# Ballots: counted/delivered to audit board: 40

Auditor/designee signature Kelly Howard

**Absentee & Special Voters Precinct only**

# Ballots: audit day tabulator report: \_\_\_\_\_

# Ballots: counted/delivered to audit board: \_\_\_\_\_

Auditor/designee signature \_\_\_\_\_

Audit board member signature \_\_\_\_\_

Audit board member signature \_\_\_\_\_

Audit board member signature \_\_\_\_\_

Audit board member signature \_\_\_\_\_

Audit board member signature \_\_\_\_\_

**4. Election Night Count of Votes – U.S. House Democrat (from Tally Book)**

# Votes 6 Candidate Lamon Baccam

# Votes 1 Candidate Melissa Vine

# Write-Ins 0

# Undervotes 0

# Overvotes 0

# Total votes 7

**5. Audit Board Count of Votes – U.S. House Democrat**

# Votes 6 Candidate Lanon Baccam  
# Votes 1 Candidate Melissa Vine  
# Write-Ins \_\_\_\_\_  
# Undervotes \_\_\_\_\_  
# Overvotes \_\_\_\_\_  
# Total votes 7

**6. Election Night Count of Votes – U.S. House Libertarian (from Tally Book)**

# Votes 0 Candidate -  
# Votes 0 Candidate -  
# Votes 0 Candidate -  
# Write-Ins 0  
# Undervotes 0  
# Overvotes 0  
# Total votes 0

**7. Audit Board Count of Votes – U.S. House Libertarian**

# Votes 0 Candidate \_\_\_\_\_  
# Votes \_\_\_\_\_ Candidate \_\_\_\_\_  
# Votes \_\_\_\_\_ Candidate \_\_\_\_\_  
# Write-Ins \_\_\_\_\_  
# Undervotes \_\_\_\_\_  
# Overvotes \_\_\_\_\_  
# Total votes 0

8. Election Night Count of Votes – U.S. House Republican (from Tally Book)

# Votes	<u>28</u>	Candidate	<u>Zach Nunn</u>
# Votes	<u>0</u>	Candidate	<u>-</u>
# Write-Ins	<u>0</u>		
# Undervotes	<u>5</u>		
# Overvotes	<u>0</u>		
# Total votes	<u>33</u>		

9. Audit Board Count of Votes – U.S. House Republican

# Votes	<u>28</u>	Candidate	<u>Zach Nunn</u>
# Votes	<u>    </u>	Candidate	<u>-</u>
# Write-Ins	<u>    </u>		
# Undervotes	<u>5</u>		
# Overvotes	<u>    </u>		
# Total votes	<u>33</u>		

10. County Auditor Certification of Ballots Counted/Returned

# Ballots counted/returned from audit board: 40

Auditor/designee signature Kelly Howard

11. Audit Board Certification

We performed a post-election audit of all ballots cast in the above precinct and election and hereby certify the results to the county auditor. We further certify that we have resealed the audited ballots, pursuant to Iowa law, and have transferred custody back to the county auditor.

Audit board member signature Larry Bradley

Audit board member signature Cathy A. Dudenhoeffer

Audit board member signature Myra White

Audit board member signature     

Audit board member signature

# 2024 County Auditor Election Certification

As County Auditor, I hereby certify I have performed the following duties regarding the preparation for and conduct of the above election:

5/15/24  
Date

5/31/24  
Date

5/15/24  
Date

3/11/24  
Date

- 1) I performed and/or supervised the testing of the voting equipment, as required under Iowa Code Section 52.35
- 2) I conducted and/or supervised the training course for all election personnel, as required under Section 49.124
- 3) I published or caused to be published the required notices as required under Section 49.53
- 4) Polling places were inspected and met accessibility standards, as required under section 49.21
- 5) I complied with administrative rules adopted by the Secretary of State under Chapter 52, including having a written voting security plan
- 6) I have notified the Secretary of State of each suspected incidence of election misconduct that I have referred to other agencies or law enforcement for investigation
- 7) I have immediately informed the Secretary of State's Office when I had a belief that a cybersecurity incident or data breach had occurred OR I hereby certify that I have no reason to believe that a cybersecurity incident or data breach has occurred in my county

County name: Appanoose

Name / date of election: Primary 6/4/2024

Certification date: 6/19/2024

County Auditor signature: Kelly Howard



OFFICE OF  
**COUNTY ENGINEER**  
APPANOOSE COUNTY

CENTERVILLE IA 52544  
641/856-6193

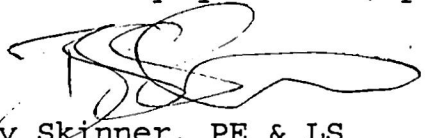
TO: Appanoose County Board of Supervisors  
FROM: Bradley Skinner, County Engineer  
RE: Correction of Promotion Wages  
DATE: June 3, 2024

Marty Brown was promoted to Equipment Operator, effective May 5, 2024. An incorrect wage was reported. The correct information is as follows:

Particulars are as follows:

Employee Name: Martin R Brown  
Job Title: Equipment Operator  
Employee Number: 633  
DOB: July 16, 1965  
Pay Rate: ~~\$26.21~~ CORRECTED \$26.29  
Telephone: 641-895-9815  
Effective Date: 5/1/2024

If you have any questions, please let me know.



Bradley Skinner, PE & LS  
rdw

OFFICE OF THE

*Appanoose County Auditor*

**KELLY HOWARD**

COURTHOUSE  
201 N. 12th St., Rm 11  
CENTERVILLE, IOWA 52544

Phone (641) 856-6191

Fax (641) 856-8023

[khoward@appanoosecounty.net](mailto:khoward@appanoosecounty.net)

June 13, 2024

Appanoose County Board of Supervisors

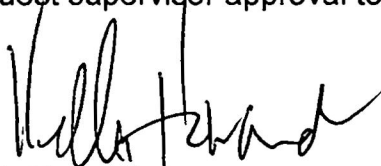
Re: Outstanding Auditor Warrants

In accordance with Iowa Code 331.554 (7) warrants outstanding for more than one year shall be canceled.

County

<u>Disbursement #</u>	<u>Fund</u>	<u>Amount</u>	<u>Name</u>
50974	01000	\$900.00	Lange Funeral Home
50372	02000	\$375.00	Julie De Vries
50930	20000	\$125.00	Brown Shoe Fit
53869	20000	\$41.33	Vetter Equipment
54064	70000	\$49.99	Michael Lamb

Due to this check being written in the fiscal year 2023, board approval is required. I request supervisor approval to void these outstanding warrants.



Kelly Howard  
Appanoose County Auditor &  
Commissioner of Elections

**Appanoose County Conservation Board  
Conservation Board Head-quarters  
Sharon Bluffs State Park, 25100 – 520<sup>th</sup> St  
Centerville, IA 52544  
(641)856-8528**

**May 14, 2024 Meeting Minutes**

Meeting of Appanoose County Conservation Board, held on May 14, 2024 at 5:30 PM at the Nature Center at Sharon Bluffs. Those in attendance were board members Bruce Ellison, Marc Melhus, Mark McGill, and Shannon Esser. Also in attendance were co-directors Austin Hoffman and Hannah Wiltamuth.

Bruce Ellison called the meeting to order at 5:33 p.m.

Mark McGill made a motion to approve the agenda. Shannon Esser seconded.

**Public Comment**

None

**Treasurer's Report**

Austin Hoffman and Hannah Wiltamuth presented the treasurer's report. Marc Melhus made a motion to accept the treasurer's report. Bruce Ellison seconded.

**Approval of Bills to be Paid**

Mark McGill made a motion to see if Mark Hoffman is still willing to pay half of the \$500 fire call charge, and approve paying the bills excluding the bill from the fire department. Shannon Esser seconded.

**Naturalist Report**

Hannah Wiltamuth gave the naturalist report.

**Co-Director and Seasonal Report**

Austin Hoffman gave the co-director and seasonal report.

**New Business**

- a. Board member term expiring
  - i. Co-directors will make a public notice that people may apply to be on the board if they wish.
- b. ICCS membership renewal
  - i. Bruce Ellison made a motion to maintain the ISSC membership. Marc Melhus seconded.
- c. Shut off water at Lelah Bradley dump station
  - i. Marc Melhus made a motion to shut off the water at the Lelah Bradley dump station. Shannon Esser seconded. All voted aye.

**Old Business**

- d. Unloading Vehicles
  - i. Dodge truck
  - ii. Ford tractor



1. Mark McGill made a motion to dispose of the dodge truck via silent auction and put the ford tractor and loader as two separate items on Purple Wave. Bruce Ellison seconded. All voted aye.

**Adjourn**

At 7:01 p.m. Mark McGill made the motion to adjourn.

HW / AH

**Appanoose County Conservation Board  
Conservation Board Head-quarters  
Sharon Bluffs State Park, 25100 – 520<sup>th</sup> St  
Centerville, IA 52544  
(641)856-8528**

**June 11, 2024 Meeting Minutes**

Meeting of Appanoose County Conservation Board, held on June 11, 2024 at 5:30 PM at the Nature Center at Sharon Bluffs. Those in attendance were board members Bruce Ellison, Debbie Dell, Mark McGill, and Shannon Esser. Also in attendance were co-directors Austin Hoffman and Hannah Wiltamuth. Mark Hoffman was also in attendance.

Bruce Ellison called the meeting to order at 5:30 p.m.

Mark McGill made a motion to approve the agenda. Bruce Ellison seconded.

**Public Comment**

None

Mark McGill made a motion to approve the minutes from the May 14 and May 17 meetings. Bruce Ellison seconded.

**Treasurer's Report**

Austin Hoffman and Hannah Wiltamuth presented the treasurer's report. Debbie Dell made a motion to accept the treasurer's report. Shannon Esser seconded.

**Approval of Bills to be Paid**

Debbie Dell made a motion to approve the bills. Shannon Esser seconded.

**Naturalist Report**

Hannah Wiltamuth gave the naturalist report.

**Co-Director and Seasonal Report**

Austin Hoffman gave the co-director and seasonal report.

**New Business**

- a. Sharon Bluffs fencing with neighbor property
  - i. Hannah will check with Al Wilson to see if the current agreement can have a section added about the west side of the property to allow Sandy Hoffman to continue using the space her patio and garden is on as long as she continues to garden. When she is done, the patio can be removed and fence put in the proper location.
- b. Ross Wildlife boundary with neighbor
  - i. Mark McGill made a motion for Hannah to work with Al Wilson to have a letter sent to the neighbor of Ross property to remove his portion of the fence on ACCB property, replace the ACCB boundary fence he removed (pay for the survey if it's necessary to replace the fence), and erosion control where the bulldozer went through. Debbie Dell seconded. All voted aye.
  - ii. Bruce Ellison made a motion to maintain the ISSC membership. Marc Melhus seconded.

- c. Insurance for board members
  - i. Hannah updated the board that the county does cover liability insurance for the volunteers on the board to protect from litigation.

**Old Business**

- d. Board member term expiring
  - i. Debbie Dell made a motion to ask the Board of Supervisors to reappoint Bruce Ellison to the Appanoose County Conservation Board. Shannon Esser seconded. Mark abstained.

**Adjourn**

At 6:42 p.m. Bruce Ellison adjourned the meeting.

HW / AH

EMINENT DOMAIN COMMISSIONERS

REALTOR

Bette Howell 1820 S. 16<sup>th</sup> St, Centerville, IA 52544  
Greg Fenton 20611 520<sup>th</sup> St, Centerville, IA 52544  
Carl Cisler 840 Mikels Dr, Centerville, IA 52544  
John Bates 107 1<sup>st</sup> St, PO Box 128, Mystic, IA 52574  
Rod Bogle 116 S 16<sup>th</sup>, Centerville, IA 52544  
Jerry Power 13594 Hwy 5, Moravia, IA 52571  
~~Wayne Weber~~ 1109 E Cross St, Centerville, IA 52544 Penny SHARP 1103 Bank St  
Centerville

OWNERS OF CITY OR TOWN PROPERTY

Linda Rouse 1104 W Ontario, Centerville, IA 52544  
~~Margaret Wells~~ 726 1<sup>st</sup> St, Plano, IA 52581 Ed Tice 409 Washington St C'ville  
~~John Broshar~~ 411 N 15<sup>th</sup> St, Centerville, IA 52544 Brad Wittmer 403 Bank St C'ville  
~~Jim Baty~~ 508 W North St, PO BOX 363, Moravia, IA 52571 Tom Kraneka  
Carl Clark 515 N 2<sup>nd</sup> St, Mystic, IA 52574 908 Lebanon St Moravia  
Jason Ogden 305 W 2<sup>nd</sup> St, Moulton, IA 52572  
~~Marilyn Koehler~~ 502 Wall St, Udell, IA 52593 Roger Dyke 202 Maple St Udell

FARMERS

Darrel Koehler 28569 485<sup>th</sup> St, Udell, IA 52593  
Larry Drake 24366 570<sup>th</sup> St, Centerville, IA 52544  
Keith Lain 14839 150<sup>th</sup> Ave, Mystic, IA 52574  
Loren Eddy 23705 497<sup>th</sup> St, Centerville, IA 52544  
Rex Harris 30046 570<sup>th</sup> St, Moulton, IA 52572  
Matt Phillips 18665 215<sup>th</sup> Ave, Centerville, IA 52544  
Mark McGill 26456 495<sup>th</sup> St, Udell, IA 52593

BANKERS

Chris Devolt 18849 520<sup>th</sup> St, Centerville, IA 52544  
Greg Gorden 536 N 17<sup>th</sup> St, Centerville, IA 52544  
Cindy Latimer 22407 203<sup>rd</sup> Ave, Centerville, IA 52544  
Renate Dininger 19370 205<sup>th</sup> Ave, Centerville, IA 52544  
Bill Benz 805 S 5<sup>th</sup> St, Centerville, IA 52544  
Larry Piatt 20671 520<sup>th</sup> St, Centerville, IA 52544  
~~Jeff Boomgarden~~ 2000 Quail Ridge Rd, Centerville, IA 52544

Jay TORREY  
Updated 4/5/2021

2036 Halfway Creek  
Centerville



Appanoose County Veterans Affairs  
19999 St. Joseph Dr.  
Centerville, Iowa 52544  
641 856-6597

From: Appanoose County Commission of Veterans Affairs

May 15, 2024

To: Appanoose County Board of Supervisors

Subject: Reappointment of Annette Harvey

The Commission of Veterans Affairs recommends Annette Harvey be reappointed to the Commission.

Effective 1 July 2024 for a three ( 3 ) year term which will expire on 30 June 2027

Respectfully,

Handwritten signature of David Gee in black ink.

David Gee  
Executive Director

Handwritten signature of Ed Cox in black ink.

Ed Cox  
Commissioner

Handwritten signature of Dennis Westerman in black ink.

Dennis Westerman  
Commissioner

REC'D APP CO AUDITOR  
MAY 16 '24 PM3:36



Prepared by Mackenzie Milani – Appanoose County Asst. Engineer –Centerville, IA 52544 – (641-856-6193)  
Return to Brad Skinner – Appanoose County Engineer –Centerville, IA 52544 – (641-856-6193)

**RESOLUTION NO. 2024-24**

WHEREAS, a request has been made by the County Engineer to vacate a county road and bridge, the centerline of which is described as follows:

That portion of 482<sup>nd</sup> Street on either side of the removed Chariton River bridge, commencing approximately 70 feet west of the northeast corner of the northwest quarter of the northeast quarter of section 17 Township 69N Range 17W to the centerline of 482<sup>nd</sup> Street, thence southwesterly approximately 1,510 feet along the centerline of the road to a point lying 15 rods east of the west line of the northwest quarter of the northeast quarter of said section with Right-of-Way easement for all that part north of the river being 50 feet wide and all that part south of the river being 40 feet wide.

WHEREAS, on the 22<sup>nd</sup> of May, 2024 notice of said hearing was sent by certified mail to the affected property owners, all utility companies whose facilities are on the road right-of-way and the Iowa Department of Transportation; and

WHEREAS, on the 29<sup>th</sup> of May, 2024 a Notice of Public Hearing for the proposed road vacation was published in the Moravia Union and Appanoose Weekly, newspapers of general circulation in the County where said road is located; and

WHEREAS, a hearing was held by the Appanoose County Board of Supervisors on the 17<sup>th</sup> of June, 2024; and

WHEREAS, the Appanoose County Board of Supervisors have determined that provisions of Chapter 306 of the Iowa Code have been met; and

WHEREAS, it has been determined to in the best interest of the County and the affected property owners that the County not purchase the vacated road, but instead transfer said road to the adjoining property owners by resolution; and

WHEREAS, the adjoining property owners are:  
Joseph, Sharon, Alvin and Carol Treloar  
Hodges Rev. Family Trust  
Jason and Ashley Long  
Contract Purchaser- Long Family Trust

NOW, THEREFORE, BE IT RESOLVED by the Appanoose County Board of Supervisors that the County Engineer shall cause the existing bridge and pavement to be removed and the affected area restored compatible to adjacent property, and that upon completion of said removals the above-described road easement is hereby vacated and ownership of same is transferred to the adjoining property owners.

PASSED AND APPROVED this 17<sup>th</sup> of June, 2024

Signed: Appanoose County Board of Supervisors

\_\_\_\_\_  
Linda Demry, Chairperson

\_\_\_\_\_  
Mark McGill, Member

\_\_\_\_\_  
Jeff Kulmatycki, Member

ATTEST: \_\_\_\_\_  
Kelly Howard, County Auditor

RESOLUTION NO. 2024-25

**RESOLUTION APPROVING THE VACATION OF A PORTION OF THE PLAT FOR THE LAKEVIEW RIDGE SUBDIVISION**

WHEREAS, on December 18, 2017, the Appanoose County Board of Supervisors passed and approved the plat for the Lakeview Ridge Subdivision, an Addition to Appanoose County, Iowa recorded March 14, 2018 in Book 2018, Page 410 in the Office of the Appanoose County Recorder (the "Plat").

WHEREAS, pursuant to Iowa Code §354.22, Vice Ventures LLC, an Iowa limited liability company, ("Owner") has submitted the petition (the "Petition") to Appanoose County Board of Supervisors to vacate the portion of the Plat more particularly described on the attached Exhibit A (the "Property").

WHEREAS, the Board of Supervisors has given due consideration to the Petition and finds that the Petition conforms to the applicable governing provisions of Iowa Code §354.22 and other related statutes and ordinances affecting Appanoose County, Iowa.

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

1. That the Petition be, and the same is hereby approved and accepted and any procedural discrepancies are hereby waived.
2. That the Property is hereby vacated from the Plat pursuant to Iowa Code §354.22.
3. That the previous conveyance to Appanoose County, Iowa of those areas previously set aside and dedicated for public use in the Plat are hereby conveyed by the County to Owner.
4. That the Chairperson and County Auditor of Appanoose County, Iowa, are hereby authorized and directed, upon approval by the Board of Supervisors, to execute all legal documents relating to said vacation of the Property from the Plat, and to certify a copy of this Resolution which shall be affixed to the Declaration of Vacation of Plat after passage and approval by law.
5. That, upon execution and certification of this Resolution by Appanoose County, Iowa, Owner shall file such Declaration of the Vacation of Plat and accompanying materials evidencing compliance with Iowa Code §354.22 with the Appanoose County Auditor and the Appanoose County Recorder.
6. That this Resolution shall become effective upon its passage and approval as provided by law.

**PASSED and ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Chairperson, Appanoose County  
Board of Supervisors

ATTEST:

\_\_\_\_\_  
Kelly Howard, County Auditor

**Exhibit A**  
**Legal Description of the Property**

A parcel of land located in Section 3, Township 70 North, Range 19 West of the Fifth Principal Meridian, Appanoose County, Iowa more particularly described as follows:

Beginning at the Center of Section 3, Township 70 North, Range 19 West of the Fifth Principal Meridian, Appanoose County, Iowa and proceeding thence North 00°16'59" West along the West line of the Southwest Quarter of the Northeast Quarter, a distance of 768.98 feet, to a found iron pin;

thence North 86°42'26" East, a distance of 5.90 feet, to a found iron pin on the Westerly right-of-way line of Appanoose County Highway S70 as presently located;

thence Southeasterly along said Right-of-Way and along a 898.60 foot radius curve, concave Northeasterly, with a chord bearing of South 26°45'35" East and a chord length of 702.91 feet, a distance of 722.19 feet;

thence South 39°37'43" West along said Right-of-Way, a distance of 25.00 feet, to a found iron pin;

thence Southeasterly along said Right-of-Way and along a 923.60 foot radius curve, concave Northeasterly, with a chord bearing of South 55°35'02" East and a chord length of 169.74 feet, a distance of 169.98 feet, to a found iron pin;

thence South 29°34'34" West along said Right-of-Way, a distance of 25.86 feet, to a found iron pin on the South line of the Southwest Quarter of the Northeast Quarter of said Section 3;

thence South 89°28'01" West along said South line and along the North line of Outlot I of Lakeview Ridge Subdivision, a distance of 372.59 feet to a common corner therewith;

thence South 00°18'53" East along a Westerly line of said Outlot I, a distance of 18.89 feet, to a common corner therewith;

thence South 44°21'13" West along a Westerly line of said Outlot I, a distance of 45.18 feet, to a common corner therewith;

thence South 00°09'38" East along a West line of said Outlot I, a distance of 1265.84 feet, to the Southwest corner thereof and also on the South line of the Northwest Quarter of the Southeast Quarter of said Section 3;

thence South 89°33'46" West along the South line of the Northwest Quarter of the Southeast Quarter of said Section 3, a distance of 20.53 feet, to a found concrete monument at the Southwest corner thereof;

thence South 89°57'15" West along the South line of the Northeast Quarter of the Southwest Quarter of said Section 3, a distance of 660.44 feet, to a found concrete monument;

thence North 00°24'45" West, a distance of 658.20 feet, to a found concrete monument;

thence South 89°59'44" West, a distance of 329.66 feet, to a found concrete monument;

thence North  $00^{\circ}23'34''$  West, a distance of 658.41 feet, to a found concrete monument on the North line of the Northeast Quarter of the Southwest Quarter of said Section 3;

thence North  $89^{\circ}57'50''$  East along the North line of the Northeast Quarter of the Southwest Quarter of said Section 3, a distance of 990.49 feet, to the found concrete monument at the Point of Beginning, said Parcel containing 28.44 acres, more or less, subject to easements of record.

**RESOLUTION FOR REDUCED LEVEL OF MAINTENANCE TO AREA SERVICE "C"  
ROAD**

**Appanoose County Resolution No. 2024-26**

WHEREAS, Appanoose County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance and access by means of a gate or barrier; and

WHEREAS, the County, after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service "C" roads pursuant to Iowa Code Section 309.57; and

WHEREAS, the only persons who will have access rights to the roads shall be:

- (1) the owner, lessee, or person in lawful possession of any adjoining land,
- (2) The agent or employee of the owner, lessee or person in lawful possession of any adjoining land,
- (3) any peace officer,
- (4) any magistrate,
- (5) any public employee whose duty it is to supervise the use or perform maintenance of the road,
- (6) any agent or employee of any utility located upon the road.

WHEREAS, the minimal level of maintenance will be as follows:

1. Blading. Blading or dragging will not be performed on a regular basis.
2. Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded or salted on a regular basis.
3. Signing. Except for load limit posting for bridges, signing shall not be continued or provided. ALL AREA SERVICE LEVEL C ROADS SHALL BE IDENTIFIED WITH A SIGN AT ALL POINTS OF ACCESS TO WARN THE PUBLIC OF THE LOWER LEVEL OF MAINTENANCE.
4. Weeds, Brush and Trees. Mowing or spraying weeds, cutting brush and tree removal will not be performed on a regular basis. Adequate sight distances will not be maintained.
5. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
6. Road Surfacing. There will be no surfacing materials applied to Area Service System C Roads on a regular basis.

- 7. Shoulders. Shoulders will not be maintained on a regular basis.
- 8. Crown. A crown will not be maintained on a regular basis.
- 9. Repairs. There will be no road repair on a regular basis.
- 10. Uniform Width. Uniform width for the traveled portion of the road will not be maintained.
- 11. Inspections. Regular inspections will not be conducted.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF Appanoose COUNTY that this County does hereby establish the road described as an Area Service "C" road, with restricted access and a minimal level of maintenance.

That portion of 238<sup>th</sup> Avenue, beginning 33 feet south of the north quarter corner of the southeast quarter of Section 8 Township 69N Range 17W, also known as the intersection of 475<sup>th</sup> Street, to a point approximately 70 feet west of the southwest corner of the southeast quarter of the southeast quarter of said section also known as the end of road according to Road Vacation Resolution #2024-76. Exclusive to the above, the County will only maintain and replace, when necessary, the specific structure of a twin 8'x8' concrete box approximately 500 feet south of the intersection of 475<sup>th</sup> Street.

Resolution adopted this 17th day of June, 2024.

Appanoose County Board of Supervisors

\_\_\_\_\_  
Board of Supervisors Chairperson

ATTEST:

\_\_\_\_\_  
Appanoose County Auditor

## 2024 County Five Year Program Resolution 2024-27

### Appanoose County Secondary Roads

WHEREAS, unforeseen circumstances have arisen since adoption of the approved Secondary Road Five Year Program requiring changes to the sequence, funding, and timing of the proposed work plan, and

WHEREAS, heavy rains and stream flows have caused damage to the bridge at the following described location, leading to a closure of the road and structure, and

WHEREAS, the proposed change in Program will not necessitate a change in either FY 24 or FY 25 Program, and

WHEREAS, the Board of supervisors of Appanoose County, Iowa, in accordance with Iowa Code Section 309.22, initiates and recommends modification of the following project(s) in the accomplishment year (State fiscal Year 2024), for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code 209.23 and Iowa DOT Instructional Memorandum 2.050.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Appanoose County, Iowa that the following project shall be MODIFIED as follows - that \$80,000 be advanced to the current Fiscal Year 2024 as a construction project:

PROJECT NUMBER:	L-8803A—73-04
PROJECT NAME:	525 <sup>th</sup> St Bridge
PROJECT ID:	45624
PROJECT LOCATION:	On 525 <sup>th</sup> St, over stream
DESCRIPTION OF WORK:	From 203 <sup>rd</sup> Ave W 0.7 miles to bridge, S3-T68-R18
AADT:	36
Length:	0.00 miles
BRIDGE ID	064560
TYPE OF WORK	331 Pipe Culvert
FUND:	Local
MODIFICATION:	Added 80,000 local dollars to FY 2024, REMOVED 80,000 local dollars from FY 2025
TOTAL	\$ 80,000

Fund	Accomplishment Year		
	Previous Amount	New Amount	Net Change
Local	\$255,000	\$335,000	\$80,000
Farm-to-Market	\$850,000	\$850,000	\$0
Special	\$0	\$0	\$0
SWAP	\$0	\$0	\$0
Federal Aid	\$1,540,000	\$1,540,000	\$0
Totals	\$2,645,000	\$2,725,000	\$80,000

**RECOMMENDED**

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\_\_\_\_\_  
County Engineer

\_\_\_\_\_  
Date

**Approved**

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\_\_\_\_\_  
Chair Board of Supervisors

\_\_\_\_\_  
Date

**Attested**

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I, \_\_\_\_\_, Auditor in and for Appanoose County, Iowa, do hereby certify the above and foregoing to be a true and exact copy of a resolution passed and approved by the Board of Supervisors of Appanoose County, Iowa, at its meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
County Auditor