

March 17, 2025

Appanoose County Board of Supervisors met in regular session March 17, 2025, at 9:00 A.M. in the Boardroom of the Courthouse. Present: Jeff Kulmatycki, Chairman, Dustin Harvey, and Scott Buban, Boardmembers. Absent: none.

The meeting started with the pledge.

Harvey motioned to approve the agenda. Seconded by Buban. All voted aye.

Buban motioned to approve the minutes of the March 3, 2025 meeting. Seconded by Harvey. All voted aye.

Harvey motioned to approve 3/14 payroll and Prisoner Room & Board Transfers 11/24-2/25. Seconded by Buban. All voted aye.

Buban motioned to approve the bills. Seconded by Harvey. All voted aye.

Access Sys	Construction & Maint.	127.53
Access Sys	Typing-Print.-Bind.Serv.	144.73
Agriland FS	Engineering Services	18810.30
Albia Newspapers	Off. Supplies & Forms	85.00
Alliant	Engineering Services	11676.09
Amazon	Food Preparation Service	677.31
Amer Home Fdg	Community Support Program	755.31
Sec Rds	Fuels	112.82
App Co Tourism	Contrib. & Purchase Serv	37530.87
App Co Treas	Off. Supplies & Forms	244.53
Ascendance	Engineering Services	19.92
Bailey Off	Off. Supplies & Forms	586.22
Baker's	Engineering Services	43.99
Bratz Oil	Mileage & Transp. Expense	1491.68
BUG PRO	Extermination Services	90.00
C-D Supply	Custodial Supplies	1038.19
Calhoun Burns	Engineering Services	7273.50
Cantera Aggregates	Engineering Services	2253.36
Capital One	Engineering Services	226.20
Card Services	Park Maint. & Supplies	230.68
CarQuest	Vehicle Supplies-Access	640.25
CenTec	Care of Soldiers Graves	392.25
C'ville Produce & Feed	Park Maint. & Supplies	267.41
Certified Power	Engineering Services	6486.66
Chariton Valley Elec	Electric Light & Power	428.22
Charm-Tex, Inc	Other Equipment	559.46
Cville Wtrwks	Electric Light & Power	7667.16
CocoBeen Reptiles	Park Maint. & Supplies	125.00
Const Trlr Specialists	Engineering Services	149.83
Brian Cowan Trucking	Engineering Services	5798.00
Davis Co Sch	Community Support Program	800.00
Davison Fuels & Oil	Fuels	42.86
Dept of Pediatrics	Legal Serv. Dep-Subp-Tran	12094.00
Electronic Eng	Engineering Services	37.50
Equipment Blades, Inc	Engineering Services	400.84
Ervin Masonry	Park Maint. & Supplies	260.00
EveryStep	Homemaker-Home Health Aid	1979.58
First National Bank	Dues & Memberships	149.70
Fogle TV	Park Maint. & Supplies	174.21
Forbes Office Solns	Off. Supplies & Forms	56.69
PJ Greufe	Health Insurance	1500.00
Jim Hawk Truck	Engineering Services	198.00
Hawkeye Truck Equip	Engineering Services	300.00
Henderson Products	Engineering Services	128.34
Heslinga Law Firm	Legal & Ct-Related Serv.	250.00
Hills San	Park Maint. & Supplies	114.00
Homestead	Food Preparation Service	8942.50
Hotsy Cleaning Systems	Engineering Services	780.00
Housby Mack	Engineering Services	183.67
K Howington	Medical & Health Services	250.00
Hy-Vee	Medical & Health Services	482.32
Impressive Designs	Off. Supplies & Forms	525.00
Independent Salt	Engineering Services	3292.33
Inland Truck Parts	Engineering Services	87.37
Interstate Batt	Engineering Services	428.85
Iowa Bridge & Culvert	Engineering Services	12702.70
IA Media Network	Legal Serv. Dep-Subp-Tran	190.13
IA ME	Medical & Health Services	1900.00
ISSDA	Educational & Train.Serv.	250.00
IA State Univ	Educational & Train.Serv.	750.00

ISACA	Educational & Train.Serv.	250.00
John Deere	Engineering Services	99.40
Kids World	Community Support Program	6910.02
Kimball	Engineering Services	478.94
R Lamb	Medical & Health Services	300.00
Legends	Engineering Services	65.79
LexisNexis	Dues & Memberships	200.00
Liberty	Telephone & Telegr.Serv.	862.00
Lockridge	Park Maint. & Supplies	583.35
Mail Serv	Vehicle Renewal Notices	568.59
MATURA	Community Support Program	655.05
MHC Kenworth	Engineering Services	1212.30
Midwest Alarm	Building Repair & Maintce	544.80
Midwest Wheel	Engineering Services	1870.30
MMIT	Off. Equip Repair & Maint	129.91
Monroe Pub Hlth	Community Support Program	1179.37
Numa Towing	Engineering Services	120.00
Orchard Pl	Community Support Program	1826.35
Ottumwa Courier	Off. Supplies & Forms	68.39
Owl Pharm	Prescriptions & Medicine	105.10
Petty C-Sheriff	Postage & Mailing	31.72
R Pfannebecker	Building Repair & Maintce	182.97
Phelps Uniform	Engineering Services	163.88
Pitney Bowes	Telephone & Telegr.Serv.	195.00
PowerPlan	Engineering Services	446.06
Prof Computer	Off. Equip Repair & Maint	47.95
Quick Shop	Transportation	89.53
Quill	Off. Supplies & Forms	545.01
RASWC	Engineering Services	40.00
RRWA	Engineering Services	41.90
RICOH	Off. Supplies & Forms	23.98
River Hills	Medical & Health Services	199.00
RJ Powersports	Park Maint. & Supplies	59.99
G Roefer	Medical & Health Services	300.00
SCICAP	Community Support Program	26850.53
Seymour Tire	Engineering Services	65.00
Shopkey	Engineering Services	1308.00
SIEDA	Community Support Program	2033.78
Sign Solutions	Engineering Services	232.74
Sinclair NAPA	Engineering Services	2639.60
SMS Power Train	Engineering Services	158.91
Snap-On Tools	Engineering Services	93.75
Solutions	Computer & Microfilm Supp	2136.00
So IA Heat, Cool, & Plumb	Off. Equip Repair & Maint	261.88
Stericycle	Off. Supplies & Forms	176.87
Ty Stewart	Dues & Memberships	275.00
Stubbs Petroleum	Engineering Services	502.09
D Sturms	Mileage & Transp. Expense	256.30
Summit Co	Engineering Services	1784.85
Thomson Reuters	Educational & Train.Serv.	152.60
UI Diagnostic Labs	Legal Serv. Dep-Subp-Tran	1462.50
UnityPoint	Engineering Services	84.00
US Bank	Educational & Train.Serv.	308.68
US Cellular	Off. Supplies & Forms	1035.53
Verizon	Contrib. & Purchase Serv	40.00
Walker Welding	Engineering Services	7649.42
Windstream	Telephone & Telegr.Serv.	334.31
Winger	Building Repair & Maintce	1000.00
Ziegler	Engineering Services	17303.02
911 Custom, LLC	Uniforms	298.00
Grand Total		244023.07

Buban motioned to approve the liquor license for Louies Lakeside Bistro (pending dram).

Seconded by Harvey. All voted aye.

Bill Cortesio discussed TIF. Harvey will work with the committee to get a policy developed and submitted to the board.

Buban motioned to open the public hearing on Tax Sale #3254 at 9:10 A.M. Seconded by Harvey. All voted aye. An opening bid of \$35 was received from Sixty LLC. No other bids were received. Harvey motioned to close the public hearing at 9:11 A.M. Seconded by Buban. All voted aye. Buban motioned to approve resolution 2025-11. Seconded by Harvey. All voted aye.

RESOLUTION 2025-11

SALE OF COUNTY'S INTEREST IN CERTAIN REAL PROPERTY

WHEREAS, Appanoose County has an interest in certain real property legally described as follows:
Parcel #301261003540000

Coal located in West one-half 320 Acres of Section 13, Township 69, Range 18, Appanoose County, Iowa except Parcel "A" located in SWSW Section 13, Township 69, Range 18.

WHEREAS, Appanoose County is desirous of disposing of its interest in the above legally described property by transferring ownership to: Sixty LLC in the amount of Thirty-Five dollars all its right, title, interest, estate, claim and demand, in the above described real estate.

WHEREAS, the Board is desirous of disposing of the County's interest in the real property as required by Iowa Code Section 331.361; has held a public hearing on the proposed property sale in accordance with Iowa Code Section 331.305; has published notice of the time and place of the public hearing on the proposed property sale; and has solicited public comment and input on the proposed property sale prior to finally acting on such proposal.

NOW, THEREFORE, BE IT RESOLVED that payment is due by the close of business on the day of passage of this resolution or this sale is null and void and this resolution shall be rescinded.

BE IT FURTHER RESOLVED that, after a public hearing on the matter, the Appanoose County Board of Supervisors resolves to execute a Quit Claim Deed to transfer any ownership it may have to the owner(s) named above, all its right, title, interest, estate, claim and demand, in the above described real estate in Appanoose County, Iowa.

PASSED AND APPROVED this 17th day of March, 2025

/s/Jeff Kulmatycki, Chairman, Board of Supervisors

ATTEST: /s/Kelly Howard, Appanoose County Auditor

County Attorney, Ty Stewart stated under the current Honey Creek Proposal there is risk to the county, and he cannot give his recommendation to proceed. No action was taken.

Buban motioned to approve the Iowa Department of Management Memorandum of Understanding (IT Services). Seconded by Harvey. All voted aye.

Terry Sivetts spoke to the board about dust control. The public also commented the current dust control policy.

Harvey presented his resolution which included the application fee and options of no maintenance with no costs or maintenance for \$100. After discussion the board voted on Buban's proposed resolution. It does not contain an application fee because a separate policy discusses application fees. Harvey motioned to approve Resolution 2025-13. Seconded by Buban. All voted aye.

RESOLUTION 2025-13 DUST CONTROL OF COUNTY ROADS

WHEREAS: The Board of Supervisors is empowered under authority of Section 309.67 and Section 321.369 of the Code of Iowa to establish policies and provide adequate funds to properly maintain the secondary road system, and

WHEREAS: the Board of Supervisors desire to establish a uniform policy for the use of chemicals or natural materials within the county for dust alleviation on county roads, and

NOW, THEREFORE BE IT RESOLVED by the Appanoose County Board of Supervisors that the following items establish a COUNTY POLICY for the use of approved chemicals, magnesium chloride, calcium chloride, or lignum sulfate for dust alleviation upon county roads throughout the County:

1. No waste oil or heavy oil may be used for dust control on county roads. Approved chemicals, magnesium chloride, calcium chloride or lignum sulfate may be used for dust alleviation provided material is tested and test report is filed with county. The use of waste oil for dust alleviation on roads is prohibited by rules of the US Environmental Protection Agency.
2. The landowner who applies dust alleviation materials understands and agrees that there are hazards along with benefits in the use of dust alleviation materials. Depositing, placing, or spilling of material on roads is prohibited as provided by section 321.460 Code of Iowa.
3. All potholes that form in the treated area may be filled by owner/applicant
4. If potholes form in the treated area of the county roads and the landowner does not fill said potholes, the County will maintain the road and fill the holes during the normal maintenance (blading) of the road.
5. The County shall not be held responsible for retreatment of the road for dust alleviation should the road require maintenance that disturbs the treated area.
6. A signed permit between the landowner and County through the selected vendor, agreeing to the terms of the County Dust Control Policy and setting up the area/location for dust treatment on county roads, shall be on file with the vendor prior to any preparation or treatment being started, The permits are available through approved suppliers.
7. The dust-related area will typically be disturbed beyond dust control effectiveness during October as a result of granular roads being prepared for the winter snow and ice season. Any remaining dust control locations will be disturbed/maintained no later than October 31
8. The owner/applicant shall take all reasonable precautions during dust control periods to protect and safeguard the lives and property of the traveling public and adjacent property owners, and shall save the

county harmless of any damages or losses that may be sustained by the traveling public or adjacent property owners of such dust control operations

9. All contractors working on county right-of-way must have a Certificate of Insurance on file with the County before doing any work on County Roads. The County is to be added to the contractor's General Liability and Automobile Liability Insurance as an additional insured.

THIS RESOLUTION:

10. Will rescind any and all previous resolutions pertaining to dust control.

Should any of the above policy not be adhered to, the County will correct the roadway with the cost to be charged to property owner, termination of the Dust Control Permit, or refer the matter to the County Attorney for appropriate action.

Passed and approved this 17th day of March 2025

/s/Jeff Kulmatycki, Chairman, Scott Buban, Member, Dustin Harvey, Member

ATTEST: /s/Kelly Howard, County Auditor

Buban motioned to approve the Bond to Insure Against Double Payment for Emergency Services Marketing Check #64076 for \$3,546. Seconded by Harvey. All voted aye.

Harvey motioned to accept the resignation of Deputy Treasurer Misty Cardani effective March 13th. Seconded by Buban. All voted aye.

Harvey motioned to approve the Notice of Destruction of Noxious Weeds. Seconded by Buban. All voted aye.

Buban motioned to approve Resolution 2025-12. Seconded by Harvey. All voted aye.

RESOLUTION #2025-12 FOR INTERFUND OPERATING TRANSFER

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 \$239,295.50 is ordered to be transferred from the Rural Services Fund to the Secondary Road Fund, effective 3-17-2025.

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 3-17-2025 the vote being as follows:

Ayes: Jeff Kulmatycki, Dustin Harvey, Scott Buban

Nays: none

Attest: Kelly Howard, County Auditor

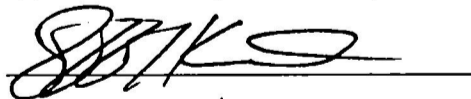
Buban motioned to approve the Traffic Safety Improvement Program (TSIP) Funding Agreement for four speed feedback signs in Unionville. Seconded by Harvey. All voted aye.

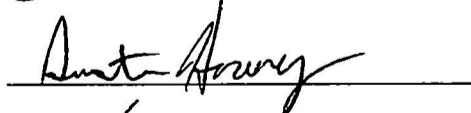
County Engineer, Brad Skinner, provided an update to the board. The bridge on 200th is progressing and is probably causing the increase of traffic in Rathbun. Crews are brush cutting but waiting to burn due to the red flag warning. They will be working on 265th north of Highway 2 later this week. Buban asked about the Boyer Ridge Road bridge. Skinner stated that he is still trying to get the railroad to agree to fix it.

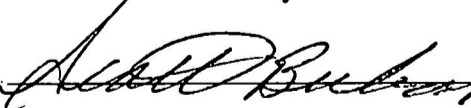
Public Comments: There were no public comments.

The Board adjourned to meet the call of the Auditor at 10:54 A.M.

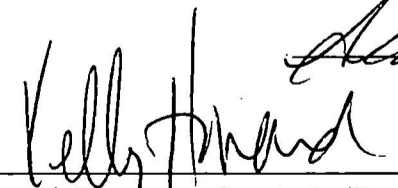
Appanoose County Board of Supervisors







Attest:


Kelly Howard, Appanoose County Auditor