

OFFICE OF THE

*Appanoose County Auditor*

**KELLY HOWARD**

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

Phone (641) 856-6191  
[auditor@appanoosecounty.net](mailto:auditor@appanoosecounty.net)

Meeting Agenda  
July 7, 2025

The Appanoose County Board of Supervisors will meet Monday, July 7, 2025 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/Approve agenda
3. Approve minutes of the June 16 & 30, 2025 meetings
4. Approve reports (6/20 payroll & Sheriff Quarterly Report)
5. Approve bills
6. Approve Veteran Affairs Commissioner reappointment: Dennis Westerman 3 year term
7. Approve Resolution 2025-30: YMCA Renovation Project
8. Approve Resolution 2025-31: Dissolution of Service Agency
9. Approve Resolution 2025-32: Setting Public Hearing on Disposal of County's interest in Old Law Center Property (lots & building)
10. Approve Homestead Tax Credit applications
11. Approve Disabled Veteran Property Tax Credit applications
12. Approve Sandoz Opioid Settlement Participation Agreement
13. Approve Termination of Carosh HIPAA Program
14. Approve Service Agreement to Participate in ISAC HIPAA Program
15. County Engineer report
16. Public Comments
17. Adjourn

Join Zoom meeting Online:

<https://zoom.us/j/6578806191?pwd=zxhtModzmQTn7WKA79RVJrQ7jDfA8R.l&omn=99701628053>

Or dial-in: (312) 626-6799

Meeting ID: 657 880 6191

Passcode: 1fQX33

Posted 7/3/25

June 16, 2025

Appanoose County Board of Supervisors met in regular session June 16, 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.

Harvey motioned to approve the minutes of the June 2, 2025 meeting. Seconded by Buban. All voted aye.

Buban motioned to approve 6/6/25 payroll & 5/25 Prisoner Room & Board. Seconded by Harvey. All voted aye.

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

Access Sys	Construction & Maint.	138.79
Access Sys	Typing-Print.-Bind.Serv.	154.51
Agriland FS	Engineering Services	19295.93
Albia Newspapers	Official Pub.& Legal Not.	35.00
Alliant	Electric Light & Power	5342.12
Amer Home Fdg	Community Support Program	786.71
App Co Auditor	Ambulance	2329.00
Sec Rds	Fuels	3351.50
Serv Agency	Water & Sewer	1802.95
App Co Tourism	Contrib. & Purchase Serv	25365.80
App Co Treas	Off. Supplies & Forms	179.23
App Co Water Rescue	Ambulance	1592.00
Arnold Motor	Engineering Services	207.45
Axon Enterprise, Inc	Law Enf. Equip & Weapons	2632.00
Bailey Off	Off. Supplies & Forms	270.25
Baker's	Equipment Repair	845.96
D Barnthouse	Building Repair & Maintce	200.00
Bauer Built Tire & Service	Engineering Services	6800.00
Bob Barker	Jail Equip. & Furniture	603.59
Bratz Oil	Engineering Services	2941.34
BUG PRO	Extermination Services	90.00
Calhoun Burns	Engineering Services	1583.50
Cantera Aggregates	Engineering Services	63349.94
Capital One	Food Preparation Service	337.24
Capital Sanitary Supply	Off. Supplies & Forms	182.52
Card Services	Park Maint. & Supplies	568.88
CarQuest	Vehicle Supplies-Access	905.62
Centec	Care of Soldiers Graves	175.35
C'ville Produce & Feed	Park Maint. & Supplies	541.88
Central IA Fasteners	Engineering Services	18.15
Chariton Valley Elec	Engineering Services	342.65
Cincinnati VFD	Ambulance	2500.00
Cville Wtrwks	Water & Sewer	59024.64
City of Moulton	Ambulance	2500.00
City of Plano	Maintenance Contract	177.61
City of Unionville	Maintenance Contract	131.42
CJ's Rental	Law Enf. Equip & Weapons	900.00
J Clark	Building Repair & Maintce	4040.00
Clark's Sewer & Rooter	Building Repair & Maintce	150.00
Dash Medical Gloves	Jail Equip. & Furniture	188.00
Davis Co Sch	Community Support Program	800.00

Davison Fuels & Oil	Fuels	65.73
J De Vries	Legal & Ct-Related Serv.	1032.50
Denco	Engineering Services	31078.75
Kari Diggins	Legal Serv. Dep-Subp-Tran	409.50
S Dittmer	Legal Serv. Dep-Subp-Tran	115.20
Eastern IA Tire	Engineering Services	9594.22
Electronic Services System	Off. Equip Repair & Maint	1256.47
Fareway	Contract Services	101.33
Farmers Mutual	Telephone & Telegr.Serv.	96.41
First National Bank	Law Enf. Equip & Weapons	957.81
Fogle TV	Engineering Services	386.56
Forbes Office Solns	Off. Supplies & Forms	62.36
Galls	Uniforms	154.72
D Gee	Contract Services	100.40
PJ Greufe	Health Insurance	1500.00
Harrison, et al	Legal & Ct-Related Serv.	7242.19
Henderson Products	Construction & Maint.	24637.00
Heslinga Law Firm	Legal & Ct-Related Serv.	525.00
Holiday Inn	Educational & Train.Serv.	406.56
Homestead	Food Preparation Service	12285.00
Hotsy Cleaning Systems	Building Repair & Maintce	437.00
K Howington	Mileage & Transp. Expense	271.60
Hy-Vee	Medical & Health Services	1462.10
IA Dept of Transp	Engineering Services	980.00
ICCS	Dues & Memberships	1100.00
Interstate Batt	Engineering Services	539.80
IA Dept Hlth	Off. Supplies & Forms	71.23
IA Media Network	Typing-Print.-Bind.Serv.	296.53
IA Prison Industries	Uniforms	45.99
Iowa Trust	Health Insurance	270.66
ISAC	Off. Equip Repair & Maint	260.00
A Jaramillo Ayon	Community Support Program	1278.00
Kids World	Community Support Program	8047.88
Kiesler Police Supply	Law Enf. Equip & Weapons	728.00
Kimball	Engineering Services	250.02
K Laurson	Mileage & Transp. Expense	107.65
Legends	Vehicle Supplies-Access	432.84
Lexipol	Educational & Train.Serv.	15146.58
LexisNexis	Dues & Memberships	206.00
Liberty	Telephone & Telegr.Serv.	781.00
Lockridge	Park Maint. & Supplies	4258.13
The Machinery Barn	Vehicle Supplies-Access	105.61
C Maddy	Community Support Program	500.00
Mail Serv	Vehicle Renewal Notices	544.92
Mainstay Systems	Law Enf. Equip & Weapons	37911.00
Mast Overhead Doors	Building Repair & Maintce	484.62
McKesson Med	Medical Supplies	12.11
Mercy Med Ctr	Engineering Services	87.00
MHC Kenworth	Engineering Services	368.33
Midwest Wheel	Engineering Services	1817.74
MMIT	Off. Supplies & Forms	137.67
MMIT	Off. Equip Repair & Maint	129.91
Monroe Pub Hlth	Community Support Program	3054.31
Moravia 1st Resp	Ambulance	8210.00
Moulton Ambulance	Ambulance	8043.00
Myers Custom Sign	Park Maint. & Supplies	730.00
Mystic 1st Resp	Ambulance	5865.00

Numa Towing	Engineering Services	40.00
O'Reilly	Engineering Services	266.84
Official Pest Control	Extermination Services	120.00
Orchard Pl	Community Support Program	2926.35
Owl Pharm	Prescriptions & Medicine	105.10
Petty C-Sheriff	Motor Vehicle	28.88
R Pfannebecker	Building Repair & Maintce	182.43
Phelps Uniform	Engineering Services	262.02
Pitney Bowes	Telephone & Telegr.Serv.	195.00
Prof Computer	Off. Equip Repair & Maint	47.95
QUALITY STRIPING, INC.	Engineering Services	63600.26
Quill	Dues & Memberships	354.01
RACOM	Park Maint. & Supplies	27754.79
RASWC	Engineering Services	20.00
RRWA	Water & Sewer	28.50
G Roefer	Medical & Health Services	100.00
SCICAP	Community Support Program	27583.14
Seymour 1st Resp	Ambulance	839.00
SIEDA	Community Support Program	1237.06
Simmons Bldg Materials	Engineering Services	2270.00
Sinclair NAPA	Engineering Services	959.71
Smith Electric Services	Jail Equip. & Furniture	2373.15
Snap-On Tools	Engineering Services	559.50
Solutions	Computer & Microfilm Supp	359.52
Southern App 1st Resp	Ambulance	3351.00
So IA Heat, Cool, & Plumb	Building Repair & Maintce	392.65
Ty Stewart	Educational & Train.Serv.	90.00
Stivers Ford Lincoln	Motor Vehicle	93800.00
Stivers Midwest Pro	Vehicle Repair & Maintce	2625.25
Stubbs Petroleum	Gas & Heat	507.65
Thomas Funeral Home	Mileage & Transp. Expense	1650.00
Thomson Reuters	Educational & Train.Serv.	152.60
UMB Bank, N.A.	G.O. Bonds Principal	850.00
US Bank	Off. Equip Repair & Maint	507.68
US Cellular	Telephone & Telegr.Serv.	776.69
USPS	Postage & Mailing	724.00
Utility Equipment Co	Engineering Services	1090.26
Verizon	Telephone & Telegr.Serv.	27.07
Sarah Wenke	Legal & Ct-Related Serv.	1588.99
Weston Heating	Engineering Services	123.90
Wex Bank	Mileage & Transp. Expense	204.83
J Willier	Legal & Ct-Related Serv.	5978.80
Windstream	Off. Supplies & Forms	540.19
Winger	Medical Supplies	955.22
Ziegler	Engineering Services	43323.19
5th Dist Rec Assn	Dues & Memberships	20.00
Grand Total		701854.65

Buban motioned to approve cigarette permits for BK's Boathouse and Brownies LLC. Seconded by Harvey. All voted aye.

Delaney Evers invited the Supervisors & staff to the Main Street 10<sup>th</sup> Birthday celebration on August 27<sup>th</sup>.

An error was found on the Secondary Roads salary certification. MacKenzie Milani's salary should be \$86,581. Harvey motioned to approve the FY26 Salary Certifications. Seconded by Buban. All voted aye.



Buban motioned to approve Resolution 2025-28: FY26 Appropriations. Seconded by Harvey. All voted aye.

#### APPROPRIATIONS RESOLUTION

##### NO. 2025-28

Whereas, it is desired to make 100% appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2025 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	191,009	02-Auditor	424,713
03-Treasurer	500,950	04-County Attorney	302,637
05-Sheriff	2,999,089	07-Recorder	198,343
08-Assessor	382,445	09-Forfeiture	45,000
20-Secondary Roads	5,367,247	21-Veterans Affairs	102,451
22-Conservation	280,253	23-Public Health	293,951
24-Weed Commissioner	2,925	25-Social Services	68,953
28-Medical Examiner	66,000	31-District Court	74,450
33-County Library	27,699	36-EMS Income Surtax	100,000
51-Courthouse	919,868	52-Data Processing	123,418
56-ADLM Empowerment	707,100	57-E911	358,650
58-Emergency Management	237,929	60-Mental Health	110,915
61-Juvenile Probation	40,000	99-Zoning	35,600
99-Non-departmental	3,108,104		

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, 2025.

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 2025-2026 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 2025-2026 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2026.

The above and foregoing resolution was adopted by the Board of Supervisors of Appanoose County, Iowa on June 16, 2025, the vote thereon being as follows:

AYES:/s/Jeff Kulmatycki, Dustin Harvey, Scott Buban NAYS: none

Attest:/s/Kelly Howard  
Appanoose County Auditor

Harvey motioned to approve Resolution 2025-29: Secondary Roads Quarterly Transfer.  
Seconded by Buban. All voted aye.

RESOLUTION #2025-29 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 6-16-2025.

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 6-16-2025 the vote being as follows:

Ayes: Jeff Kulmatycki, Dustin Harvey, Scott Buban

Nays: none

Attest: Kelly Howard, County Auditor

Buban motioned to re-appoint Dustin Harvey to Conservation Board for a 5-Year Term expiring  
7/1/2030. Seconded by Kulmatycki. All voted aye. Veteran Affairs Commissioner tabled until a letter is  
provided.

Harvey motioned to approve voiding Auditor Warrants 54830 \$20.64, 56972 \$8.46 and 59293  
\$27.80. Seconded by Buban. All voted aye.

The County Auditor, Kelly Howard requested approval to make a capital purchase of voting  
equipment due to Windows 10 expiring. Buan motioned to approve Howard making a capital asset  
purchase of voting equipment. Seconded by Harvey. All voted aye. The 3<sup>rd</sup> Floor bathrooms are also  
being remodeled but the cost should be below the capital asset threshold. Harvey motioned to hold a  
3<sup>rd</sup> board meeting on June 30<sup>th</sup> at 9 A.M. to pay bills. Seconded by Buban. All voted aye.

County Engineer, Brad Skinner provided an update to the board. The Clarkdale bridge deck will  
be poured in the next week or so. After the deck is poured the bridge should be open a month later.  
The sandseal project on the Airport Road was completed. There is leftover sand in Cincinnati the crews  
will take care of. The brush arm on the tractor was damaged and they are looking at a used tractor with  
an arm to replace it. The old tractor will transition to a mowing tractor. Crews continue to ditch clean  
while it's dry.

Harvey motioned to approve selling Truck T-23, Truck T-24, Ferri Flail Mower, Tiger 3-Point  
Boom Mower, Pintle Hitch Trailer, A-Frame Hoist, 2 front bumpers removed from Western Star trucks  
replacing T-23 & T-24 and an oil cart (on Purple Wave). Seconded by Buan. All voted aye.

Public Comments: Ryan Young from Mediacom spoke about their fiber project around Rathbun.  
They will have an open house the end of July at Honeycreek.

The Board adjourned to meet the call of the Auditor at 9:20 A.M.

Appanoose County Board of Supervisors

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Attest:

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

June 30, 2025

Appanoose County Board of Supervisors met in special session June 30, 2025, at 9:00 A.M. in the Boardroom of the Courthouse. Present: Jeff Kulmatyacki, Chairman Dustin Harvey and Scott Buban, Boardmembers. Absent: none.

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

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

Buban motioned to adjourn. Seconded by Harvey. All voted aye.

The Board adjourned to meet the call of the Auditor at 9:01 A.M.

Appanoose County Board of Supervisors

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Attest:

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Kelly Howard, Appanoose County Auditor

# APPANOOSE COUNTY SHERIFF

## Treasurer Report

04/01/2025 thru 06/30/2025

JUN	Beginning Running Balance	23,721.22
	Credits (Deposits)	134,260.63
	Debits (Withdraws)	56,123.76
	Ending Running Balance	\$101,858.09

### Receipt Details - Collected during date range

CANCEL FEE	50.00
CL-CINCINNATI	300.00
CL-MORAVIA	1,200.00
CL-MYSTIC	200.00
CL-NUMA	300.00
COPIES_CV	224.00
DL-COUNTY	2.00
DL-DOT	5.50
EXECUTION	90.00
INMATEBOND	900.00
INTEREST	5.25
JAIL PHONES	3,018.69
JAIL REIMBURSE	1,500.00
MAIL	30.00
MILEAGE	1,362.92
MISC	8,730.00
MISC RURAL	28,101.00
PROCESS NOTICE	540.00
PUBLICATION	343.78
REFUND	211.14
REIMB-GOV	27,693.05
SALE	225.00
SERVICE FEES	4,562.51
SEX OFFEND REG	100.00
SHERIFF'S DEED	175.00
TRUST FUND	53,140.79
WP-ACQUIRE	50.00
WP-COUNTY	960.00
WP-DPS	240.00

**Receipts Posted by Date Paid: 134,260.63**

Receipts with Date Paid Before Minimum Date, deposited this Date Range: 0.00

Advance Fees Deposited this Date Range: 0.00

(This should equal credits for the date range) Deposited Total: **134,260.63**

### Payout Information:

**Monthly Starting Balance: 23,721.22**

**Receipts deposited this date range: 134,260.63**

**Total to Account For: 157,981.85**

**Disbursements Made This Date Range: -56,123.76**

**Funds to be paid to County Treasurer: Should Match Checkbook**

CANCEL FEE	50.00
CL-CINCINNATI	300.00
CL-MORAVIA	1,200.00
CL-MYSTIC	200.00
CL-NUMA	300.00
COPIES_CV	224.00
DL-COUNTY	2.00
EXECUTION	90.00
INTEREST	5.25
JAIL PHONES	3,018.69
JAIL REIMBURSE	1,500.00
MAIL	30.00
MILEAGE	1,362.92
MISC	8,730.00
MISC RURAL	28,101.00
PROCESS NOTICE	540.00
REIMB-GOV	27,693.05
SALE	225.00
SERVICE FEES	4,562.51
SEX OFFEND REG	100.00
SHERIFF'S DEED	175.00
WP-ACQUIRE	50.00
WP-COUNTY	960.00

<b>Total fees Due to County Treasurer:</b>	<b>79,419.42</b>
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**Other Funds in Checkbook:**

REFUND	0.00
TRUST FUND	22,343.67
WP-DPS	95.00

<b>Total Other Funds in Checkbook:</b>	<b>22,438.67</b>
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**Zero Balance Check****0.00**

I, the Sheriff of APPANOOSE COUNTY SHERIFF do hereby certify that the report given above is a correct report of payments collected by me as said Sheriff during the month ending 6/30/2025

  
SHERIFF GARY ANDERSON

Prepared by:



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

From: Appanoose County Commission of Veterans Affairs

June 11, 2025

To: Appanoose County Board of Supervisors

Subject: Reappointment of Dennis Westerman

The Commission of Veterans Affairs recommends Dennis Westerman be reappointed to the Commission effective 1 July 2025 for a three ( 3 ) year term which will expire on 30 June 2028.

Respectfully,

David Gee  
Executive Director

Ed Cox  
Commissioner

Ryan Stober  
Commissioner

RESOLUTION NO. 2025-30

A RESOLUTION OF APPANOOSE COUNTY, SUPPORTING THE YMCA RENOVATION PROJECT  
AND AUTHORIZING THE USE OF A PORTION OF THE COUNTY'S EXISTING FUNDING  
COMMITMENT TOWARD THE PROJECT TO SATISFY MATCHING FUND REQUIREMENTS FOR  
A COMMUNITY ATTRACTION AND TOURISM (CAT) GRANT

WHEREAS, the Centerville Community YMCA is a long-standing partner in providing youth development, healthy living, and community wellness programs to the residents of Centerville and the surrounding area; and

WHEREAS, Appanoose County has historically provided annual financial support to the YMCA through a funding agreement to assist in the delivery of recreation and community wellness services; and

WHEREAS, the YMCA is seeking a Community Attraction and Tourism (CAT) grant from the Enhance Iowa Board to support the renovation of its facilities, which will provide significant community benefit through expanded programming and improved accessibility; and

WHEREAS, a key requirement of the CAT grant program is demonstrated financial support from local government entities; and

WHEREAS, the YMCA has requested that the County allocate a portion of its existing annual contribution, to be designated specifically toward construction costs to satisfy local match requirements for the CAT grant; and

WHEREAS, the Board of Supervisors finds that supporting the YMCA renovation project is in the best interest of the County and its residents and aligns with the County's goals of promoting recreation, wellness, and quality of life.

NOW, THEREFORE, BE IT RESOLVED by the Appanoose County Board of Supervisors:

Section 1. The Appanoose County Board of Supervisors hereby expresses its support for the Centerville Community YMCA's renovation project.

Section 2. The County authorizes the use of \$7,500 from the annual financial support already committed to the YMCA to be designated toward construction costs associated with the renovation project.

Section 3. All resolutions in conflict with this resolution are hereby repealed.

Section 4. This resolution shall be effective July 7, 2025.

PASSED AND APPROVED by the Appanoose County Board of Supervisors this 7<sup>th</sup> day of July, 2025.

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Jeff Kulmatycki, Chairman  
Appanoose County Board of  
Supervisors

ATTEST: \_\_\_\_\_

Kelly Howard, County Auditor



RESOLUTION NO. 2025-31

**RESOLUTION ACKNOWLEDGING AND APPROVING THE DISSOLUTION OF  
APPANOOSE COUNTY SERVICE AGENCY**

**WHEREAS**, the City of Centerville, Iowa (the "City") and Appanoose County, Iowa (the "County") entered into a joint agreement for the creation of the Appanoose County Service Agency (the "Agency") pursuant to Agreement authorized by Iowa Code Chapter 28E dated April 10, 1972 (the "Agreement");

**WHEREAS**, the Agreement was a voluntary, joint undertaking of the City and the County, for the purpose of coordinating the public safety and law enforcement activities of Appanoose County, Iowa, and to provide centralized law enforcement facilities and equipment and to provide the proper holding facilities of those in violation of the law;

**WHEREAS**, Article XIV of the Agreement provides for the dissolution of the Agency at any time by unanimous vote of the membership and all member Governmental units passing a resolution supporting such Agency action;

**WHEREAS**, the Agreement further provides that upon dissolution of the Agency, any and all assets of the commission shall be liquidated and the net proceeds so obtained distributed to the governmental units pro-rata upon the same basis that said members contributed to the operation of the Agency; and

**WHEREAS**, the City and County agree and acknowledge that the Agency is no longer necessary to manage City and County law enforcement services.

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

**Section 1.** The Board of Supervisors of Appanoose County acknowledges and approves of the dissolution of the Agency pursuant to the terms and conditions of the Agreement.

**Section 2.** On behalf of the County, the County Auditor, County Attorney, and any other necessary County official is hereby authorized to execute any and all documents necessary to accomplish the dissolution of the Agency.

**Section 3.** This resolution shall become effective upon its passage and approval as provided by law.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Jeff Kulmatycki, Chairman,  
Appanoose County Board of Supervisors

Attest:

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

Resolution 2025-32

SETTING PUBLIC HEARING ON PROPOSED DISPOSAL OF APPANOOSE COUNTY'S  
INTEREST IN CERTAIN REAL PROPERTY

WHEREAS, Appanoose County has a partial interest in certain real property consisting of two different parcels located in Centerville, Iowa, legally described as follows:

Lot 6, T.M. Fee's Addition to the City of Centerville, Iowa (Parcel 340011005390000), AND  
The West 50 feet of Lot 10, Thatcher's Addition to the City of Centerville, Iowa (Parcel 340011005380000);

WHEREAS, Appanoose County has a partial interest in the building located on property legally described as follows:

Thatcher's Addition Lots 11 & W ½ Lot 12 and T.M. Fee's Partial of Lots 7, 8 & 9 in the City of Centerville, Iowa (Parcel 340011006600000);

WHEREAS, Appanoose County obtained an interest in the properties with the goal of building a law center in a joint agreement with the City of Centerville;

WHEREAS, Appanoose County passed Resolution 2025-31 to dissolve the Appanoose County Service Agency 28E Agreement dated April 10, 1972;

WHEREAS, Appanoose County is desirous of disposing of its interest in the above legally described properties by transferring ownership to the City of Centerville, Iowa;

WHEREAS, Appanoose County is desirous of disposing of its interest to the City of Centerville, Iowa to expedite the disposal of the properties legally described above and splitting the proceeds per the 28E Agreement dated April 10, 1972;

WHEREAS, Appanoose County is desirous of describing and setting forth the proposed land transaction in a public hearing, publishing notice of the time and place of the public hearing on the proposed property sale pursuant to Iowa Code Section 331.305; and soliciting public comment and input on the proposed property sale prior to finally acting on such proposal;

NOW THEREFORE BE IT RESOLVED that the Appanoose County Board of Supervisors will hold a public hearing to discuss the proposed property disposition by gift and the proposed real estate transfer to effectuate such real estate transfer, and to discuss whether or not the to pass and approve the proposed property disposition. Such public hearing will be held on the 21<sup>st</sup> of July, 2025 at \_\_\_\_\_ A.M. in the Boardroom of the Appanoose County Courthouse, Centerville, Iowa.

PASSED AND APPROVED this 7<sup>th</sup> day of July, 2025.

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Jeff Kulmatycki, Chairman, Appanoose County Board of Supervisors

ATTEST:

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Kelly Howard, Appanoose County Auditor

## **SERVICE AGREEMENT TO PARTICIPATE IN THE ISAC HIPAA PROGRAM**

This Service Agreement to Participate in the ISAC HIPAA Program (the "Agreement"), effective as of July 1, 2025 (the "Effective Date") is hereby entered into by and amongst Appanoose County known as the "County") and the Iowa State Association of Counties ("ISAC") (collectively referred to as the "Parties") to set forth the terms and conditions under which the County will become a participant in the ISAC HIPAA Program (the "HIPAA Program").

For the consideration as described below, the Parties agree as follows:

### **Description of HIPAA Program**

The following services will be provided to all participants in the HIPAA Program:

1. Annual sixty minute "HIPAA 101" training via webinar for employees in your county.
2. One of the following annual training options available only to participating counties or MHDS regions and designed for your HIPAA security/privacy officers, HIPAA committee members or other staff that work with HIPAA and PHI regularly. The training option will be decided based on a combination of speaker availability and preference of ISAC HIPAA Program members.
  - One day long (approximately 10 a.m. to 3 p.m.) in-person training in Des Moines for up to 5 persons from your county or MHDS region.
  - Multi-day (approximately 3, 60-minute webinars) virtual training with no limit on member attendance.
3. Access to all memos and other information previously generated through the ISAC HIPAA Program via an ISAC HIPAA Program member website.
4. Access to all memos and other information generated through all member consultation hour questions as a part of the current year of the ISAC HIPAA Program via an ISAC HIPAA Program member website.
5. Up to 5 hours annually for consultation on HIPAA questions.
6. Quarterly newsletter, received via e-mail, with HIPAA news, reminders, checklists and other updates.
7. Webinar series about various topics.
8. Online training platform with access to various HIPAA courses.

In exchange for these services and administration of the services, the County will pay ISAC an annual fee of \$1,950.

### **County Responsibilities**

1. Execute this Agreement.
2. Pay the annual fee of \$1,950 by the Effective Date. This fee is non-refundable and no portion of the fee shall be returned to the County in the event the County opts not to participate in a training or does not utilize all of its consultation hours.
3. Select a HIPAA contact person for purposes of the HIPAA Program as set forth below.
4. Direct all HIPAA questions through the HIPAA contact person to ISAC Compliance Officer. ISAC shall be the client of Dorsey and Whitney for purposes of the HIPAA program and all communications with Dorsey and Whitney shall be through ISAC or with ISAC's permission.

Failure to comply with this provision may result in the County being billed outside of the HIPAA Program at Alissa Smith's regular rate.

5. The HIPAA contact person will promptly respond to inquiries from ISAC Compliance Officer related to HIPAA questions.

#### **ISAC Responsibilities**

1. Retain Alissa Smith, partner with the Dorsey and Whitney law firm, to provide trainings and consultation for the HIPAA program.
2. Oversee HIPAA questions and disseminate consultation on HIPAA questions. ISAC Compliance Officer will collect all questions and prepare responses or submit them to Alissa Smith, partner with the Dorsey & Whitney law firm. An estimate of the time needed to answer a question will be provided prior to Alissa Smith beginning. All legal research memos created in response to questions will be disseminated to all ISAC HIPAA Program participants via the ISAC HIPAA Program member website.
3. If the program member has questions that exceed their consultation hours, the additional time will be billed to the program member. An estimate of the time needed to answer a question will be provided prior to beginning the research.
4. Track the consultation hours used by the County in the HIPAA Program.
5. Coordinate and staff the HIPAA trainings of the HIPAA Program.

#### **Term**

The term of this agreement shall be from the Effective Date of this Agreement to June 30, 2026.

#### **Mutual Responsibilities**

The Parties agree to indemnify and hold each other harmless for any and all costs, including attorney's fees and cost of collection, that may reasonably result from such Party's failure to comply with the terms and conditions of this Agreement, its intentional or negligent act or omission related to this Agreement, or for any breach of the provisions of this Agreement. Liability of the parties for any damages sustained as a result of breach of this Agreement, or arising in any way out of this Agreement, shall be limited to actual damages.

The County understands that participation in the ISAC HIPAA Program in no way guarantees compliance with HIPAA and that ISAC is not assuming any liability or responsibility for the County's HIPAA compliance and that all such liability and responsibility remains that of the County.

Amendments of this Agreement shall be made by mutual consent of the Parties, by issuance of a written amendment, signed and dated by all Parties.

This Agreement constitutes the entire agreement between the Parties concerning the subject matter hereof, and supersedes any prior agreements.

Except to the extent applicable law, if any, provides otherwise, this Agreement shall be governed by the laws of the state of Iowa.

The Parties expressly agree that jurisdiction for any claim or dispute relating to or arising out of this Agreement resides exclusively in the courts of the state of Iowa.

If any provision in this Agreement should be held illegal or unenforceable, such provision shall be modified to the extent necessary to render it enforceable without losing its intent, or severed from this Agreement if no such modification is possible, and other provisions of this Agreement shall remain in full force and effect.

A waiver by either Party of any term or condition of this Agreement or any breach thereof, in any one instance, shall not waive such term or condition or any subsequent breach thereof.

The Parties may not assign or otherwise transfer this Agreement or any rights or obligations herein without the prior written consent of the other Party, which such consent shall not be unreasonably withheld. This Agreement shall be binding upon and shall inure to the benefit of the Parties, their successors and permitted assigns.

Neither Party shall be in default or be liable for any delay, failure in performance (excepting the obligation to pay) or interruption of service resulting directly or indirectly from any cause beyond its reasonable control.

**Principal Contacts**

County	ISAC
Kelly Howard	Beth Manley, General Counsel
Phone: 563-856-6191	Phone: (515) 369-7005
E-mail: <a href="mailto:auditor@appanosecounty.net">auditor@appanosecounty.net</a>	E-mail: <a href="mailto:bmanley@iowacounties.org">bmanley@iowacounties.org</a>

IN WITNESS THEREOF, this \_\_\_\_\_ day of \_\_\_\_\_, 2025, the Parties hereto have set their names and seals by their duly authorized representatives who certify that they are authorized to bind their respective organizations, \_\_\_\_\_ County and ISAC.

Appanose County

IOWA STATE ASSOCIATION OF COUNTIES

By: \_\_\_\_\_  
Its: \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_  
Its: \_\_\_\_\_

Date: \_\_\_\_\_