

Chairman Mark Behrens convened the adjourned session with Feucht, Koedam, Birkey, and Herman present. Motion carried assumes unanimous vote unless otherwise stated.

It was noted that due to Stillson having a phone conference today, Stillson will email a COVID 19 update instead of being present in person.

Attorney Shayne Mayer requested the Board go into closed session per Iowa Code Section 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Motion by Birkey, second by Feucht to move into closed session. Rollcall Vote: District 1 Feucht Support, District 2 Koedam Support, District 3 Behrens Support, District 4 Birkey Support, and District 5 Herman Support. Motion carried. The Board moved into closed session at 8:34 a.m.

Motion by Herman, second by Birkey to move out of closed session. Rollcall vote: District 1 Feucht Support, District 2 Koedam Support, District 3 Behrens Support, District 4 Birkey Support, and District 5 Herman Support. Motion carried. Board left closed session 9:12 a.m.

Attorney Shayne Mayer requested the Board go into closed session per Iowa Code Section 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Motion by Koedam, second by Herman to move into closed session. Rollcall Vote: District 1 Feucht Support, District 2 Koedam Support, District 3 Behrens Support, District 4 Birkey Support, and District 5 Herman Support. Motion carried. The Board moved into closed session at 9:14 a.m.

Motion by Herman, second by Birkey to move out of closed session. Rollcall vote: District 1 Feucht Support, District 2 Koedam Support, District 3 Behrens Support, District 4 Birkey Support, and District 5 Herman Support. Motion carried. Board left closed session at 9:28 a.m.

Attorney Mayer discussed HF2502 with the Board. House File 2502 makes it so that the county can no longer restrict firearms on county property. The county could restrict them if the county would provide armed security and screening of individuals. In Mayer's opinion the only area that firearms can be regulated would be the court area on the 3rd floor due to screening of individuals and armed security on court days. Mayer recommends that the Board would move to remove the signs stating "No Firearms" from all county buildings/property. Motion by Herman, second by Birkey to remove the signs in the county buildings. Motion carried. Auditor Smit will direct Lance Iwen to remove the signs as soon as possible. Also mentioned were the possibility of updating the handbook language to incorporate changes of HF2502, and holding education/training for employees regarding changes made by HF2502. The Board will discuss these items at a future meeting.

The minutes of the July 23, 2020 meeting were reviewed. Motion by Birkey, second by Koedam to approve the minutes. Motion carried.

The Board reviewed the quarterly report from the Sheriff for 4th quarter of FY20.

The Board again discussed moving the meetings to a different day. It was determined to leave the day as Tuesday at 8:30 am.

Resolution 2020-23 authorization to transfer funds from General Basic Sub Fund to Capital Project Fund (85000) for nature center project was introduced. Resolution 2020-23 transfers \$450,000 (remaining of the \$700,000 allocated to the project by the Board) from the general basic sub fund to the capital project fund (85000) for the conservation nature center project currently underway at Lake Pahoja. Motion by Koedam, second by Feucht to approve Resolution 2020-23. Motion carried. This is a summary of Resolution 2020-23. The complete text can be obtained at the Auditor's Office or online at www.lyoncountyiowa.com under Supervisors then Resolutions.

Economic Development Director Steve Simons and Ryan Boone, Chief Operating Officer, Premier Communications, presented information to the Board regarding a broadband fiber project Premier is completing a grant application for. There are great gaps in the state for broadband, and when COVID 19 hit, those gaps were highlighted even more. Simons reports that the Governor has now designated \$50 million of CARES dollars for broadband projects for a competitive bid process. Boone reported that resolutions of support from counties are instrumental in helping to push applications to the top. Premier is seeking support in general for the project. The estimated cost of the project is just over \$4 million dollars with a little over 300 locations to be served. Boone states that Premier can apply for up to 50% of the project cost. One of the stipulations of the grant states that this must be a "shovel ready" project, but the project cannot yet be started. It also requires a percentage of the project to be completed by the end of 2020, with completion of the total project in July of 2021. Premier has already started researching the locations and determining what will be needed for the project. Boone stated that Premier will find out whether or not they are awarded the grant within a few weeks. If awarded, Premier plans to come back to the Board to see if the County would be willing to financially support the project as well. It was talked that the Lyon County Economic Development Urban Renewal Area TIF could be a financial source for the County support. If used, the dollars would not be available until FY23. More discussion on financially supporting the project will be held at future meetings once Premier has secured the grant. Motion by Feucht to approve Resolution 2020-24 giving support to the project, second by Birkey. Motion carried. The complete text of Resolution 2020-24 can be obtained at the Auditor's Office or online at www.lyoncountyiowa.com under Supervisors then Resolutions.

Dave Jackson, Road Superintendent updated the Board on the ongoing projects. Bridge 70Y is coming along nicely. The Lester project is paving main street tomorrow and that project is about 45-50% complete. Henning Construction contacted Dave about the County's gravel stockpile as Henning needs to mine in the area underneath it and would like it to be moved. Henning wondered if County would be interested in doing more gravel hauling. There is probably 20,000 Ton of gravel to be moved. Jackson stated some of the gravel could be stockpiled in LR yard, possibly the RR shop property. Jackson suggested to see if Henning would want to buy back some of the pile. The Board agreed to have Jackson talk to Henning to see if Henning would be interested in buying some back with a percent increase. Jackson will talk to Henning and get back to the Board. Jackson also reported that K12 West by Elanco was used by the State for a haul road and got pretty beat up. The State is going to be

reimbursing the County \$96,314 for road repairs. Jackson had a vendor estimate a full depth repair on the sections needing the most repair. The estimate on concrete repair was around \$84,000 on the six miles. The worst area is Elanco to Klondike and the middle miles are the worst. Jackson is wondering if the County can do the work instead of hiring to do it. The work would take 5 or 6 guys and a week or so to do the work. Jackson also updated the Board on the smaller projects the department will be doing this week and upcoming.

Jackson gave an update on Indian Avenue and 230th Street. The bridge will be torn out and County will use the culverts that landowner has and has agreed to let the County use. The project should take a day. The area will be ripped after the culverts are in as well. The project is planned to be completed this week. It was noted that it needs to be done sooner than later due to the instability of the structure and liability of the County. Jackson thought maybe it could be done this afternoon.

Jackson is planning to demo a skid steer with a tree mulching attachment that shoot the debris down instead of out. Jackson will let the Board members know when the demo will be so they may attend if they wish.

The DGR A34 task order will be moved to an upcoming meeting.

Chairman Behrens noted that Daryl Albertson has accepted the employment contract for the engineer position. Mr. Albertson has set a starting date of August 5th. Feucht would like to have the road crew meet Albertson all at once and will work with Albertson and Jackson to find a date for that to happen.

Chairman Behrens introduced Resolution 2020-25 authorization to transfer funds from secondary road fund to capital project fund for TIF projects. The resolution will transfer \$500,000 from secondary roads to the TIF fund in order to pay for TIF projects currently being done. Motion by Koedam, second by Feucht to approve Resolution 2020-25. Motion carried. This is a summary of Resolution 2020-25. The complete text can be obtained at the Auditor's Office or online at www.lyoncountyiowa.com under Supervisors then Resolutions.

Auditor Smit informed the Board of the request from the medical examiner investigators for the County to pay their lost wages from their regular job (RN at Avera RR) while they attended the MEI certification class in St. Louis. It was discussed that the County hasn't paid any other contract worker lost wages in order to obtain certifications. If MEIs were county employees, then they would be paid for their time spent attending certification. Motion by Herman, second by Feucht to decline the request of payment of lost wages. Motion was tied due to 2 Support (Feucht, Herman) and 2 Nay (Birkey, Koedam). Chairman Behrens asked if the topic needed more discussion. Motion by Herman to revote on request. Motion by Herman, second by Feucht to decline the request of payment of lost wages to MEIs. Motion carried. Nay Koedam.

Craig Van Otterloo and Jeff Schram were present to give an update on the nature center project. Van Otterloo stated the project is coming along well. The post and beams are in for the whole building, working on the wrap around porch beams/piers. Van Otterloo stated that currently \$626,719 is still needed to fund the project. Van Otterloo reports that the project did receive the Boon Ranch \$50,000 grant and will hear by the end of the month if they receive \$50,000 from the Gilchrist Foundation. Van Otterloo stated that

due to COVID 19 it was hard to reach out to private donors, but this is planned for September/October. Van Otterloo revisited the discussion from February in requesting an advance of 3 years of Hotel/Motel tax revenue (\$125,000 x 3) for \$375,000 to the project and 30% of park revenue (\$67,000 x 3 years) for an additional \$202,500 to the project. No decision was made regarding the request for additional dollars from the County. The Board encouraged Van Otterloo and the Conservation Foundation to ramp up donation work. It was also mentioned that during the Lake Pahoja Octoberfest, tours are planned for the nature center as well. Van Otterloo invited the Board to the next Conservation meeting on August 5th at the nature center site. The Conservation Board will be discussing the retaining wall, patio, and dirt work to be done.

Supervisor correspondence: Supervisor Feucht shared the draft letter expected to be sent to secondary road employees introducing the new engineer.

Employment changes: Marilyn LaFrenz has resigned from a part time homemaker position with Health Services as of 7-28-2020.

Amy Sprock has been hired fulltime in the Auditor's Office as a clerk at \$19.00/hour. Sprock's starting date is to be July 31, 2020. Sprock has the opportunity to increase pay to \$20.00/hour as of January 1, 2021 per performance review.

Handwritten claim dated 7-21-2020 in the amount of \$570.74 was reviewed and approved. Check sequence #147131.

IBC Innovative Business Consul	7/16-7/19/20 Flex Claims	570.74
Grand Total		570.74

Flex Benefits Account	570.74
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Veteran Affairs claims dated 7-22-2020 in the amount of \$211.34 were reviewed and approved. Check sequence #147132-147138.

Jerry M. Baatz	Mileage (30) July Mtg	15.00
Doon Press	Advertising - VA	32.00
Douglas W. Hilbrands	Mileage (30) July Mtg	15.00
IACCVSO Cerro Gordo Veteran Af	FY2021 Membership Dues	50.00
Lewis Family Drug, LLC	VA Case #12	8.12
Little Rock Free Lance	Advertising - VA	8.00
Premier Communications	July Telephone - VA	83.22
Grand Total		211.34

General Basic Fund	511.34
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Claims dated 7-28-2020 in the amount of \$373,314.64 were reviewed and approved. Check sequence #147139-147210.

A & B Business Solutions A & B	Copies Contract 7/21-8/20	758.31
Access Systems Leasing	Printer/Copier Contract L	147.16
Alliant Energy	George/Little Rock Shops	230.81
Bierschbach Equipment & Supply	hose/blade	274.82
Century Link	911 Recurring 712-233-001	392.45
City of George	utilities	27.75
City of Rock Rapids City Offic	Rental Assistance - 66-10	150.00
Computer Clinic	Domain name/hosting renewal	284.00

Dakota Riggers & Tool	adapter/socket/hook	379.20
DGR Engineering	K-30 PCC Overlay	3484.83
Dixon Construction Company	L-TIF2020 (70Y) Voucher #	52570.36
George Office Products	Office supplies	101.06
Glen's Sport Center Inc.	50% cost 2 tires/service	486.17
Gordon Flesch Company, Inc.	Xerox Copier Monthly Cont	158.23
Hallett Materials OMG Midwest,	801.02 tons gravel Ashton	5527.03
Health Service of Lyon Co	4 random drug tests	100.00
Heiman Inc.	5/14/20 Extinguisher Serv	535.76
Hillyard / Sioux Falls	Valve for Auto Scrubber	166.98
Holt County Clerk of Court	Certified Copies/Court Pa	1.50
I-State Truck Center	AC Comp #11	395.54
IBC Innovative Business Consul	7/22-7/26 Flex Claims	425.99
Iowa Department of Natural Re	4 Well Permits FY19/2020	100.00
Iowa Department of Revenue -	2nd Q 2020 Lodging Tax	5145.00
Iowa Law Enforcement Academy S	4/13-4/15/20 OWI School H	250.00
Iowa Prison Industries	Single/multilane,hinged signs	2124.60
JCL Solutions-Janitors Closet	2 Ply T.Tissue,rubber gloves	171.94
Jebro Inc.	186 gal CRS-2	651.00
L.G. Everist, Inc.	263.96 ton 3/4" Engr/ballast	881.03
Larchwood Lumber Company	shelves	450.00
Lyon County Sheriff Dept.	Sheriff Fees	583.86
Lyon Rural Electric Coop	LR/Lester shops/UPS Overnight	123.40
Mail Services. LLC	August renewal postage	381.59
Meyer Electric Inc.	wire fuel barrel	1739.36
MidAmerican Energy	Inw/Alvd/DN shops	151.97
Mills & Miller, Inc.	28.275 tons salt @ 65.00/	1837.88
Minnehaha County Sheriff Dept.	Return of Service - Searc	6.50
Modern Marketing	Fair/Tours Handouts	1165.96
Murphy Family Dentistry Dr. Jo	8/28/19 Inmate Dental J.	216.28
Nelson & Rock Contracting Inc.	BROS-C060(119&120)--8J-60	9700.00
New Century Press	Brd Mins/EngTechAd/sealedbids	869.21
Northwest Iowa Area Solid Wa	7/16/20 FL Bulbs, paint d	87.88
Nyhart Attn: Finance Departmen	Balance FY2020 GASB 75	1900.00
OakLeaf Property Management	Rent Assistance - #00-002	200.00
Premier Network Solutions d/b/	July/August IT, Cloud backup	5954.96
Rapid Auto Repair Michael D. K	2 Tires/Service	441.95
Richarz Repair LLC	hyd hose fitting #15	29.31
Rock Rapids Ace Hardware	SandBelt,batterines,vac bags	65.88
Lisa R. Rockhill	7/13/2020 Mileage(104),meal	57.11
Safety-Kleen Systems Inc.	parts washer rental	327.65
Sanford Health Occupational -	pre-employment physical	238.50
Sanford Health Plan	Aug Health Insurance Prem	111587.90
Sanford USD Medical Center	40 pkgs. EKG stickers	22.31
Sioux County Attorney's Office	10/14/20 (1/5) LE Trainin	69.00
Thrifty White Pharmacy	Inmate RXs	113.36
United States Treasury -EFTPS	Form 720 PCORI Fee FY2019	950.14
US Foods, Inc Division #2355	7/12/20 Inmate Food	973.35
VanderPol Excavating, LLC	LFM-K30-7x-60 - pmt #2	135052.24
Verizon	7/10-8/9/20 Cell Phones	2194.43
Wall Street Printers	Requistion Books (50)	495.00
Wellmark BlueCross BlueShield	June 2020 RunOut Claims	189.98
Ziegler Inc.	transmission parts,labor	17216.16
Grand Total		373314.64

General Basic Fund	18,753.42
County MHD Services Fund	542.23

Rural Services Basic Fund	100.00
Economic Development Fund	43.17
Secondary Road Fund	185,549.58
Surcharge on E911	392.45
County Attorney Incentive Fund	69.00
Casino RIF	52,570.36
Emergency Management Services	93.26
Co. Assessor Agency Fund	147.16
Health Insurance Fund	114,628.02
Flex Benefits Account	425.99

There being no further business there was a motion by Feucht, seconded by Herman to adjourn. Motion carried.

ATTEST _____ APPROVED _____
County Auditor Chairman

NOTE: These minutes are as recorded by the Clerk to the Board of Supervisors and are subject to Board approval at the next regular meeting.