

LYON COUNTY AUDITORS OFFICE  
September 8, 2020

ROCK RAPIDS, IOWA

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

The minutes of the August 25 and September 2, 2020 meetings were reviewed. Motion made by Herman to approve minutes, seconded by Birkey. Motion carried.

Chairman Behrens introduced Resolution 2020-31 to authorize the transfers to Economic Development from General Basic and Rural Services. Each fund transfers \$65,000 each fiscal year to fund the economic development department. Motion by Koedam, second by Feucht to approve and sign resolution. Motion carried. This is a summary of the resolution and the full text can be obtained at the Auditor's Office or online at [www.lyoncountyiowa.com](http://www.lyoncountyiowa.com) under Departments/Supervisors/Resolutions.

The Board talked about the Lyon County Riverboat Foundation mini grant application from Lyon County Ambulance Service for 2 new scoop stretchers. The application requires a resolution of Board support. Motion by Herman, second by Birkey to approve and Chairman sign Resolution 2020-32 in support of Lyon County Ambulance applying for a Lyon County Riverboat Foundation mini grant. Motion carried. This is a summary of the resolution and the full text can be obtained at the Auditor's Office or online at [www.lyoncountyiowa.com](http://www.lyoncountyiowa.com) under Departments/Supervisors/Resolutions.

Chairman Behrens introduced Resolution 2020-33 which supports and approves Lyon County submitting a reimbursement grant application to the Local Government Relief Fund through the CARES Act in relation to COVID-19. Lyon County is applying to receive 25% of the public health payroll reimbursed from March 1, 2020 through July 31, 2020. This will be the first application for the funds and the resolution allows submission of \$42,000. This covers \$37,257.49 of payroll and a few items that do not fit the FEMA eligible items for reimbursement. The County will also be filing a reimbursement application with FEMA. Motion by Birkey, second by Koedam to approve and Chairman sign Resolution 2020-33. Motion carried. This is a summary of the resolution and the full text can be obtained at the Auditor's Office or online at [www.lyoncountyiowa.com](http://www.lyoncountyiowa.com) under Departments/Supervisors/Resolutions.

County Attorney Mayer requested that 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 and possible action. Motion by Herman, second by Birkey to enter 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. Closed session opened at 8:42 a.m.

Motion by Birkey, second by Feucht to leave closed session. Motion carried. Closed session ended at 9:38 a.m.

Attorney Mayer reports she is working with multiple counties to set up 28E agreements to assist the county during the time that the county is without an attorney.

Economic Development Director Steve Simons talked about the Northwest Iowa Regional Housing Trust Fund letter of support. This letter is to support the Fund's application to the State for the funds. The Lyon County pledge is \$4,999.00 for fiscal year 2021. The county receives around \$23,800 back in services. Motion by Feucht, second by Koedam to approve and have chairman sign the pledge letter. Motion carried.

Engineer Albertson and Road Superintendent Jackson presented the motorgrader quotes. Quotes were received from CAT 150AWD Motor Grader \$360,750 with \$54,000 trade in to \$306,750 and John Deere 772G \$346,577 with \$58,000 trade in to \$288,577. Will be trading in 2005 CAT143H. It was asked about leasing versus buying. Motion by Feucht, second by Koedam to purchase the CAT 150AWD Motor Grader \$306,750. Motion carried. Behrens voting Nay.

Albertson gave a roads project updates: Albertson hopes the milling will start on A34 around Sept 21 and the contractor has 10 days to pour once the road is milled. Crews will be setting beams on the research bridges this week, paving is done at Lester except where the railroad is. Albertson talked about the increased price of lumber and has decided to hold off on the Inwood shop due to cost. Albertson noted he needs to visit with the county attorney regarding the Bridge project in conjunction with Woodbury County. There seems to be an issue with the procurement of right of way.

Albertson wanted to verify what the procedure for crack sealing projects was in the past for the county.

The Board spoke with Albertson regarding the request from the SnoLyons using the parking area of the old Rock Rapids shop on September 12<sup>th</sup> for a swap meet. The Board and Albertson agreed that this would be okay.

The Board discussed changing the zoning fees to include a cap on zoning fees. The Board decided to leave the zoning fees as they are with no changes thus making Resolution 2020-28 not needed.

The Board has received a rezone application from BMZ, Inc from the Planning and Zoning Committee. The request is to move from Ag 1 to Commercial 1 for Parcel B in NE1/4 and in Lot 1 of Section 2-99-43, Lyon County. The Board has 30 days to hold a public hearing regarding the request. The Board will also need to update the Zoning Map Ordinance in relation to the rezone request. Motion by Birkey to set public hearings for the rezone request and the consideration of Ordinance 2020-03 for September 22 at 8:45 and 8:55 am respectively, second by Koedam. Motion carried.

The Board held the first reading of Ordinance 2020-03 Zoning Map amendment. The ordinance will mirror the zoning change request moving Parcel B in the NE1/4 and in Lot 1 of Section 2-99-43, Lyon County, Iowa from A-1 to C-1.

**ORDINANCE NO. 2020-03  
(ZONING MAP AMENDMENT)**

AN ORDINANCE AMENDING THE LYON COUNTY ZONING MAP BY CHANGING THE ZONING DISTRICT BOUNDARIES AS FOLLOWS:

**BOUNDARY 1:** FROM A-1 TO C-1 ON: Parcel B in NE1/4 and in Lot 1, Section 2-99-43, LYON COUNTY, IOWA.

**WHEREAS,** the Lyon County Zoning Ordinance on file in the office of the County Auditor designating certain standards as provided by Chapter 335, Code of Iowa, and

**WHEREAS**, Mark Zomer, Karla Zomer, Blake Zomer, and Genae Zomer, property owners of BOUNDARY 1, are petitioning Lyon County for a change in the zoning district to accommodate a commercial lot, AND

**WHEREAS**, the Lyon County Planning and Zoning Commission has previously considered the zoning change and has recommended the proposed zoning amendment to the Lyon County Zoning Ordinance, Iowa;

**NOW THEREFORE IT BE ORDAINED**, by the Lyon County Board of Supervisors:

Section 1. AMEND ZONING MAP TO REFLECT CHANGE OF ZONING DISTRICT. The Zoning Ordinance and Official Zoning Map of Lyon County, Iowa is hereby amended by changing the zoning classification and zoning district on the county's Official Zoning Map for the properties legally described as:

Parcel B in NE ¼ and in Lot 1 of Section 2-99-43, LYON COUNTY, IOWA from A-1 to C-1, AND

Section 2: REPEALER. All ordinances or parts of the previously adopted Lyon County Zoning Ordinance or Official Zoning Map in conflict with the provisions of this zoning amendment are hereby repealed.

Section 3: SEVERABILITY CLAUSE. If any section, provision or any part of this zoning amendment is determined to be invalid or unconstitutional, such adjudication shall not affect the validity of the previously adopted Lyon County Zoning Ordinance or Official Zoning Map as a whole, or any part or provision of the zoning amendment not determined to be invalid or unconstitutional.

Section 4: EFFECTIVE DATE. This zoning amendment shall be in full force and effect from after passage and publication in a newspaper of general circulation within Lyon County, Iowa.

Passed and approved this \_\_\_\_\_ day of September, 2020.

ATTEST:

\_\_\_\_\_  
Jen Smit  
Lyon County Auditor

\_\_\_\_\_  
Mark Behrens  
Chairperson, Board of Supervisors

First Reading: September 8 2020

The Ordinance will have the second reading on September 22, 2020.

Auditor Smit explained the Vote Safe Initiative Grant available to Lyon County for elections through the Secretary of State. Each county will receive \$10,000 plus \$600 per precinct including the absentee precinct. This allots Lyon County \$15,400 to use for federal election expenses due to the mitigation of COVID-19 during election planning and execution in 2020. Smit plans to purchase a mini OVCS optical scanner to be used in the absentee precinct. This will greatly decrease the hours spent feeding ballots through the smaller optical scanners on Election Day. Also being purchased will be supplies to contain sanitizing/cleaning supplies to the precincts, printing of absentee materials, pens and other election materials needed due to mitigating COVID-19 in elections. Motion by Koedam, second by Herman to approve the Vote Safe Initiative Grant Application. Motion carried.

The law enforcement contract with the City of Larchwood was presented. The FY21 amount \$22,083 (866 residents @ \$25.00) and FY22 amount \$22,516 (866 residents @ \$25.50). Motion by Feucht, second by Birkey to approve and Chairman sign contract. Motion carried.

The Board discussed flu shots for employees. The flu shot is covered 100% by Sanford Health Plan for those employees on the county health insurance. Those employees who do not have the county insurance could bring their insurance information to the flu clinic and Health Services would file a claim with their insurance. Health Services will be putting together flu shot clinics for employees soon.

Attorney Mayer joined the Board to discuss a firearm policy. With a policy the Board of Supervisors, Elected Officials, and/or Governing Boards would be responsible for reviewing formal requests from employees who wish to carry a weapon during work time. The Board would like to have department heads join them at the Sept. 22<sup>nd</sup> meeting to discuss the potential policy. Mayer will update the policy from today's discussion and forward it to Smit to send to department heads.

Supervisor correspondence: Feucht- Stensland Farms with Lt. Governor Gregg, Birkey - 3<sup>rd</sup> Judicial Court mtg, Behrens - Sioux Rivers Mental Health mtg; Koedam- MidSioux mtg.

Employment changes: Tasha Domeyer has been hired as a part time dispatcher. Domeyer started work August 31, 2020 at \$16.64/hour until certified.

Health Services has hired Katie Struckman as a part time RN to work within the public health office and school setting. Struckman will begin on September 14, 2020 at \$23.20/hour.

Heather Heimensen has submitted a letter of resignation as the Lyon County Victim Witness Coordinator. Heimensen has served in this position for 19 years and her last day will be October 9, 2020.

Payroll dated 8-28-2020 was reviewed and approved.

Payroll Warrant Register in the amount of \$245,325.07 is listed by fund.

General Basic Fund	145,084.70
County MHD Services Fund	3,124.98
Rural Service Basic Fund	25,078.27
Economic Development Fund	3,691.93
Secondary Road Fund	54,302.77
Emergency Management Services	2,669.63
Co. Assessor Agency Fund	11,372.79

Payroll Disbursement Register in the amount of \$295,579.56 is listed by Fund.

General Basic Fund	111,183.84
General Supplemental Fund	47,406.88
County MHD Services Fund	2,878.42
Rural Services Basic Fund	37,461.13
Economic Development fund	3,711.08
Secondary Road Fund	78,350.29
Emergency Management Services	3,195.96
Co. Assessor Agency Fund	11,391.96

Handwritten claim dated 8-31-2020 in the amount of \$1,158.35 were reviewed and approved. Check sequence #147873.

IBC Innovative Business Consul	8/26-8/30/2020 Flex Claim	1158.38
Grand Total		1158.38

Flex Benefits Account 1,158.38

Claims dated 9-8-2020 in the amount of \$381,485.66 were reviewed and approved. Check sequence #147874-147989.

Ahlers & Cooney, P.C. Attn: Ac	HR thru 8-19-2020	900.00
Alliant Energy	Secondary Road shops	238.85
Misty Arends	Aug Mileage (13,17)	658.50
Nikki Baatz	Aug Mileage (683)	341.50
Calhoun-Burns & Associate Inc.	bridge designs, inspections	27152.90
Care Initiative - Lyon Manor	Aug Inmate Meals 448@\$6	2688.00
Century Link	911 Recurring 712-233-001	392.45
Century Link - Business	7/16-8/15 Long Distance	346.91
City of Alvord	utilities	50.50
City of Doon	water - Doon shop	33.00
City of Larchwood	utilities	37.06
City of Rock Rapids City Offic	utilities	7255.64
Computer Clinic	Hosting Renewal-Correctio	146.00
Construction Products & Consul	Drill bit - Tool Trailer	307.85
Continental Research Corp	grease	267.68
Cooperative Energy Company	Aug Fuel, Tire repair	932.43
Crossroads Trailer	brakes #122,shoptowels	738.58
Culligan Soft Water Serv.	Rental, Salt, Water	602.00
Denco Highway Construction Inc	snap-tite culvert liners	55325.00
DGR Engineering	K-30 PCC and A34 Overlay Serv	21566.23
DJ's Service	1,712.37 gal diesel	2829.89
Eldridge Family, VanderPloeg &	Transport to State ME-Mos	1521.00
Electronic Engineering	Sept-911 PSAP Maint.	735.00
G & R Controls, Inc	7/14/20 ReSet Pressure Sw	374.00
George Office Products	Office Supplies	1120.58
Gordon Flesch Company, Inc.	Copier contracts,copy overages	577.48
Hallett Materials OMG Midwest,	236.87 tons gravel Ashton	1634.41
Herm's Sanitation	garbage service - Jul-Sep	57.00
Heather Hernandez	Aug Mileage (14)	7.00
I-State Truck Center	Element/lamp/filter insert	418.42
IBC Innovative Business Consul	Aug Emp Benefits/Flex/Depclaims	2363.60
IMAGETek, Inc.	DOT downloads for 8/11/20	90.00
Iowa Prison Industries	Stripes for 60-5	254.38
Jack's Uniforms & Equipment	Uniform Items	280.40
JCG Land Services, Inc.	BROS-CHBP-C060(124) 22R	4461.01
Jebro Inc.	675 ga CRS-2	2362.50
Rob Jensen	Well Closing reimbursemen	247.83
Keith's Korner	Aug Fuel 71.029 G Gasohol	228.00
Coreen Klarenbeek	Aug Mileage (695)	347.50
Shannon Klarenbeek	Aug Mileage (236)	118.00
L.G. Everist, Inc.	2564.62 T3/4" EngFill,Ballast	22385.70
Larchwood Quick Stop	94.5 gal gasohol	187.58
Little Rock Free Lance	8/25/20-School Bus Safety	30.00
Lyon & Sioux Rural Water	water - Lester/LWood shop	64.00
Lyon County Sheriff Dept.	Sheriff Fees	160.00
Lyon Rural Electric Coop	UPS Charges	23.95

Mail Services. LLC	September Renewals/Postage	385.39
MidAmerican Energy	acct 11930-66002	30.79
Mills & Miller, Inc.	53.98 tons salt @ 65.00/t	3508.70
Morgan Law, P.L.C.	Guardianship-JGJV500351	1348.20
Joel Moser	Aug Mileage (312)	156.00
National Sheriffs' Association	NSA Memb. Dues thru 10/31	129.00
Nelson & Rock Contracting Inc.	BROS-C060 (119/120)--8J-60	103350.59
New Century Press	Public Hearings, Juvenile not	237.88
Northern States Supply Inc.	cap/nut stock - RR Shop	57.23
Osceola Rural Water	water - Little Rock Shop	35.39
Kyle Peters	Well Closing Reimbursemen	323.40
Pitney Bowes Inc.	Red Ink Cartridge	246.49
Plains Area Mental Health PAMH	SUD Evaluation	150.00
Popkes Car Care, Inc.	Aug Fuel-26.3 G Dyed Dies	43.97
Premier Communications	Sept Phone, internet, cable, fiber	3904.97
Premier Network Solutions d/b/	Sept IT	4464.98
Rapid Auto Repair Michael D. K	Cylhead, lifters, Service 60-8	1427.34
RDO Equipment Company	radio#82, oil sample kits	641.57
RELX Inc DBA LexisNexis	Aug Online Periodical	182.97
Reserve Account/Pitney Bowes	Postage Meter	400.00
Rock Rapids Ace Hardware	Hardware, Bolts, shop supplies	216.36
Rock Rapids Machine & Welding	rect tube, flat steel	21.34
Lisa R. Rockhill	Reimb Meal Expenses	18.90
Marilee Schleusner	8/21/20 Mtg Mileage (74)	37.00
Steve Simons	Aug Mileage (341), DN Press Sub	194.50
Sgt Rick Singer	604 Academy/Simunitation ro	40.00
Sioux County Engineer	28E Agreement	5630.00
Melissa Stillson	Aug Mileage (169)	84.50
Storey Kenworthy / Matt Parrot	Disinfecting Wipes-Electi	89.20
Sunshine Foods	Aug Food for Inmates	819.64
Thomson Reuters - West Payment	Aug Clear Proflex-Collect	178.46
Todd's True Value	ear plugs, impact wrench	937.98
Town & Country Disposal	Aug Garbage Service	66.49
Trane	Sept-Nov HVAC Maint.	1025.61
TransUnion Risk & Alternative	July/August 2020 Service	305.20
Treasurer State of Iowa ATTN:	FY2021 Juvenile Base	2016.00
Jessica Trei	Aug Mileage (214)	107.00
US Foods, Inc Division #2355	Food for Inmates	879.22
Van't Hul Repair	V-pick - #57	579.77
VanderPol Excavating, LLC	LFM-K30-7x-60 - pmt #5	80099.76
VanHolland Lawn Service LTD Da	Replaced Sprinkler Head-C	166.00
Verizon	Cellphone service	1459.66
Dolores Wolfswinkle	Cistern Closing Reimburse	300.00
Ziegler Inc.	battery #56, element lube#68	652.36
3D Security Inc.	7/21/20 Camera replaced	1675.54
Grand Total		381485.66

General Basic Fund	35,256.16
County MHD Services Fund	73.36
Rural Services Basic Fund	1,246.18
Economic Development Fund	194.50
Secondary Road Fund	339,302.28
Surcharge on E911	2,746.21
County Attorney Incentive Fund	150.00
Emergency Management Services	90.87
Co. Assessor Agency Fund	62.50
Health Insurance Fund	1,520.00

Flex Benefits Account

843.60

There being no further business there was a motion by Herman, seconded by Birkey 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.