

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

County Attorney 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 and possible action.

Motion by Herman, second by Feucht to go into closed session per Iowa Code Section 21.5 (1)(c). 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 entered at 8:33 a.m.

Motion by Feucht, second by Birkey to leave 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 ended at 9:26 a.m. Motion by Koedam, second by Behrens to accept and move forward with settlement presented by ICAP. Rollcall vote: District 1 Feucht Support, District 2 Koedam Support, District 4 Birkey Support, District 5 Herman Naye, and District 3 Behrens Support. Motion carried. Attorney Mayer will advise ICAP and Cain.

The Board decided to reopen the county attorney position and accept applications until October 16<sup>th</sup>.

Engineer Albertson requested Resolution 2020-34 be tabled due to some questions needing answered.

Road Superintendent Jackson presented the debris pile bids. This debris pile is the one located in George. Bids were received from: Dennis Winkowitsch of \$551.00 and Mitchell & Huss Excavation of \$1,500.00. Motion by Koedam, second by Birkey to approve bid of \$1,500.00 from Mitchell & Huss Excavation. Motion carried.

A34 is done being milled and now paving is to start on October 5<sup>th</sup>. Albertson has ordered dust control for the gravel roads due to there being no paved entrance/exit to Alvord during the project.

The Board moved into closed session per IA Code Section 21.5(1)(i) to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Motion by Koedam, second by Birkey 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. Closed session started at 11:00 a.m.

Motion by Herman, second by Birkey to leave 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 ended at 12:20 p.m.

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

ATTEST

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County Auditor

APPROVED

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Chairman