

February 11, 2020

The Lee County Board of Supervisors met on Tuesday, February 11, 2020, at 9:00 a.m. at the Correctional Center.

Present: Ron Fedler, Gary Folluo, Rick Larkin and Matt Pflug.

All votes are unanimous unless otherwise indicated.

The Board opened the meeting by reciting the Pledge of Allegiance.

Moved by Larkin, seconded by Pflug, to approve the agenda. Motion carried.

At 9:01 a.m. Fedler opened a Public Hearing for approval of properties for Tax Auction. No comments were received prior to the hearing and no comments were received during the hearing. At 9:02 a.m., a motion was made by Pflug and seconded by Folluo to close the Public Hearing. Roll call: Pflug-aye, Folluo-aye, Larkin-aye and Fedler-aye. Motion carried.

Moved by Pflug, seconded by Larkin, to approve Resolution #2020-47. Roll call: Pflug-aye, Larkin-aye, Folluo-aye and Fedler-aye.

Resolution #2020-47

*WHEREAS*, Lee County has acquired certain properties or is eligible to acquire certain properties by tax deed; and,

*WHEREAS*, under the provisions of §331.361 and §569.8, Code of Iowa, the Board of Supervisors is required to publish notice not less than four nor more than twenty days before a public hearing; and following the public hearing, by resolution, approve or reject the proposed disposition of the property; and

*WHEREAS*, Lee County has prior passed a resolution setting February 11, 2020, at 9:01 o'clock a.m. as the date and time of the public hearing on the proposed sale of certain properties. A public hearing was held on that date and time. The Board of Supervisors is now authorized to approve or reject the proposed sale of property acquired by tax deeds.

NOW, THEREFORE, BE IT RESOLVED by the Lee County Board of Supervisors that the real estate listed below, be sold at public auction to the highest bidder on the 29th day of February, 2020, at 10:00 o'clock a.m. at the South Lee County Courthouse. The Auditor shall conduct the sale and shall have the authority to adopt such rules as are necessary to conduct the sale. The Auditor is empowered to retain the services of an auctioneer to assist in conducting the auction. The Auditor shall publish notice of the time and place of the auction as may be necessary to notify potential bidders of the auction. Mailed notice may also be sent to the owners of adjoining lands. The chairman of the Lee County Board of Supervisors is hereby authorized to sign quit claim deeds on behalf of Lee County to each purchaser.

The description of the property to be sold at public auction is set forth below:  
Lots Eleven (11) and Twelve (12), Block Thirty-Three (33), Original City of Keokuk, Lee County, Iowa, together with all buildings hereditaments and appurtenances thereunto belonging. (407 Timea Street)

The East one-half (E 1/2) of Lot Nine (9) in Block One Hundred Eight (108) in the Original City of Keokuk, Lee County, Iowa (717 Exchange Street)

Lot Thirty (30) in Randell Addition to the City of Keokuk, Lee County, Iowa (2255 McKinley Avenue)

Lot Nine (9) in Block Seven (7) in Reeves, Perry and Williams Addition to the City of Keokuk, Iowa, subject to restrictions and easements of record. Now included in and forming a part of the County of Lee, State of Iowa. (1417 Franklin Street)

Lots One (1), Two (2), Three (3) and Four (4) in Block One Hundred Seventy-Nine (179), excepting a strip of land sixty six (66) feet in width running through Lots One (1), Two (2), Three (3) and Four (4) in Block One Hundred Seventy-Nine (179), Original City of Keokuk, Lee County, Iowa (Carroll Street)

Parts of Lots Seven (7) and Eight (8) Southwest of Right-of-Way of City Sewer in Block One Hundred Seventy-Six (176) in the Original City of Keokuk, Lee County, Iowa. (12<sup>th</sup> & Ridge)

The Southwest One Quarter (1/4) of Out Lot no Four (4) lying NW of Middle Road in the Corporate Limits of the Town of Montrose, Lee County, Iowa. (2.18 acres Montrose)  
Lot Five (5), Block Ten Hundred Fifty One (1051) in the City of Fort Madison, Lee County, Iowa (1317 Avenue I)

The East Thirty (30) feet of the South Sixty (60) feet of Lot Thirteen (13) and the West Ten (10) feet of the South Sixty (60) feet of Lot Fourteen (14) in Block Twenty (20) in the South West Addition to the City of Fort Madison, Lee County, Iowa. (1903 Avenue O)

The East 10 feet of Lot One, Block Three, in Section 20, Township 66 North, Range Six West of the 5th P.M., in the Town of Vincennes, Lee County, Iowa. (Des Moines Township)

The Rear part of Lots Eleven (11) and Twelve (12) in Block Seventy-eight (78) in the Original City of Keokuk, bounded by a line beginning at the corner of Lot Twelve (12) at the intersection of the Northwesterly line of Fourth Street and the Southwesterly line of the alley in said block; thence Southwesterly on the line of Lot Twelve (12) and Fourth Street, Sixty-nine and Twelve Hundredths (69.12) feet; thence Northwesterly at right angles Seventy-three and Twelve Hundredths (73.12) feet; thence northerly to a point on the Southwesterly line of alley, Fourteen (14) feet southeasterly from the Northerly corner of Lot Eleven (11); thence Southeasterly on the Southwesterly line of the alley Eighty-six and Seventeen Hundredths (86.17) feet to beginning, in Lee County, Iowa. (418 S. 4<sup>th</sup> Street)

Three fourths (3/4) of Lot Three (3), being Thirty-seven and one half (37 1/2) feet by One Hundred Fifty (150) feet adjoining Lot Four (4); also all of Lot Twelve (12) except the front One Hundred Twelve and one half (112 1/2) feet of the Westerly Thirty-seven and one-half (37 1/2) feet thereof, all in Block One Hundred and

Seventy-two (172) in the Original City of Keokuk, Lee County, Iowa.  
(316 S. 11<sup>th</sup> Street)

The Easterly Twenty-five (25) feet of Lot Two (2) and the Westerly Twelve and one-half (12 1/2) feet of Lot Three (3) in Block One Hundred Seventy-two (172), in the Original City of Keokuk, Lee County, Iowa (318 S. 11<sup>th</sup> Street)

The Front 95 Feet of Lots 1 and 2 in Block 54 in Reid's Addition to the City of Keokuk, Lee County, Iowa (725 K Street)

The Westerly Half of Lot Nine (9) in Block Thirteen (13) in Estes Addition to the City of Keokuk, Lee County, Iowa. (1517 Blondeau Street)

The Front Forty-six and Two-thirds (46 2/3) Feet of Lot Ten (10), Block Sixty-one (61), Original City of Keokuk, Lee County, Iowa (513 High Street)

The Rear Forty-six and Two-thirds (46 2/3) feet of the Front Ninety-three and One-third (93 1/3) feet of Lots Ten (10), Eleven (11), Twelve (12) and the Rear Forty-six and Two-thirds (46 2/3) Feet of the Westerly Half of Lot Ten (10), all in Block Sixty-one (61) in the Original City of Keokuk, Lee County, Iowa (304 N 5<sup>th</sup> Street)

Lots Thirty-one (31) and Thirty-two (32), Randell Addition to the City of Keokuk, Lee County, Iowa (2243 McKinley Avenue)

Lot Nine (9), Block Fifty (50) in the Original City of Keokuk, Lee County, Iowa (217 Blondeau Street)

Lots One (1), Two (2), Three (3), Four (4) and the East five (5) Feet of the South Seventy (70) feet of lot five (5), in Block Eleven (11) South West Addition to the City of Fort Madison, Lee County, Iowa (1702 Avenue M)

The East Twenty-two and One-half (22 1/2) Feet of Lot Eight (8) in Block one (1) of South West Addition to the City of Fort Madison, Lee County, IA (1519 Avenue M)

The West One-half (W1/2) of Lot Three Hundred Fifteen (315) in the City of Fort Madison, Lee County, IA (721 Avenue G)

The Rear Half (R 1/2) of Lot Six (6), Block Two Hundred Eight (208) in the Original City of Keokuk, Lee County, Iowa (711 S 14<sup>th</sup> Street)  
Lots Seventy-five (75) and Seventy-six (76), Block B, Rees' Subdivision to the City of Keokuk, Lee County, Iowa (2200 Missouri Avenue)

Part of Block 15 in Allen's Addition to the City of Fort Madison, more particularly described as follows:  
Commencing at a point 180 feet West of the Southeast corner of the North Half of said Block 15; thence West 50 feet; thence North 11°25' West 82 feet to the South line of the C.B. & Q Railroad right-of-way; thence Easterly 50 feet along the South line of said right-of-way; thence South 10°31' East to the place of beginning, Lee County, Iowa. (2318 Avenue N)

Following the issuance and recording of the deeds as herein provided, the Notice of Public Hearing and the Resolution approving the sale shall be recorded in the Lee County Recorder's Office. The Auditor shall provide for the recording of these documents. Quit Claim Deeds will be recorded at the expense of the purchaser.

In accordance with §569.7, all deeds so issued will be presented to the Board at the next regularly scheduled board meeting following the auction. Thereafter, the Auditor shall certify a copy of the resolution proposing the sale, a Notice of Public Hearing and this Resolution approving the sale by the Recorder's Office and shall provide for the recording of the resolutions.

DATED at Montrose, Iowa, on this the 11th day of February, 2020.

LEE COUNTY BOARD OF SUPERVISORS. /s/ Ron Fedler, Chairman; /s/ Matt Pflug, Vice-Chair; /s/ Gary Folluo, Member; and /s/ Rick Larkin, Member. Attest: /s/ Denise Fraise, Lee County Auditor. Motion carried.

Moved by Folluo, seconded by Larkin, to approve the Tuesday, February 4, 2020 Board minutes. Motion carried.

Moved by Pflug, seconded by Larkin, to approve payment of claims. Motion carried.

Held a discussion with County Treasurer Chris Spann about the First Baptist Church parking lot. The Treasurer's Office has been using it for motorcycle testing. It is also used for parking during a jury trial. Spann would like to see the church compensated in some way. Moved by Pflug, seconded by Folluo, to have County Attorney Ross Braden compose a lease agreement with the church and to pay \$1,000 per year for use of the parking lot. Motion carried.

At 9:10 a.m. Fedler opened a Public Hearing for approval of the Argyle Sanitary Sewer District Budget. No comments were received prior to the hearing and no comments were received during the hearing. At 9:11 a.m. a motion was made by Larkin, seconded by Folluo, to close the Public Hearing. Motion carried.

Move by Pflug, seconded by Larkin, to approve Resolution #2020-48. Roll call: Pflug-aye, Larkin-aye, Folluo-aye and Fedler-aye.

A RESOLUTION ADOPTING THE ARGYLE SANITARY SEWER DISTRICT BUDGET

RESOLUTION #2020-48

WHEREAS, annually a Sanitary Sewer District shall prepare and adopt a budget;

WHEREAS, the District Trustees shall certify the necessary tax levy to the County Auditor by March 15;

WHEREAS, a public hearing was held on February 11 at 9:10 a.m. at the Lee County Correctional Center

THEREFORE BE IT RESOLVED, that the Argyle Sanitary Sewer District Budget be adopted.

Dated this 11<sup>th</sup> day of February, 2020

LEE COUNTY BOARD OF SUPERVISORS. /s/ Ron Fedler, Chairman; /s/ Matt Pflug, Vice-Chair; /s/ Gary Folluo, Member; and /s/ Rick Larkin, Member. Attest: /s/ Denise Fraise, Lee County Auditor. Motion carried.

Public Input: Steve Ruether asked the Board to consider changing the hours in which ATV/Side by Sides can operate according to the County Ordinance. Randy Weisinger asked if they would consider adding in the Ordinance that people could ride double on an ATV. The Board indicated that they would be revisiting the Ordinance at the end of the year. Al Nelson stated that the Ordinance has cut down on the number of illegal activity in his area. Mary VanPelt asked if golf carts are allowed on the County roads. She also asked if the County was going to go ahead and install safety features at the North Lee Office Building.

Moved by Pflug, seconded by Larkin, to approve final plans for bridge repair on J72 over Sugar Creek, Project #FM-C056(104)- -55-56. Motion carried.

Moved by Pflug, seconded by Folluo, to approve final plans for bridge repair on J50 over Lost Creek, Project #FM-C056(105)- -55-56. Motion carried.

Moved by Folluo, seconded by Larkin, to approve final plans for bridge replacement on Henry-Lee Street over Cedar Creek, Project #BROS-SWAP=C044(87)- -SE-44. Motion carried.

Moved by Folluo, seconded by Larkin, to approve a Special Class C Liquor License with Outdoor Service and Sunday Sales, for Harvestville Farm, Donnellson, for the period April 1, 2020 through March 31, 2021. Motion carried.

Moved by Pflug, seconded by Folluo, to approve a Class B Beer Permit with Sunday Sales, for Green Bay Chapter, Izaak Walton League, Fort Madison, for the period March 1, 2020 through February 28, 2021. Motion carried.

Moved by Folluo, seconded by Larkin, to approve a Class C Liquor License for Appleberry Orchard, Donnellson, for the period February 12, 2020 through February 17, 2020. Motion carried.

Moved by Pflug, seconded by Larkin, to approve a Class C Liquor License with Outdoor Service and Sunday Sales, for Sheaffer Memorial Golf Park, Fort Madison, for the period March 1, 2020 through February 28, 2021. Motion carried.

Moved by Folluo, seconded by Larkin, to approve Resolution #2020-49. Roll call: Folluo-aye, Larkin-aye, Pflug-aye and Fedler-aye.

RESOLUTION NO. 2020-49

WHEREAS, the Board of Supervisors of Lee County has by Ordinance Number VI-11 adopted a plan for a County-wide Urban Revitalization Tax Exemption District in Lee County, Iowa; and,

WHEREAS, Iowa Code Section 404.4 provides for prior approval of eligibility for a tax exemption by the governing body of the County;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF LEE COUNTY, IOWA, that they hereby approve the application of: Charlene Kruse 103 Academy Ave Denmark IA 52624

For exemption from taxation according to the provisions of Iowa Code Section 404.3, §3. Said applications shall be forwarded to the County Assessor for review pursuant to the provisions of Section 404.5 Code of Iowa.

PASSED AND APPROVED this 11th day of February, 2020.

LEE COUNTY BOARD OF SUPERVISORS. /s/ Ron Fedler, Chairman; /s/ Matt Pflug, Vice-Chair; /s/ Gary Folluo, Member; and /s/ Rick Larkin, Member. Attest: /s/ Denise Fraise, Lee County Auditor. Motion carried.

Received and filed the Treasurer's Report of Fees Collected for the month of January 2020 and the Auditor's Report of Fees Collected for the month of January 2020.

Committee Reports: Folluo reported on a Keokuk Economic Development Board meeting, a Hwy 61 Coalition meeting and an Active Attacker training.

At 9:40 a.m., a motion was made by Pflug, and seconded by Larkin, to adjourn. Motion carried.

The next meeting of the Board of Supervisors will be Tuesday, February 18, 2020 at 9:00 a.m. at the Correctional Center.

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Ron Fedler, Chairman

Attest: \_\_\_\_\_  
Denise Fraise, Lee County Auditor