

February 25, 2020

The Lee County Board of Supervisors met on Tuesday, February 25, 2020, at 9:00 a.m. at the Correctional Center.

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

All votes are unanimous unless otherwise indicated.

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

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

At 9:01 a.m. Fedler opened a Public Hearing for approval to accept the Rashid Library Building from the City of Fort Madison and gift it to the Fort Madison Food Pantry. Fedler received one comment prior to the hearing. No comments were received during the hearing. At 9:02 a.m., a motion was made by Pflug, and seconded by Harlow, to close the Public Hearing. Roll call: Pflug-aye, Harlow-aye, Larkin-aye, Folluo-aye and Fedler-aye. Motion carried.

Moved by Larkin, seconded by Pflug, to approve Resolution #2020-51. Roll call: Larkin-aye, Pflug-aye, Folluo-aye, Harlow-aye and Fedler-aye.

Resolution #2020 - 51

RESOLUTION FOR TRANSFER OF CERTAIN REAL ESTATE BY GIFT FOR PUBLIC/CHARITABLE PURPOSE

**WHEREAS**, Lee County holds Title by way of a Warranty Deed on the Idol Rashid Library Building located in the City of Fort Madison, legally described below as follows:

Part of the Southeast Quarter of Section 6, Township 67 North, Range 4 West of the 5<sup>th</sup> P.M., Lee County, Iowa, in the City of Fort Madison, being more particularly described as follows:

Commencing (as a point of reference) at the Northeast corner of the Southeast Quarter of said Section 6: thence South 1,617.78 feet; thence West 542.25 feet to the point of intersection of the North line of Avenue L as it now exists in the City of Fort Madison, Iowa, and the East line of property owned by E.I. du Pont de Nemours and Company as filed in Town Lot Deeds Book 28, page 16, in the Lee County Recorder's Office said point being the POINT OF BEGINNING, and running thence from said POINT OF BEGINNING

- (1) North 00°-04'-00" East 150.00 feet along the East line of the said E.I. du Point de Nemours and Company property to a point; thence
- (2) North 89°-56'-00" West 150.00 feet to a point: thence
- (3) South 00°-04'-00" West 157.16 feet to the North line of said Avenue L; thence
- (4) North 87°-20'-00" East 150.17 feet along the North line of said Avenue L at the POINT OF BEGINNING and containing 0.53 acre, more or less.

BEING a part of the same land and premises that was conveyed to E.I. du Pont de Nemours and Company by Lee County Savings Bank, Trustee, by Deed dated October 30, 1937, recorded in the Recorder's Office for Lee County, Iowa, in

Book 39, Page 419, and Correction Deed dated February 11, 1938, recorded in the aforesaid office in Town Lot Deeds Book 28, Page 16. This property shall be known, in perpetuity, as the Idol Rashid Memorial Building and Grantee agrees to properly maintain it.

**WHEREAS**, the above described property was deeded to Lee County by the City of Fort Madison, Lee County, Iowa;

**WHEREAS**, Lee County desires to divest itself of this property and donate it to Community Services Council, Inc. of Fort Madison, Lee County, Iowa a/k/a the Food Pantry in order to fulfill the perpetual covenants of the property as described in the Warranty Deed that the property shall be used only for public purposes, including a charitable purpose and Community Services Council, Inc. of Fort Madison, Lee County, Iowa a/k/a the Food Pantry is a registered 501C not-for-profit organization in Fort Madison Lee County, Iowa.

**WHEREAS**, Iowa Code Section 331.361 provides, in pertinent part, in disposing of an interest in real property by gift, the board shall set forth its proposal in a resolution and shall publish notice of the time and place of a public hearing on the proposal in accordance with section 331.305, and after a public hearing, the board may make a final determination on the proposal by resolution; the board shall not dispose of real property by gift except for a public purpose determined by the board, in accordance with other state law.

**NOW THEREFORE BE IT RESOLVED** that a Public Hearing was held on the 25th day of February, 2020 on this resolution, 2020-51:

**NOW THEREFORE BE IT RESOLVED** that the Lee County wishes to transfer certain real estate currently held by Lee County, Iowa known as the Idol Rashid Library Building and more particularly described as follows:

Part of the Southeast Quarter of Section 6, Township 67 North, Range 4 West of the 5<sup>th</sup> P.M., Lee County, Iowa, in the City of Fort Madison, being more particularly described as follows:

Commencing (as a point of reference) at the Northeast corner of the Southeast Quarter of said Section 6: thence South 1,617.78 feet; thence West 542.25 feet to the point of intersection of the North line of Avenue L as it now exists in the City of Fort Madison, Iowa, and the East line of property owned by E.I. du Pont de Nemours and Company as filed in Town Lot Deeds Book 28, page 16, in the Lee County Recorder's Office said point being the POINT OF BEGINNING, and running thence from said POINT OF BEGINNING

(1) North 00°-04'-00" East 150.00 feet along the East line of the said E.I. du Pont de Nemours and Company property to a point; thence

(2) North 89°-56'-00" West 150.00 feet to a point: thence

(3) South 00°-04'-00" West 157.16 feet to the North line of said Avenue L; thence

(4) North 87°-20'-00" East 150.17 feet along the North line of said Avenue L at the POINT OF BEGINNING and containing 0.53 acre, more or less.

This property shall be known, in perpetuity, as the Idol Rashid Memorial Building and Grantee agrees to properly maintain it.

BEING a part of the same land and premises that was conveyed to E.I. du Pont de Nemours and Company by Lee County Savings Bank, Trustee, by Deed dated October 30, 1937, recorded in the Recorder's Office for Lee County, Iowa, in Book 39, Page 419, and Correction Deed dated February 11, 1938, recorded in the aforesaid office in Town Lot Deeds Book 28, Page 16.

for use for public or charitable purpose, to the Community Services Council, Inc. of Fort Madison, Lee County, Iowa a/k/a the Food Pantry.

**BE IT FURTHER RESOLVED** that this resolution for the transfer of the above described property to Community Services Council, Inc. of Fort Madison, Lee County, Iowa a/k/a the Food Pantry is a registered 501C not-for-profit organization in Fort Madison Lee County, Iowa. is hereby approved. The Chairman of the Board of Supervisors is hereby authorized to sign the Quit Claim Deed on behalf of the Lee County Board of Supervisors to effectuate the transfer of said property.

Dated and signed this the 25th day of February, 2020.

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

Moved by Pflug, seconded by Larkin, to approve contracts for the Jail Shower remodel, with Hamlin Construction in the amount of \$10,247.00; Tod Kelsey Masonry in the amount of \$9,310.00 and Precision Coatings in the amount of \$16,250.00. Motion carried.

Moved by Pflug, seconded by Larkin, to approve pay requests for work done on the Jail Shower remodel, from Midwest Construction Consultants in the amount of \$5,607.42; Hamlin Construction in the amount of \$10,247.00 and Tod Kelsey Masonry in the amount of \$9,310.00. Motion carried.

Moved by Pflug, seconded by Folluo, to approve the Tuesday, February 18, 2020 Board minutes. Motion carried.

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

Public Input: Kirk Nafziger expressed his opinion on security at the North Lee Building. Nancy Booten stated that the County has spent money to protect the State's employees and the same protection should be provided to the County's employees.

Moved by Folluo, seconded by Harlow, to approve a proposal from DRW Land Surveying in the range of \$3,100 to \$4,200, to set right-of-way points in Vincennes. Motion carried.

Moved by Pflug, seconded by Harlow, to approve a contract with Ericksen Ellison and Associates for Engineering Services associated with the cameras for the Jail. Motion carried.

Moved by Folluo, seconded by Pflug, to approve a contract with Municipal CMS for rehab of the County's website. Motion carried.

Moved by Folluo, seconded by Larkin, to approve a contract with Shields Auction Service for Auction Services at the February 29, 2020 County Tax Auction. Motion carried.

Moved by Pflug, seconded by Larkin, to approve Resolution #2020-53. Roll call: Pflug-aye, Larkin-aye, Folluo-aye, Harlow-aye and Fedler-aye.

Resolution #2020-53

A RESOLUTION SETTING PUBLIC HEARING RE: HERITAGE SENIOR CENTER IN KEOKUK AND NEWBERRY SENIOR CENTER IN FORT MADISON

WHEREAS, Lee County provides rent free facilities located at 728 Avenue G in Fort Madison and 508 Main Street in Keokuk for its senior population;

WHEREAS, there is currently a Non-Exclusive Lease Agreement between Lee County and the Senior Associations;

WHEREAS, the Lee County Board of Supervisors wish to extend this lease agreement for a period of three (3) years;

AND WHEREAS, this Lease Agreement states that there shall be a Public Hearing at the beginning of the lease period.

NOW, THEREFORE BE IT RESOLVED that a Public Hearing will take place at the Newberry Center, 728 Avenue G, Fort Madison on Tuesday, March 10, 2020 at 9:00 a.m. and at the Heritage Center, 508 Main Street, Keokuk on Tuesday, March 10, 2020 at 1:00 p.m.

At these times the Lee County Board of Supervisors will determine whether the facilities are meeting or assisting in meeting the needs of the area senior citizen population.

The Auditor is instructed to publish notice of this public hearing not less than four nor more than twenty days prior to the date of the public hearing.

Dated and signed this 25<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; /s/ Rich Harlow, Member; and /s/ Rick Larkin, Member. Attest: /s/ Denise Fraise, Lee County Auditor. Motion carried.

Moved by Pflug, seconded by Folluo, to approve Resolution #2020-52. Roll call: Pflug-aye, Folluo-aye, Harlow-aye, Larkin-aye and Fedler-aye.

RESOLUTION NO. 2020-52

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: William and Jane Block 3538 159<sup>th</sup> Street Wever IA 52658

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 25th day of February, 2020.

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

Committee Reports: Folluo reported on a meeting he had with Maintenance Director Kirk Nafziger and Brian Carroll from Shoemaker Haaland regarding the boilers in the South Courthouse. Folluo also participated in interviews for the Emergency Management Director position. Harlow reported that the Children First Board has a new member. Larkin reported on a Community Action Board meeting and a Workforce Development Board meeting. Larkin and Fedler attended a Legislative Forum. Pflug reported that he and Fedler attended the annual Lee County Farm Bureau meeting.

At 10:00 a.m., a motion was made by Folluo, and seconded by Pflug, to adjourn. Motion carried.

The next meeting of the Board of Supervisors will be Tuesday, March 3, 2020 at 9:00 a.m. at the Correctional Center.

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Ron Fedler, Chairman

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