

November 13, 2019

The Lee County Board of Supervisors met on Wednesday, November 13, 2019, at 9:00 a.m. at the Correctional Center.

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

All votes are unanimous unless otherwise indicated.

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

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

Moved by Pflug, seconded by Larkin, to approve the Tuesday, November 5, 2019 Board minutes. Motion carried.

Moved by Harlow, seconded by Fedler, to approve payment of claims. Motion carried.

There was no Public Input.

Moved by Harlow, seconded by Fedler, to approve Resolution #2019-95. Roll call: Harlow-aye, Fedler-aye, Pflug-aye, Larkin-aye and Folluo-aye.

Resolution #2019-95

RESOLUTION REGARDING UNSAFE RAILROAD CROSSING AT 255<sup>TH</sup> STREET

*WHEREAS*, Burlington North Santa Fe Railway Company has Railroad crossings on 255<sup>th</sup> Street and J50 (190<sup>th</sup> St) in Lee County Iowa. Said railroad crossings being 255<sup>th</sup> Street DOT #078038P, M.P. 193.3. and J50 DOT #078279D, M.P. 206.74;

*WHEREAS*, the railroad crossings, DOT 078038, M.P. 193.3 and DOT 078279D, M.P. 206.74, owned, maintained, and operated by Burlington North Santa Fe are a public hazard for residents of Lee County in that they have deteriorated to the point the crossings are deficient and unsafe, representing a hazard to vehicular traffic; and

*WHEREAS*, the Lee County Board of Supervisors believe that a substantial safety concern for the life and health of Lee County residents could be alleviated and minimized by the simple actions of Burlington North Santa Fe to install proper Railroad Crossings that would be safe for vehicular travel.

*NOW THEREFORE BE IT RESOLVED* that the Lee County Board of Supervisors hereby approves this resolution and requests Burlington North Santa Fe to take action to protect the safety of Lee County citizens and limit their exposure to liability for injury resulting from motor vehicle accidents at the above mentioned crossings by installing appropriate railroad crossings at 255<sup>th</sup> St. DOT 078038, M.P. 193.3 and at J50 DOT 078279D, M.P. 206.74.

Dated and signed at Montrose, Iowa on this the 13th day of November, 2019.

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

Moved by Pflug, seconded by Fedler, to approve a Geotechnical Investigation Proposal from Geotechnics, of a new bridge on 190<sup>th</sup> Street over Mud Creek, in the amount of \$8,900.00. Motion carried.

The Board canvassed the November 5, 2019 City/School Election. The results are as follows.

City of Donnellson

Council Member

Jan Fraise	66
Jennifer Estrada	69
Write-ins	5

Council Member to fill a vacancy

Brian Moeller	68
Selissa Weber	69
Write-ins	3

Public Measure Yes 63 No 15

City of Fort Madison

Mayor

Matt Mohrfeld	823
Jason Eaves	56
Rodney Hoskins II	61
Joseph Helmick	516
Write-ins	10

Council Member at Large

Kevin Rink	790
Jerry Hamelton	646
Write-ins	3

Council Member Ward 1

Christopher Sorrentino	64
Rebecca Bowker	140
Write-ins	0

Council Member Ward 3

Tyler Miller	253
Write-ins	3

Council Member Ward 5

Chad Cangas	311
Write-ins	10

City of Franklin

Mayor

Stan Thomas	16
Jeff McCoy	6
Scattering	1

Council Member at Large

Jerry Sanders	21
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Delbert Kramer	18
Melanie Kramer	17
Jesse Day	16
Angie Bell	10
Mike Jarvis	7
George Wellman	5
Ashliegh Burgess	3
Randy Coleman	3
Kirk Downing	3
Mike Salata	3
Tami Wellman	3
Scattering	5

City of Houghton

Mayor

Gale Thompson	34
Terrence Wilson	14
Scattering	2

Council Member

Marty Bentler	32
Jay W Henrich	48
Russell Schwartz	36
Kurt Lowenberg	47
Cheryl Brock	40
Andy Wilson	25
Write-ins	4

City of Keokuk

Mayor

Tom Richardson	1151
Write-ins	23

Council Member at Large

John Helenthal	595
Kathie Mahoney	424
Mike Greenslaugh	220
Write-ins	2

Council Member Ward 2

Linda Altheide	75
Write-ins	2

Council Member Ward 4

Steve Andrews	115
Larry Mortimer	32
Write-ins	1

Council Member Ward 6

Roger Bryant	153
Write-ins	2

City of Montrose

Mayor

Ron Dinwiddie 54  
Write-ins 3

Council Member  
Darcie Uhlmeyer 49  
Jeff Junkins 53  
Write-ins 2

City of St Paul

Mayor  
Janice Neuweg 14  
Write-ins 4

Council Member  
Randy Neuweg 14  
John Dingman 15  
Rod Cox 14  
Stephanie Schinstock 14  
Mark Hymes 16  
Write-ins 14

City of West Point

Mayor  
Paul D Walker 57  
Write-ins 3

Council Member  
Dan Waters 53  
Bruce Wellman 57  
Brian Meierotto 58  
Joseph Loving 56  
William Stuekerjuergen 56  
Write-ins 5

Central Lee School District

School Board Member District 1  
Kimberlee Hasek 243  
Write-ins 1

School Board Member District 2  
Bill Young 247  
Write-ins 1

School Board Member District 3  
Mark Hulsebus 245  
Write-ins 1

Fort Madison School District

School Board Member  
Jared Hotop 975  
Dianne Hope 1287  
Joshua Wykert 1171  
Carol Ross 1090

Candice Smrt 570  
Lois DiPrima 989  
Write-ins 50

Keokuk School District

School Board Member  
Russ Derr 1009  
Laurie Mendenhall 974  
Michelle Sage 786  
Gary DeGala 1117  
Angela Profeta 932  
Write-ins 19

Public Measure Yes 1053 No 289

Mt Pleasant School District

School Board Member At Large  
Joshua Maher 0  
Jennifer Crull 0  
Write-ins 0

School Board Member District 3  
Angela Blint 0  
Write-ins 0

School Board Member District 4  
Chuck Andrew 0  
Write-ins 0

Public Measure Yes 0 No 0

Van Buren School District

School Board Member at Large  
Richard Breckenridge 8  
Write-ins 0

School Board Member District 2  
Dan Smith 5  
Rod Livesay 3  
Write-ins 1

School Board Member District 3  
Erica Lydolph 6  
Write-ins 1

School Board Member District 5  
Write-ins 1

Public Measure Yes 5 No 4

Indian Hills Community College

Board Member District 9  
Katie Nichols 7

Write-ins 0

Southeastern Community College

Board Member District 1

Joseph Johnson 0

Write-ins 0

Board Member District 4

Moudy Nabulsi 1444

Write-ins 26

Board Member District 5

Janet Fife-LaFrenz 1504

Write-ins 26

Moved by Pflug, seconded by Harlow, to approve the Canvass. Motion carried.

Lee County Title VI Administrator Michelle Reed gave the Board an update on Title VI requirements.

Moved by Larkin, seconded by Pflug, to approve Resolution #2019-98. Roll call: Larkin-aye, Pflug-aye, Harlow-aye, Fedler-aye and Folluo-aye.

Resolution #2019-98

RESOLUTION SETTING PUBLIC HEARING ON PROPOSAL OF THE BOARD OF SUPERVISORS FOR THE SOLICITATION OF SEALED BIDS FOR THE SALE OF CERTAIN PROPERTY

*WHEREAS*, Lee County holds Treasurer's Deed or is eligible to receive Treasurer's Deed on property situated in Fort Madison, Lee County, Iowa, commonly described as 2410 Avenue M and legally described below as follows:

Lot 7, Block 9, Fort Madison Town & Land Company's Subdivision of Allen's Addition to the City of Fort Madison, Lee County, Iowa;

*WHEREAS*, Iowa Code Section 331.361 provides for the disposal of County Property;

*WHEREAS*, Lee County desires to divest itself of the property and solicit sealed bids for the sale of the property; and

*WHEREAS*, the Lee County Board of Supervisors may accept an appropriate bid for the sale of the property, but does reserve the right to refuse to accept any of the bids;

*NOW THEREFORE BE IT RESOLVED*, that the Auditor is instructed to publish notice of public hearing to be held the 26<sup>th</sup> day of November, 2019, at 9:01 o'clock a.m. at the meeting room of the Lee County Sheriff's Department, 2530 255<sup>th</sup> Street, Montrose, Iowa, on the issue of the whether the following resolution shall be adopted:

*NOW THEREFORE BE IT RESOLVED*, that the Lee County Board of Supervisors will accept sealed bids on the property situated in Fort Madison, Lee County, Iowa, commonly described as 2410 Avenue M and legally described below as follows:

Lot 7, Block 9, Fort Madison Town & Land Company's Subdivision of Allen's Addition to the City of Fort Madison, Lee County, Iowa;

BE IT FURTHER RESOLVED that the Lee County Board of Supervisors will accept sealed bids at the Lee County Auditor's office until 4:30 p.m. on the 25th day of November, 2019 and said sealed bids will be opened at public hearing on the 26th day of November, 2019. At that time the Board of Supervisors will determine if any of the sealed bids will be accepted, and, if so, the Chairman of the Board of Supervisors is authorized to sign the Quit Claim deed on behalf of the Lee County Board of Supervisors to effectuate the transfer of said property. Upon passage of a final resolution the Auditor is instructed to provide for the recording of all resolutions and notices.

Dated and signed this the 13th day of November, 2019.

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

Moved by Fedler, seconded by Pflug, to approve two tax abatement resolutions. Roll call: Fedler-aye, Pflug-aye, Larkin-aye, Harlow-aye and Folluo-aye.

RESOLUTION #2019-96

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: Greg and Teresa Sallen  
1984 West Point Road West Point IA 52656

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 13th day of November, 2019.

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

RESOLUTION #2019-97

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: Logan and Megan Roberts  
2567 Co Road 103 West Point IA 52656

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 13th day of November, 2019.

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

Received and filed the Auditor's Report of Fees Collected for the month of October 2019 and the Sheriff's Monthly Report for October 2019.

Committee Reports: Pflug reported on an Employee Safety Committee meeting. Larkin reported on a webinar he watched on Workforce Development. He also reported on an Economic Development Board meeting and a Fort Madison Partners meeting. Harlow gave an update on Bridges Out of Poverty. Fedler toured the new Henry County Jail. Folluo reported on a Keokuk Economic Development Board meeting.

At 10:26 a.m., a motion was made by Harlow, and seconded by Fedler, to adjourn. Motion carried.

The next meeting of the Board of Supervisors will be Tuesday, November 19, 2019 at 9:00 a.m. at the Correctional Center.

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Gary Folluo, Chairman

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