

November 20, 2018

The Lee County Board of Supervisors met on Tuesday, November 20, 2018, at 9:00 a.m. at the Correctional Center.

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

All votes are unanimous unless otherwise indicated.

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

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

Moved by Fedler, seconded by Larkin, to approve the Tuesday, November 14, 2018 Board minutes. Motion carried.

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

Public Input:

Carol Betts, Keokuk Parks Foundation, asked that the board lend their support to secure a C.A.T. grant for public pickle ball courts in Keokuk. Kenny Beaird, pickle ball expert, explained what pickle ball is. After great discussion, it was decided to put it on next week's agenda for consideration.

Moved by Folluo, seconded by Pflug, to move forward with the Second reading of Engine Breaking Ordinance. Roll call: Folluo-aye, Pflug-aye, Fedler-aye, Larkin-aye and Hunold-aye.

Moved by Fedler, seconded by Folluo, to approve Resolution #2018-105, authorizing the restructuring of County Attorney's Office. Roll call: Fedler-aye, Folluo-aye, Larkin-aye, Pflug-aye, and Hunold-aye.

LEE COUNTY BOARD OF SUPERVISORS

Resolution No. 2018-105

RESOLUTION AUTHORIZING CHANGE IN ASSISTANT COUNTY OFFICERS IN THE COUNTY ATTORNEY'S OFFICE

WHEREAS, Section 331.757(2), Code of Iowa provides; The county attorney may appoint, with the approval of the board, an assistant county attorney to serve as a full-time prosecutor. A full-time prosecutor shall refrain from private practice of law. The County attorney shall determine the compensation paid to a full-time prosecutor with the budget set for the county attorney's office by the board. Except in counties having a population of more than two hundred thousand, the annual salary of an assistant county attorney shall not

exceed eighty-five percent of the maximum annual salary of a full-time county attorney; and

WHEREAS, Section 331.903, Code of Iowa provides: The auditor, treasurer, recorder, sheriff, and county attorney may each appoint, with the approval of the board, one or more deputies, assistants, or clerks for whose acts the principal officer is responsible. The number of deputies, assistants, and clerks for each office shall be determined by the board and the number and approval of each appointment shall be adopted by a resolution recorded in the minutes of the board; and

WHEREAS, the existing structure of attorneys in the county attorney's office is one attorney, one-full time assistant county attorney, and two part-time county attorneys;

WHEREAS, the two part-time assistant county attorneys currently are able to keep a private practice, each receive a benefits package, and combine for a total cost in salary of approximately \$147,000.00; and

WHEREAS, THE COUNTY ATTORNEY IS REQUESTING THE Board of Supervisors for approval to change the status of the two part-time assistant county attorneys to two full-time county attorneys for a full staff of one county attorney and three full-time assistant county attorneys within the current allotted budget.

NOW AND THEREFORE BE IT RESOLVED that the Lee County Board of Supervisors hereby approves the request of the county attorney for a change in status of the two part-time assistant county attorneys to two full-time county attorneys for a full staff of one county attorney and three full-time assistant county attorneys within the current allotted budget.

Dated and signed at Montrose, Iowa on this 20<sup>th</sup> day of November, 2018.

LEE COUNTY BOARD OF SUPERVISORS. /s/ Don Hunold, Chairman; /s/ Rick Larkin, Vice-Chair; /s/ Gary Folluo, Member /s/ Matt Pflug, Member and /s/Ron Fedler, Member. Attest: /s/Nikki Sugars, Lee County Deputy Auditor. Motion Carried.

Moved by Pflug, seconded by Folluo, to approve four Tax Abatement Resolutions. Roll call: Pflug-aye, Folluo-aye, Larkin-aye, Fedler-aye and Hunold-aye.

RESOLUTION NO. 2018-106

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:

Flint J. Hawes  
1803 295<sup>th</sup> Street  
Argyle, IA 52619

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 20th day of November, 2018.

LEE COUNTY BOARD OF SUPERVISORS. /s/ Don Hunold, Chairman; /s/ Rick Larkin, Vice-Chair; /s/ Gary Folluo, Member /s/ Matt Pflug, Member and /s/Ron Fedler, Member. Attest: /s/Nikki Sugars, Lee County Deputy Auditor. Motion Carried.

RESOLUTION NO. 2018-107

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:

Don and Robin McElhoe  
3118 212<sup>th</sup> Avenue  
Montrose IA 52639

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 20th day of November, 2018.

LEE COUNTY BOARD OF SUPERVISORS. /s/ Don Hunold, Chairman; /s/ Rick Larkin, Vice-Chair; /s/ Gary Folluo, Member /s/ Matt Pflug, Member and /s/Ron Fedler, Member. Attest: /s/Nikki Sugars, Lee County Deputy Auditor. Motion Carried.

RESOLUTION NO. 2018-108

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:

Kirk Nafziger  
207 Turner Avenue  
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 20th day of November, 2018.

LEE COUNTY BOARD OF SUPERVISORS. /s/ Don Hunold, Chairman; /s/ Rick Larkin, Vice-Chair; /s/ Gary Folluo, Member /s/ Matt Pflug, Member and /s/Ron Fedler, Member. Attest: /s/Nikki Sugars, Lee County Deputy Auditor. Motion Carried.

RESOLUTION NO. 2018-109

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:

Leslie Lindner  
2367 Johnson St Road  
Keokuk IA 52632

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 20th day of November, 2018.

LEE COUNTY BOARD OF SUPERVISORS. /s/ Don Hunold, Chairman; /s/ Rick Larkin, Vice-Chair; /s/ Gary Folluo, Member /s/ Matt Pflug, Member and /s/Ron Fedler, Member. Attest: /s/Nikki Sugars, Lee County Deputy Auditor. Motion Carried.

Motioned by Folluo, seconded by Fedler, to approve the following personnel Action: Step Increase for Jacob Frueh, Secondary Roads, Maintenance, from Class III, Step 2 \$20.84 to Class III, Step 3 \$21.32, effective 11/28/2018 and Step Increase for Zachary Coppage, Sheriff's Office, Correctional Officer, from Beginning Step \$16.82 to 1 Year \$18.10, effective 11/29/2018. Motion carried.

Received and filed the Auditor's Report of Fees Collected for the month of October, 2018.

Committee Reports: Larkin discussed Kensington Open House. Hunold reported on a Health Solutions meeting and Conservation Board meeting.

At 10:05 a.m., a motion was made by Pflug, seconded by Fedler, to adjourn. Motion carried. The next meeting of the Board of Supervisors will be Tuesday, November 27, 2018 at 9:00 a.m. at the Correctional Center.

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Don Hunold, Chairperson

Attest: \_\_\_\_\_

Nikki Sugars, Lee County Deputy Auditor