# MONONA COUNTY BOARD OF SUPERVISORS MEETING JANUARY 2, 2024

The Monona County Board of Supervisors met in regular session at 8:30 a.m. o'clock on Tuesday, January 2, 2024 in the boardroom of the courthouse in Onawa, Monona County, Iowa with Chairman Fox presiding. Other, Supervisors present: Tom Brouillette and Vince Phillips. Supervisor Absent: None. Also, present was Auditor Peggy A. Rolph.

Motion was made by Supervisor Fox, seconded by Supervisor Phillips to approve the agenda. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Motion was made by Supervisor Phillips, seconded by Supervisor Brouillette to elect Supervisor Fox as the Chairperson and Supervisor Brouillette as Vice-Chairperson. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Patrick Prorok, EMA Director was present to discuss the Medical Examiner position, discussion followed no action taken.

Supervisor Fox introduced and moved to adopt the following Resolution, seconded by Supervisor Brouillette:

### RESOLUTION 2024-01 CONSTRUCTION EVALUATION RESOLUTION

**WHEREAS**, Iowa Code section 459.304(3) sets out the procedure if a Board of Supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

**WHEREAS**, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

**WHEREAS**, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

**WHEREAS**, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2024 and January 31, 2025 and submit an adopted recommendation regarding that application to the DNR; and

**WHEREAS**, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MONONA COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Date: Jan. 2, 2024

Ayes:	/s/ Bo Fox	Nays:	None
J	/s/ Tom Brouillette		
	/s/ Vincent Phillips	<u> </u>	
		/s/ Bo Fox	
		Chairman, Bo	ard of Supervisors

ATTEST: /s/ Peggy A. Rolph

Monona County Auditor

Secondary Roads Office Manager Deleta Huffman and Shawn Bellis, Secondary Roads Maintenance Superintended were present for Secondary Roads business.

Supervisor <u>Brouillette</u> introduced and moved to adopt the following Resolution, Seconded by Supervisor <u>Fox</u>.

#### **RESOLUTION NO. SR 24-01**

Be it resolved by the Board of Supervisors of Monona County, Iowa, that WHKS & Co. Contract Engineer of Monona County, Iowa, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute certification of completion of work and final acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market and Federal or State aid construction projects in this county.

Date: January 0	2, 2024	
	x Brouillette nt Phillips	Nays: None
		/s/ Bo Fox Chairman, Board of Supervisors
	/ Peggy A. Rolph Ionona County Auditor	

Supervisor <u>Phillips</u> introduced and moved to adopt the following Resolution, Seconded by Supervisor <u>Brouillette</u>.

## **RESOLUTION NO. SR 24-02**

Whereas, Section 306.41 of the Code of Iowa, 1992, provides that:

The agency having jurisdiction and control over any highway in the state, or the chief engineer of said agency when delegated by such agency, may temporarily close sections of a highway by formal resolution entered upon the minutes of such agency when reasonably necessary because of construction, reconstruction, maintenance or natural disaster and shall cause to be erected "road closed" signs and partial or total barricades in the roadway at each end of the closed highway section and on the closed highway where that highway is intersected by other highways if such intersection remains open. Any numbered road closed for over forty—eight hours shall have a designated detour route. The agency having jurisdiction over a section of highway closed in accordance with the provisions of this section, or the persons or contractors employed to carry out the construction, reconstruction, or maintenance of the closed section of highway, shall not be liable for any damages to any vehicle that enters the closed section of highway or the contents of such vehicle or for any injuries to any person that enters the closed section of highway, unless the damages are caused by gross negligence of the agency or the contractor.

Nothing herein shall be construed to prohibit or deny any person from gaining lawful access to the person's property or residence, nor shall it change or limit liability to such persons.

Now therefore be it resolved by the Board of Supervisors of Monona County, Iowa, that WHKS & Co., Contract Engineer be authorized to close Monona County Secondary Roads as necessary with the actual dates of closure to be determined by the County Engineer, as follows:

**For Construction:** Any project as described in the approved Monona County Secondary Road Construction Program or any approved supplements thereto in the calendar year of 2024;

<u>For Emergency Closure of Any Road for Maintenance Purposes</u>; Any route deemed necessary by the County Engineer. If closure is to be for an extended time, it will be resolved by resolution at the next meeting of the Board of Supervisors.

<u>For Closure of Any Road for a special Event</u>; Any route requested by a recognized sponsor or public entity for an event that the public is invited to attend.

All road closures will be designated with signs in accordance with the Manual of Uniform Traffic Control Devices.

Traffic Contro	of Devices.		
Date: January	02, 2024		
Ayes:	/s/ Bo Fox /s/ Tom Brouillette /s/ Vincent Phillips	Nays:	<u>None</u>
			/s/ Bo Fox Chairman, Board of Supervisors
ATTEST:	/s/ Peggy A. Rolph Monona County Auditor		
Superv Supervisor <u>Ph</u>		ed to ad	opt the following Resolution, Seconded by
	RESOLU	TION N	O. SR 24-03
Contract Engine Board of Supe in accordance	neer be and is hereby designary ervisors of said County to exe with plans and specifications	ted, auth cute cert therefor	ona County, Iowa, that WHKS & Co., norized and empowered on behalf of the diffication of work and final acceptance thereof re, and to execute requests for reimbursement, ion Service projects in this county.
Date: January	02, 2024		
Ayes:	/s/ Bo Fox /s/ Tom Brouillette /s/ Vincent Phillips	Nays:	<u>None</u>
			/s/ Bo Fox
ATTEST:	/s/ Peggy A. Rolph Monona County Auditor		

Supervisor <u>Brouillette</u> introduced and moved to adopt the following Resolution, seconded by Supervisor <u>Phillips</u>:

## **RESOLUTION NO. SR 24-04**

The Board of Supervisors hereby resolve that WHKS & Co., Contract Engineer, is hereby authorized to execute, on behalf of Monona County Secondary Road Department, applications for financial assistance and to file with the Iowa Emergency Management Division (EMD) for the purpose of obtaining Federal/State financial assistance under the Disaster Relief Act (PL 93-

28, as ameno of Iowa, Cha		n the Pre	esident's Disaster Relief Fund and the Code
Date: Janu	ary 02, 2024		
Ayes	s: /s/ Bo Fox /s/ Tom Brouillette /s/ Vincent Phillips	Nays:	None
			Fox nan, Board of Supervisors
ATTEST:	/s/ Peggy A. Rolph Monona County Auditor		
Super Supervisor <u>I</u>	· · · · · · · · · · · · · · · · · · ·	ed to ad	opt the following Resolution, Seconded by
	RESOLU	TION N	O. SR 24-05
Contract En Board of Su in accordance	gineer be and is hereby designate pervisors of said County to exe	ited, auth cute cert therefor	ona County, Iowa, that WHKS & Co., norized and empowered on behalf of the diffication of work and final acceptance thereofee, and to execute requests for reimbursement, ojects in this county.
Date: Janua	ry 02, 2024		
Ayes	s: /s/ Bo Fox /s/ Tom Brouillette /s/ Vincent Phillips	Nays:	<u>None</u>
			/s/ Bo Fox Chairman, Board of Supervisors
ATTEST:	/s/ Peggy A. Rolph Monona County Auditor		
Resolution S on all constr	SR24-06 establishes rates that the	he Count Ionona (	ded by Supervisor Brouillette to table by will pay for fence removal and replacement County during FY24. Vote on motion: Ayes: carried.
-	ervisor <u>Brouillette</u> introduced and Supervisor <u>Fox</u> .	nd move	d to adopt the following Resolution,
	RESOLU	TION N	O. SR 24-07
	f Supervisors establishes the crection activities.	op dama	age payment for loss of crop due to secondary
	per acre for soybear per acre for corn.	ns or	
These prices	will remain in effect until furt	her notic	e.

	, 0=, =0= :	
Ayes:	/s/ Bo Fox	Nays: None
		/s/ Bo Fox Chairman, Board of Supervisors
ATTEST:	/s/ Peggy A. Rolph Monona County Auditor	

Date: January 02, 2024

Discussion items were roads, signs when movers are moving buildings, bridges, beaver removal and sanders. No action taken.

Kelly Seward, Recorder was present for the Compensation Board's Recommendation. Motion was made by Supervisor Fox, seconded by Supervisor Brouillette to approve the Compensation Board's Recommendation of 3.5% and \$1,500 for the Chairman of the Board of Supervisors. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Regina Smith & Michelle Matney, RML Architects via phone were present to discussed the window/door contact. Discussion followed, no action taken.

Present for the appointment of the County Attorney were Jim Wigton, IT Director; Sarah Delanty, Assistant County Attorney; Kevin Ewing, Sheriff; Haley Bryan; and via zoom Ian McConeghey, County Attorney. Ian McConeghey, County Attorney stated that everything was properly published.

Motion was made by Supervisor Fox, seconded by Supervisor Phillips to appoint Haley Bryan as the County Attorney. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Motion was made by Supervisor Fox, seconded by Supervisor Phillips to approve the minutes of December 26 and 29, 2023 as read. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Motion was made by Supervisor Phillips, seconded by Supervisor Brouillette to approve claims. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Motion was made by Supervisor Fox, seconded by Supervisor Phillips to acknowledge receipt of resignation letter from Melanie McAndrews as the Board of Supervisors Compensation Board Member. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Motion was made by Supervisor Brouillette, seconded by Supervisor Fox to appoint the Onawa Democrat and the Mapleton Press as the official newspapers. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

Motion was made by Supervisor Brouillette, seconded by Supervisor Phillips to authorize the Chairman's signature on the Nationwide amendment documents regarding Roth 457b. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

The budget amendment was discussed, no action taken.

It was moved by Supervisor Fox, seconded by Supervisor Brouillette to hereby adjourn at the hour of 12:30 p.m. o'clock. Vote on motion: Ayes: Fox, Brouillette, and Phillips. Nays: None. Motion carried.

/s/Bo Fox_
BO FOX, CHAIRPERSON MONONA COUNTY
BOARD OF SUPERVISORS

ATTEST: /s/Peggy A. Rolph\_ PEGGY A. ROLPH, AUDITOR