

**JANUARY ORGANIZATIONAL MEETING**

Board of Supervisors  
Calhoun County Courthouse  
Rockwell City, Iowa  
Tuesday, January 2, 2024

The Board of Supervisors of Calhoun County met with the following members present: Jacobs, Becker and Legore.

Everyone present stood and said the Pledge of Allegiance.

Agenda additions: There were no additions to the agenda.

It was moved by Becker and seconded Legore by to approve the agenda as is with no additions. Ayes all. Motion carried

The minutes of the last meeting were read. It was moved by Becker and seconded by Legore to approve the minutes. Ayes all. Motion carried.

The first order of business in the 2024 session was the appointment of a chairman. It was moved by Becker and seconded by Jacobs to appoint Carl Legore as Chairman and Scott Jacobs as Vice-Chairman. Ayes all. Motion carried.

The Calhoun County Journal-Herald and The Graphic-Advocate submitted requests to be named official newspapers for 2024. The Calhoun County Pheonix will be eligible August 2024. Ron Sturgis and Jason Major with the Journal Herald were both present. It was moved by Becker and seconded by Jacobs to name The Calhoun County Journal-Herald and The Graphic Advocate as the official newspapers for 2024. Ayes all. Motion carried.

Public Comments: Homer Martz let the Board know he has not heard anything regarding his well.

Motion by Becker seconded by Jacobs to fill the vacancy of the Calhoun County Attorney by appointment pursuant to Iowa Code §69.14A(2)(a) or employment pursuant to Iowa Code §69.14A(3) of Ben Smith. Ayes all. Motion carried.

No drainage claims were presented.

Motion by Becker seconded by Jacobs to approve Transfer Resolution 2024-02. Ayes all. Motion carried.

**TRANSFER RESOLUTION 2024-02**

NOW THEREFORE, Be it resolved by the Board of Supervisors of Calhoun County, Iowa, that on this 2nd day of January 2024 that transfer #679 in the amount of \$7,960.56 be transferred from General Basic Fund to the Conservation Trust Fund. Interest earned from June 1, 2023 through November 30, 2023.

Motion by Becker seconded by Jacobs to approve Transfer Resolution 2024-03. Ayes all. Motion carried.

**TRANSFER RESOLUTION 2024-03**

NOW THEREFORE, Be it resolved by the Board of Supervisors of Calhoun County, Iowa, that on this 2nd day of January 2024 that transfer #680 in the amount of \$3,630.34 be transferred from General Basic Fund to the R.E.A.P. Fund. Interest earned from June 1, 2023 through November 30, 2023.

Safety Budget request for FY 254/25 was reviewed.

Nick Buse, Calhoun and Sac County Engineer met with the Board to update them on Secondary Road projects.

It was moved by Becker and seconded by Jacobs to reappoint Mike Moeller as Safety/Zoning Officer and Flood Plain Administrator. Ayes all. Motion carried.

Ben Smith, Sac/Calhoun County Attorney presented FY 24/25 budget request. There was discussion of the County Attorney moving its office from 412 Main Street, Rockwell City to the Public Health Building at 501 Court Street, Rockwell City. The move is planned for around February 1, 2024. Also present for the discussion was James Heiliger, Brandi Graffunder, Chris Fistler, Tina Meth Farrington and Dewey Snyder.

It was moved by Jacobs and seconded by Becker to appoint Lori Erkenbrack, Treasurer, as Calhoun County Investment Officer and to assign public bidder certificates when no abatement or compromise has been made. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Becker to reappoint Curtis Vanderheiden as Weed Commissioner. Ayes all. Motion carried.

Rich Shinn, Veterans Affairs/General Assistance Director presented FY 24/25 budget request. Annette Vogel was also present. Motion by Jacobs seconded by Becker to approve VA Quarterly Report through December 31, 2024. Ayes all. Motion carried.

Bruce Musgrave, EMS Director presented an appointment of Bruce Musgrave as a Medical Examiner Investigator.

Motion by Becker seconded by Jacobs to go into closed session per Iowa Code 21.5 (c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent. Ayes: Becker, Jacobs, Legore. Nays: None. Motion carried.

Motion by Becker seconded by Jacobs to come out of closed session. Ayes: Becker, Jacobs, Legore. Nays: None. Motion carried.

Motion by Jacobs seconded by Becker to approve Chairman to sign Fidler Contract. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Becker to reappoint Shelly Schossow as designated County Agent for HF2494. Ayes all. Motion carried.

Shelly Schossow, Environmental Specialist presented 2024 Construction Evaluation Resolution. Motion by Becker seconded by Jacobs to approve Resolution 2024-01. Ayes all. Motion carried.

**RESOLUTION #2024-01**  
**2024 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 CALHOUN COUNTY** that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Curtis Vanderheiden, Conservationist/Weed Commissioner presented FY 24/25 budget request.

Steven Heinlen, IT Director presented FY 24/25 budget request.

It was moved by Becker and seconded by Jacobs to set every Tuesday at 9:00 a.m. as the meeting date of the Board of Supervisors and the first working day of the year (organizational meeting) and to approve the writing of warrants on the second and fourth Tuesday of each month. All claims presented for payment must have legitimate receipts if no receipt-payment will be denied. All claims are due by 4:30 pm, Wednesday preceding the claim date. Ayes all. Motion carried.

It was moved by Becker and seconded by Jacobs to reappoint Dr. Charles Comstock, MD, Lake City, as County Medical Examiner, Bruce Musgrave, Nicholle Winter, Stephanie Renze, Christina Cook, Jodi Clausen-Medical Examiner Investigators. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Becker to approve the attendance of county employees to schools of instruction and county meetings including mileage and necessary expenses. A maximum of \$50.00 per day, with detailed meal receipts attached, will be paid for authorized work activities requiring an overnight stay. Per IRS Publication 15-B, any expense for noon meals or any other meal expenses not requiring an overnight stay (receipt required) will be considered a taxable fringe benefit and will be reimbursed to the employee via payroll. Alcoholic beverages and/or tips for the meal will not be reimbursed. Expense for the rate for all mileage will be paid by Calhoun County for use of personal vehicles at \$.50 per mile (depending on the department policy) and will pay the necessary parking fees while at meetings with receipts attached. Ayes all. Motion carried.

It was moved by Becker and seconded by Jacobs to appoint Phil Heinlen, Rockwell City Mayor, as Chairman; Dave Anderson, Manson Mayor, as Vice Chairman; Pat Riley, Sheriff; the Board of Supervisor's Chairman, the mayors of all towns/or designees in Calhoun County; and Shane Voith, Emergency Management Coordinator to the Emergency Management Commission. Ayes all. Motion carried.

It was moved by Becker and seconded by Jacobs to appoint Neil Gadbury to Board of Adjustment with term ending December 31, 2029. Ayes all. Motion carried.

It was moved by Becker and seconded by Jacobs to appoint Brian Blomme as primary drainage engineer and watchman, Eric Yunginger as secondary drainage engineer and watchman for all the drainage districts and Mary Lauver, Lake City, as the Drainage Attorney. Ayes all. Motion carried.

It was moved by Legore and seconded by Becker to reappoint those to the Compensation Commission for Condemnation proceedings (see list on file in the Auditor's Office). Ayes all. Motion carried.

It was moved by Jacobs and seconded by Becker to set the following legal holidays for 2024/2025:

Presidents' Day	Monday, February 19
Memorial Day	Monday, May 27
Independence Day	Thursday, July 4
Labor Day	Monday, September 2
Veterans Day	Monday, November 11
Thanksgiving Day	Thursday, November 28
Friday after Thanksgiving	Friday, November 29
Christmas Eve off at NOON	Tuesday, December 24
Christmas Day	Wednesday, December 25
New Year's Day	Wednesday, January 1, 2025

Ayes all. Motion carried.

It was moved by Legore and seconded by Jacobs to appoint Scott Becker to the following committees:

Board of Supervisors - Member  
All Supervisors:  
    Calhoun County Owned Property  
    E911 Board  
    Enterprise Zone Commission  
Delegate:  
    Central Iowa Juvenile Detention Center, Eldora  
    Community Family Resources-Webster City  
    Homeward Housing Trust Fund Committee  
    Iowa Workforce Development  
    Linking Families & Communities  
    Safety Committee  
Alternate:  
    Calhoun County Conservation  
    Calhoun County Economic Development Committee  
    Interagency Committee  
    Second Regional Judicial District Department of Correctional Services

Ayes all. Motion carried.

It was moved by Becker and seconded by Jacobs to appoint Carl Legore to the following committees:

Board of Supervisors - Chairman  
Board Chair  
Emergency Management Commission  
All Supervisors:  
    Calhoun County Owned Property  
    E911 Board  
    Enterprise Zone Commission  
Delegate:  
    Board of Health  
    Calhoun County Economic Development Committee  
    Calhoun County MATRIX Point of Contact  
    Calhoun County Public Information Officer  
    Calhoun County Wellness Committee  
    DECAT Board  
    Elderbridge Area on Aging Agency  
    HIPAA Board  
    Interagency Committee  
    MIDAS Board  
    New Opportunities Board-Carroll  
    Raccoon River Water Shed Management Coalition  
    Second Regional Judicial District Department of Correctional Services  
    Service Area Advisory Board  
Alternate:  
    Central Iowa Juvenile Detention Center- Eldora  
    Rolling Hills Community Services Region

Ayes all. Motion carried.

It was moved by Becker and seconded by Legore to appoint Scott Jacobs to the following committees:

Board of Supervisors- Vice Chairman  
All Supervisors:  
    Calhoun County Owned Property  
    E911 Board  
    Enterprise Zone Commission  
Delegate  
    Calhoun County Business Park

Calhoun County Conservation Board  
Calhoun County Courthouse Security  
Calhoun County Health Insurance Committee  
County EMS Association  
HR Point of Contact  
Iowa Drainage District, District Association Board  
Joint Drainage District #181 Interim Board  
Region V Hazardous Executive Commission  
Rolling Hills Community Services Region  
Sac/Calhoun/Buena Vista County-Drainage Representative

Alternate:

MIDAS Transportation Advisory Committee

Ayes all. Motion carried.

It was moved by Jacobs seconded by Becker to reappoint Jane Moeller to the Conservation Board for a five-year term expiring December 31, 2029 and to appoint Colter Kinney to fill the remainder of term ending December 31, 2024. Ayes all. Motion carried.

It was moved by Becker and seconded by Jacobs to(re)appoint the following to the Zoning Commission for one-year term: Katherine Linder, Manson; Richard Peters, Manson; Mike Powers, Rockwell City; Aaron Ramthun, Manson and Calhoun County Engineer Nick Buse. Ayes all. Motion carried.

It was moved by Becker and seconded by Jacobs to appoint Carl Legore, Supervisor and Theresa Hildreth Calhoun County Economic Development Director, to the MIDAS Executive Committee (one-year term). Ayes all. Motion carried.

It was moved by Jacobs and seconded by Becker to appoint Nick Buse, Calhoun/Sac County\_Engineer as a representative to the Calhoun County Landfill Board and as a representative to the MIDAS Transportation Advisory Committee. Ayes all. Motion carried.

Motion by Becker and seconded by Jacobs to set the 2024 Precinct Election Official and Election Night Runner pay at \$14.00 per hour. The Precinct Election Official Chairperson pay at \$15.00 per hour. Mileage is reimbursed at \$0.50 per mile. Cell phone usage is reimbursed at \$5.00 per election. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Becker to adjourn until Tuesday, January 9<sup>th</sup>, 2024, at 9:00 A.M. for their next regularly scheduled meeting. Ayes all. Motion carried.

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Carl Legore, Chairman

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Scott Jacobs, Vice Chairman

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Scott Becker, Member

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Robin D. Batz, Auditor