

Wayne County Board of Supervisors

The Regular Scheduled Meeting of the Wayne County Board of Supervisors was held on the 11th day of July 2023, in the Lower-level Conference Room of the Wayne County Courthouse, Corydon, Iowa, pursuant to notice duly given in compliance with the Iowa Code Section 21.4. The Board noted due notice of meeting subject to said Code Section.

Present were Lance Lange, and Chris Moore, members of Board. Also in attendance: Amanda Cooper, Nancy Bennett, Angie Horton, Dillon Davenport, Cindy Salsberry, Jenny Nickell, and Michelle Dooley.

The Corydon Times Republican live streams the Board of Supervisors regular session meetings on their Facebook page.

Unless otherwise noted, all motions are approved unanimously by all Board members present.

Lange called the meeting to order at 10:01AM and took roll call.

Pledge of Allegiance

Moore made a motion to approve the agenda with a correction; 12) Explain the process to fill supervisor vacancy, seconded by Lange.

Moore made a motion to open the public hearing regarding Wayne County, Iowa purchasing additional real estate from Sammie Jo Michels, seconded by Lange.

No public comment for or against Wayne County purchasing additional real estate either in person or in writing.

Moore made a motion to close the public hearing, seconded by Lange.

Lange read **RESOLUTION NO. 24-06 WAYNE COUNTY, IOWA, REGARDING THE PURCHASE OF REAL ESTATE.**

WHEREAS, Wayne County, Iowa has determined that it is in the public's best interest to purchase additional real estate to be utilized by Wayne County, and

WHEREAS, there is additional real estate available for purchase adjacent to the Wayne County Sheriff's Office currently owned by Sammie Jo Michels, legally described as follows, to-wit: The South Half of Lots 3 and 4 in Block 12 in the Original Town of Corydon, Wayne County, Iowa

AND WHEREAS, a public hearing was set and held on the 11th day of July 2023, @ 10:00AM in the Lower-Level Conference Room, Wayne County Courthouse, Corydon by Resolution 23-34 and

WHEREAS, public notice was properly given pursuant to Iowa Code Section 331.305 and any person who wishes to provide comments or objections to the proposed purchase of said real estate must appear at the date and time of said hearing and

WHEREAS, Wayne County Board of Supervisors is waiving the 3rd reading.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Wayne County, Iowa, that said real estate will be purchased for the sum of \$40,000.

Lange made a motion to approve Resolution 24-06, seconded by Moore.

Moore made a motion to approve July 3, 2023, Minutes, seconded by Lange.

Lange made a motion to approve July 7, 2023, Payroll, seconded by Moore.

Moore made a motion to approve July 11, 2023, Claim Set, seconded by Lange.

No public comments on agenda items.

Engineer Davenport gave an update on the road department. The seeding around the Birch Road bridge has been started. Silt fence has been installed at the tile outlets on the J46 Highway project and will be there until probably fall. Brush and tree grinding is starting on the gravel road south of the Wayne Community Elementary School. The Sunny Slope bridge deck is being poured today.

Lange spoke of Don Seams resignation as Wayne County Supervisor effective at midnight on July 7, 2023. Lange thanked Seams for his service as Wayne County Supervisor and wished him well.

Lange asked Auditor Dooley to explain the process of filling the supervisory vacancy.

Dooley read the following which is scheduled to be published July 13 & 14th.

Wayne County Supervisor Vacancy Public Notice of Appointment

A Seat on the Wayne County Board of Supervisors has become vacant by resignation effective July 7, 2023.

The Appointment Committee, Treasurer, Recorder & Auditor, pursuant of Iowa Code Section 69.8(4) intends to fill the vacancy by appointment. The eligible electors of Wayne County have the right to file a petition for a special election to fill vacancy with the County Auditor's Office.

The Appointment Committee is seeking a qualified person to appoint to fill the vacancy of the Wayne County Board of Supervisor for the unexpired term. All persons applying must have resided in Wayne County for at least Sixty (60) days prior to the appointment. Applications may be picked up at the Auditor's Office, First Floor, Room 202 of the Wayne County Courthouse, Corydon, Iowa. Monday through Friday, 8 a.m. to 4 p.m. or on the County Website; www.waynecounty.iowa.gov

Application & resume' must be submitted to the Auditor's Office by Thursday July 27th, 2023 at 4:00 p.m.

The appointment will be named and sworn in by the 15th day of August 2023.

Lange asked Dooley if a meeting was held by the committee members and if an official vote was done to determine how to fill the vacancy. Dooley reported that a meeting was held but that no official vote was conducted. Options were discussed and during this meeting the notice was presented and reviewed by all members. And then Dooley emailed the final draft to committee members for final approval before sending it to the newspapers. Both the Treasurer and Recorder expressed they would prefer a special election but did not object to the Auditor publishing the notice. The Recorder also stated that during the last 2 supervisor vacancy she was not even aware that the committee could call for a special election on their own motion. Lange asked Dooley the approximate cost of an election. Dooley stated approximately \$10,000. Dooley tried to express that this publication is giving public notice of the vacancy as well as advertising for interested candidates to apply for the vacancy. Lange was very clear that this is a 3-member committee and majority rules and that it does not matter to him which method is chosen but it needs to be voted on in an official meeting. Dooley also tried to state that the publication date of July 14 would start the 1st filing period for the eligible electors of Wayne County to file a petition to call for a special election. And Dooley also tried to express that the eligible electors have a 2nd opportunity to file a petition requesting a special election after the appointment is made. The 1st filing period is within 14 days after the publication notice of the vacancy and the 2nd filing period is within 14 days of the appointment being made.

Nancy Bennett spoke of a process being in place and encouraged us all to let it play out. But right a way a response was given that this committee of 3 could call a special election on their own motion and would skip the step of the public collecting signatures and petitioning themselves for a special election. Horton once again stated that she did not support the committee filling the vacancy by appointment. Dooley expressed that she wished that the committee members would have had this discussion prior to the supervisors meeting to discuss these issues. Lange once again made it very clear he did not care which method was chosen but that he promised that if Dooley was trying to ram this appointment method down the Treasurer and Recorder's throat that he would personally go and get the signatures to call for a special election because majority should have ruled in this decision. Lange also stated that he represents the best interests of the people.

Moore made a motion to table the bids for scraping and painting the exterior of the courthouse until Moore has an opportunity to do additional research on the bidders, seconded by Lange.

Lange made a motion to table the City of Corydon Board of Adjustment Appointee until the next regular meeting, seconded by Moore. Lange had reached out to a couple of candidates for the appointee but was waiting for a response from them.

Moore made a motion to approve the \$400 annual contract with the Central Iowa Tourism Region for July 1- June 30, 2024, seconded by Lange.

Moore made a motion to approve the capital asset deletion of 2019 CAT 12M3 motor grader (#16), seconded by Lange. The motor grader was sold to Iowa Communities Assurance Pool for \$287,900 after an accident.

Moore made a motion to approve the capital asset addition of 2023 CAT EQ0060322 motor grader (#18), seconded by Lange. Motor grader purchased from Ziegler in the amount of \$318,700, resulting in a difference to the county of \$30,800.

Lange made a motion to accept and approve the new Board appointments until the supervisor vacancy is filled, seconded by Moore. Lange will cover Conservation, Homemakers, REAP, South Central Iowa Workforce Development Area (SCIWA)

Moore will cover Chariton Valley Transportation Advisory Committee (TAC), County Rural Offices of Social Services (CROSS) Mental Health Board, New Venture Group Home Advisory Board, Southern Iowa Area Crime Commission (SIACC)

Lange made a motion to approve the Recorder's June Report, seconded by Moore. Deposits totaled \$6,373.14.
 Moore made a motion to approve the Recorder's Quarterly Report, seconded by Lange. Quarterly deposits totaled \$20,755.15.

No discussion items.

Supervisor Meetings:

Moore attended the TAC meeting by Zoom. They approved the resolution pertaining to funding sources which should produce additional local funding.

Lange attended the Conservation meeting as a guest since the appointment was not made yet. The meeting was very informative. Kenny and his crew are working on clearing additional trees and grinding brush. Lange also attended the First Friday Coffee meeting with Nancy Bennett at Wayne County Development. Approximately 10 people in attendance. They had some good conversations about how to move Wayne County forward.

Public Comments:

Cindy Salsberry asked how long the committee has to make the appointment. The appointment has to be made within 40 days of vacancy. Salsberry also asked about a timeline if a special election is called. The timeline for a special election could take approximately 60 days from the filing of the petition. Salsberry also expressed that the Supervisor Position is a very crucial role in the county government, and it should go before the people and not be put on the other elected officials to appoint. Dooley once again discussed the filing periods for a petition to call for a special election. There was further discussion about pulling the notice from publication this week. There was discussion about the length of time candidates could campaign and who would be allowed to be a candidate on the ballot. Dooley stated that it is a very short window from when a special election is called and when it is held. Salsberry had very good questions and all the questions will be to be answered as the county moves through the process of filling the vacancy. Salsberry also asked about getting the petition forms to file for a special election. Dooley will provide those to Salsberry. Dooley tried once again to assure the public that there is time for the eligible electors to call for a special election to fill this vacancy.

Claims Paid July 11, 2023:


Vendor Name	Payable Description	Total Payments
ADVANCED CORRECTIONAL, HEALTHCARE INC	SERVICE/SHERIFF	3,368.43
AGRILAND FS INC	@FUEL/SHERIFF	3,065.43
ALBIA NEWSPAPERS INC	@BD PROC/BOS	1,315.28
ALLIANT ENERGY-IP&L	@UTILITIES/CTHSE	3,872.52
B & D AUTOMOTIVE, (CARQUEST OF HUMESTON)	PARTS72/SEC RDS	35.32
BAILEY OFFICE OUTFITTERS	OFFICE SUPPLIES/ASSESSOR	32.89
BICKEL, SHELLEY	PHONE/PHN	25.00
BRIGHTREE HOME HEALTH &, HOSPICE LLC	MAINTENANCE/PHN	1,709.00
BUTTZ, DEIDRE	@MILEAGE/PHN	65.63
CANTERA AGGREGATE, LLC	@ROCK/SEC RDS	15,134.67
CFI SALES INC	@TIRES/SEC RDS	2,279.80
CITY OF LINEVILLE	UTILITIES/CONSERVATION	70.33
CLAYTON PLUMBING & HTG	@MAINT.CTHSE	380.70
CONSTRUCTION MATERIALS INC	@STEEL- SUNNYSLOPE BRIDGE/SEC RDS	1,336.08
DAVENPORT, DIANA	@SERVICE/NV	22.00
DBL EAGLE THERAPY SERVICES LLC	@SERVICE/PHN	889.17
DOLLAR GENERAL-REG#410526	@SUPPLIES/CTHSE	223.50
FIRST INTERSTATE BANK-MASTERCARD	@MEAL SCH/RECORDER	2,315.60
GAMBLE'S	@MAINT/CTHSE	181.87
GOBEN AUTOMOTIVE LLC	@MAINTENANCE/SHERIFF	140.91
GRAND RIVER MUTUAL TELEPHONE C	SERVICE/CONSERVATION	131.60
HEALTHCARE FIRST	ANNUAL LICENSE/PHN	1,635.00
HOLIDAY INN	@CIVIL SCH/SHERIFF	515.20
HOME HEALTH LINE	SERVICE/PHN	557.00
HOOGENDOORN, MARK	CLEARING ROW/SEC RDS	433.80
HY-VEE PHARMACY (CORYDON)	@INSPECTION/NV	25.00
ICCS, IOWA'S CO. CONSERVATION	MEMBERSHIP DUES/CONSERVATION	1,100.00
INCS; IOWA NEGOTIATION &, CONSULTING SERVICES	1ST QUARTER SERVICE/BOS	1,800.00
IOWA COUNTY ATTORNEYS ASSOCIAT	MEMBERSHIP DUES/ATTY	75.00

ISAC	ISAC FALL SCH/RECORDER	265.00
KOHL WHOLESALE	@PROVISIONS/SHERIFF	3,776.04
LOCKRIDGE INC	@SHOP/SEC RDS	250.91
MIDWEST SANITATION & RECYCLING, PELLA OFFICE	@SERVICE/CTHSE	170.78
MOORE, SUSAN	@MILEAGE/PHN	118.75
MOORMAN, GARY	RENT (VA)/GEN RELIEF	200.00
NEAPOLITIAN LABS	ELECTION WEBSITE/AUDITOR	650.00
NEWMAN SIGNS INC	@SERVICE/911	95.72
RATHBUN REGIONAL WATER ASSOC	UTILITIES/CONSERVATION	312.40
SCC NETWORKS	SCC - MONTHLY INVOICE	2,909.68
SHARP, HEATHER	PHONE/PHN	25.00
SMITH WELDING SUPPLY, S J	@WELDING/SEC RDS	264.83
STANLEY, LINDA	PHONE/PHN	25.00
STUBBS PETROLEUM	@DIESEL/SEC RDS	7,343.62
THOMAS FUNERAL HOME	@TRANSPORT/MED EXAMINER	750.00
UNITED STATES TREASURY	2023 PCORI FEE	209.75
VAN FLEET, CHARLOTTE	PHONE/PHN	25.00
WASH-ECLAIR	SERVICE/SHERIFF	38.00
WAYNE COUNTY HOME CARE, AIDE AGENCY	@SERVICE/PHN	2,880.00
WAYNE COUNTY SHERIFF	SERVICE/PROBATION OFFICE	115.25
WILSON, ALYSSA C.	@SERVICE/PHN	241.80
WINDSTREAM LAKEDALE INC	SERVICE/911	130.68
WRD LANDFILL	1ST QTR/ENVIR PROG	7,640.00
ZIEGLER INC	@NEW MOTOR GRADER 18/SEC RDS	318,700.00
	Grand Total:	389,874.94

There being no further business, the next Regular Scheduled meeting of the Wayne County Board of Supervisors will be held on the 25th day of July 2023, at 10:00AM in the Wayne County Courthouse Lower-Level Conference Room.

Lange made a motion to adjourn at 10:48 AM, seconded by Moore.


Lance Lange, Board of Supervisor Chair

Attested 
Michelle Dooley, Auditor