

Chairman Mark Behrens convened the adjourned session with Feucht, Koedam, Birkey, and Herman present. The Board of Supervisors of Lyon County, Iowa, met electronically, pursuant to Iowa Code 21.8, whereby "a meeting in person is impossible or impractical". Meetings are being held electronically due to the COVID-19 epidemic and the County is adhering to the recommendations of the IDPH and CDC. Those present in boardroom were: Chairman Mark Behrens, Jerry Birkey, Steve Herman, Merle Koedam, Josh Feucht, Attorney Shayne Mayer, and Auditor Jen Smit. Department heads present via teleconference: Melissa Stillson, Laura Sievers, Amy Borman, Lisa Rockhill, Stewart Vander Stoep, Marilee Schleusner, and New Century Press. Motion carried assumes unanimous vote unless otherwise stated.

Public Health Administrator Melissa Stillson gave a COVID-19 update for Lyon County. Stillson reported that Lyon County has 16 total cases with 15 recovered and one in isolation. Lyon County is in Region 3 which has 1900 cases which is in the top 4 highest regions in the State. Stillson reports that there are 1,373 active cases with 79 hospitalized. Stillson has had one on one education with restaurants and country clubs in the county as to how to incorporate the social distancing recommendations. The Board will meet again next week for another update.

The minutes of the April 28, 2020 meeting were reviewed. Motion made by Herman to approve minutes, seconded by Birkey. Motion carried.

As the site survey for the Dale Rozeboom expansion has just been scheduled by the DNR for May 14th at 11:00, the Board tabled approving the DNR letter until May 19, 2020.

Chairman Behrens introduced Resolution 2020-15 to authorize the transfer from Rural Service to Secondary Roads. The resolution authorizes the second half of the transfer from rural service to secondary roads in the amount of \$1,093,839 for FY20. Motion by Feucht, second by Birkey to approve and Chairman sign. Motion carried. The complete text of Resolution 2020-15 can be found at www.lyoncountyiowa.com or at the Auditor's Office.

The Board needs to approve and sign the 28E Agreement with the City of Lester for the paving project LFM-K30-7X-60 starting this spring/summer. The agreement includes a 5 year payback plan for the City of Lester. A copy of the agreement can be viewed at the Auditor's Office. The City of Lester has agreed to the agreement and signed it last night at their meeting. The preconstruction meeting will be held tomorrow. Motion by Birkey, second by Koedam to approve and have Chairman sign 28E Agreement. Motion carried.

The conservation nature center project will need to have a budget amendment as funds thought to be available before July will not be available. Van Otterloo is asking to have the extra dollars from the sub fund that the Board approved during budget time (\$200,000) to be made available sooner. The Board agreed that it would have to be allowed.

Attorney Shayne Mayer requested that the Board move into Closed Session per 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation and possible action. Motion by Herman, second by Birkey to enter closed session. The Board went into closed session at 9:17 am

Motion by Birkey, second by Feucht to end closed session. Motion carried. Closed session ended at 10:02 am. Motion by Birkey to go along with recommendation of Capps, second by Behrens. Rollcall vote: District 1 Feucht Nay, District 2 Koedam Nay, District 3 Behrens Support, District 4 Birkey Support, and District 5 Herman Nay. Motion failed. Mayer will let Capps know the decision of the Board.

Rock Rapids City Administrator Jordan Kordahl joined the Board meeting to discuss the possibility of the County financially contributing to the East Street bridge replacement. Kordahl explained that the bridge was constructed in 1956 and last inspection showed the bridge to be in serious condition and recommended replacement. The City received notice one month ago that they are eligible for one million dollars in bridge funds for the project. The last estimated cost was \$1.2 million. Kordahl stated that the City thought that since the County is planning a project on K52 in 2022 this might be a good time to collaborate projects to possibly get a better bid. Kordahl also explained that this does not commit the County to the project. This participation acceptance is simply stating that the County would be interested in being a part of the project in order for the City to submit the paperwork to say they are interested in moving forward with the project. The County has until May 29th to decide if they would like to participate. Kordahl currently is asking for the County and City to share the costs over one million dollars, so \$100,000 would be the County's current financial commitment to the project if they so choose to participate. Kordahl also explained that once the City submits the application, the City will receive back a more accurate project cost. At that time, the County can decide that they do not want to be part of the project. This does not make the City ineligible for the project; it just shifts all of the costs over one million dollars to the City solely. The City would then need to evaluate whether or not the project would continue. The project is currently slated for 2022. The size of the bridge will be larger than the current bridge per DOT standards and the last plan suggestions. The City will have a more accurate number once project analysis is complete. The City is asking for county participation due to amount of traffic that comes in from rural area. Sievers states that the county has not participated in any city bridge projects financially in her 7 years. The County has been a part of paving through Rock Rapids in the past and this project could be looked at as the same kind of thing. Mayer asked if the projected \$100,000 is a firm number. Kordahl stated that until the final costs are known that number isn't firm, but what specifically the City is asking is if the County would sign as a coparticipant of the project. This does not commit either party to accepting the project. This allows the project to be submitted. The County could sign onto acceptance of the project and could drop out later in summer. Sievers asked if the county inherits any liability in the project by financially contributing. Mayer feels they shouldn't as it would be a City project and the County would only be a financial contributor. The City would come back to the Board after the project is awarded. If county states yes to participate, then decides no once presented with actual costs, the county can drop out. Sievers was asked what she thought of the County using money on a City project. Sievers states that this has been asked by other counties and the AG office has determined if counties can help local cities, then it is their choice to do so. Lyon County has 33 bridges rated lower than this city bridge, however the project still benefits residents. Sievers states that it is the priority of the Board as that money can be well spent in secondary roads as well as being a partner in this project. Sievers assumes that it would be local funds used. Farm to Market roads were discussed and how they are funded into the city. Sievers states that road use tax fund

dollars will decrease due to COVID 19 and that will have an impact on county funds. What isn't predictable is the amount of the impact and how long of an impact it will have. The Board tabled a decision on the contribution until May 19th at their next meeting.

County Engineer Sievers presented bid lettings for L-TIF2020(42R)-73-60 bridge replacement on 220th Street in Section 9 of Lyon Township. Bidders were: Midwest Contracting, LLC \$344,850, Peterson Contractors, Inc \$377,515, Henning Construction \$415,530, and Dixon Construction Co. \$477,300. This project will replace a timber structure with a triple culvert. This project has a 15-day working period. Motion by Feucht, second by Birkey to approve low bidder of Midwest Contracting, LLC at \$344,850. Motion carried.

Bid letting was also held for L-TIF2020(70Y)-73-60 which is a bridge replacement on Log Avenue just north of A46 that was taken out in last spring's flood event. FEMA determined the damage was preexisting so the county will not receive many FEMA funds. The project will replace a timber bridge with an Odens bridge. Bidders were: Dixon Construction Co \$271,222, Nelson & Rock Contracting, Inc \$306,209.56, and Graves Construction Co, Inc \$308,909. This project has 25 working day period. Motion by Birkey, second by Koedam to approve low bidder Dixon Construction Co. at \$271,222. Motion carried.

Motion by Birkey, second by Feucht to add emergency item of pickup truck bids to agenda. Motion carried.

Dave Jackson presented pickup truck bids to the Board. This will replace Jackson's truck and his will be passed to a shop. The budget amendment will include the dollars to purchase the truck. Bids received are: Mouw Motors 2020 Ford F150 4x4 Crew \$35,375 and Papik 2020 Silverado Crew LT 4WD \$37,823. Motion by Koedam, second by Feucht to purchase Ford \$35,375. Motion carried.

Herman would like to see the K60 bridge move forward. Herman explains that when he voted no to the project it was due to not wanting to spend local dollars of that amount, he was not aware that there would not be local dollars in the project and he didn't feel such a large bridge was needed. Sievers explained that the DRN created requirements that have been added to bridge projects for water habitats. This is the reason that the bridge has been made longer/larger. Sievers noted that the Board will need to have an engineer in place before they can do those types of projects or DOT will not approve them. Sievers will put the K60 bridge back out for letting.

Economic Development Director Steve Simons informed the Board that the Community Foundation of Lyon County will have their grant application review tomorrow night. The Foundation plans to give out \$24,000. They have 16 applicants.

Simons also talked about the second round of PPE assistance and the EIDL advances.

Supervisor correspondence: Feucht-Board of adjustment meeting in Inwood for secondary roads shop.

Employment changes: none.

Handwritten claims dated 5-5-2020 in the amount of \$766.56 were reviewed and approved. Check sequence #145784.

IBC Innovative Business Consul	4/28-5/3/20 Flex Claims	766.56
Grand Total		766.56

Flex Benefits Account 766.56

Claims dated 5-12-2020 in the amount of \$119,648.57 were reviewed and approved. Check sequence #145787-145885.

Ahlers & Cooney, P.C. Attn: Ac	HR Service 3/20-4/19/20	1845.00
Alliance Communications Attn:	May 911 Recurring	150.00
Nikki Baatz	April Mileage (721)	360.50
Bound Tree Medical, LLC	6 Cs Small Gloves	52.44
Calhoun-Burns & Associate Inc.	Bridge Design- No.70W&22R	8399.90
Canon Financial Services Inc.	Canon Contract	268.00
Care Initiative - Lyon Manor	April Jail Meals 287 x \$6	1722.00
Century Link - Business	3/16-4/15/20 Long Dist	445.28
City of Alvord	utilities - March/April	104.00
City of Larchwood	utilities	57.73
City of Rock Rapids Municipal	Utilities	6444.46
City of Sioux City, Iowa Sioux	2nd Half Hazmat FY2020@.4	5578.88
Computer Clinic	Hosting renewal 5/1/21 Cr	1144.00
Cooperative Energy Company	April Fuel,DEF,grease,tires	23179.57
Cooperative Farmers Elevator	Bal of TIF,Scrap Steel Charge	2006.00
Corner Service Merlin VerSteeg	Service 607 Silverado	74.38
Crittenton Center	April Juv Shelter A.S.	1399.50
Natalie Cross	April Mileage (625)	312.50
Culligan Soft Water Serv.	May/June Auto Rental	76.00
Dakota Data Shred DDS	4/14/20 Shred 1442 lbs.	371.17
Dakota Fluid Power Inc.	disconnects- unit 11, 5,	733.12
Denny's Sanitation Inc.	April Garbage Service	206.00
DJ's Service	2,476 gal diesel	3531.71
Connie Douglass	April Mileage (80)	40.00
DRG Mechanical	Waterfountan,Fix Boiler System	1918.00
Filter Shop, Inc.	Filters - Crthouse	390.19
George Office Products	Office supplies,	558.74
Health Service of Lyon Co	5 tubs of sani-wipes	45.85
Hiller Lumber	Hack Saw Blade	2.99
Hillyard / Sioux Falls	2 Cs Soap	169.68
Hope Haven	48" Lath	292.59
I-State Truck Center	Truck parts,trans light	1726.90
IBC Innovative Business Consul	5/5-5/10/20 Flex Claims	1215.41
Iowa Prison Industries	90 degree cnr bolt,post square	865.00
Jebro Inc.	221 gal CRS-2	773.50
Keith's Korner	April Fuel - 74.113 G Gas	115.00
Marilyn Lafrenz	April Mileage (754)	377.00
Larchwood Quick Stop	60.10 gal fuel	109.13
Lyon & Sioux Rural Water	water - Lester shop	32.00
McCarty Motors	Mower Filters	33.31
Erica Meyer	April/May Mileage (163)	81.50
Midwest Alarm Company, Inc.	Replaced Camera Front of	1188.90
Midwest Livestock	grass seed	575.00
Joel Moser	April Mileage (135)	67.50
Mouw Motor Company	Replace Hubs/Bearings 60-	1268.49
New Century Press	Brd Minutes,Notice	637.07
Northwest Iowa Comm. College N	March Training Certificat	55.00
Oak Street Station	April Fuel	432.23
Osceola Rural Water	water - Little Rock Shop	36.74

Papik Motors	fuel pump,labor,service	1616.40
Popkes Car Care, Inc.	Propane, April Fuel	56.17
Premier Communications	May telephone,internet,cable	3898.99
RELX Inc DBA LexisNexis	April on-line periodical	175.96
Reserve Account/Pitney Bowes	Meter Postage	2775.00
Rock Rapids Ace Hardware	Batteries,cable,tape	47.35
Runnings Supply Inc.	parts,shop supplies,safety equip	553.78
SEAT Treasurer	2020 Annual SEAT Dues	150.00
Steve Simons	April Mileage (332)	166.00
Stericycle, Inc.	Sharps Monthly Disposal	69.29
Storey Kenworthy / Matt Parrot	Election Envelopes	92.70
Sturdevant's Auto Parts	filters,oil,parts	1180.54
Sunshine Foods	April Inmate food,Office Supp	627.18
Thomson Reuters - West Payment	April Clear Proflex-Colle	182.46
Town & Country Disposal	garbage service-Little Ro	52.24
TransUnion Risk & Alternative	April 2020 Service	158.00
Jessica Trei	April Mileage (76)	38.00
US Bank - Purchase Card Purcha	Postage,Emerg response supplies,	
	Fuel,office supplies,headsets	7289.47
US Foods, Inc Division #2355	4/23/20 Inmate Food	923.46
Brenda VanHofwegen	April Mileage (33)	16.50
Verizon	4/19-5/18 Cell Phones	1597.74
Wall Street Printers	Perforated Paper	115.00
Wellmark BlueCross BlueShield	April Medical Claims	939.61
Ziegler Inc.	Clamp band,transmission parts	25456.87
Grand Total		119648.57

General Basic Fund	32,512.12
County MHD Services Fund	143.90
Rural Services Basic Fund	149.49
Economic Development Fund	276.69
Secondary Road Fund	74,290.44
Surcharge on E911	1,768.76
Casino TIF	2,000.00
Emergency Management Services	6,018.48
Co. Assessor Agency Fund	333.67
Health Insurance Fund	939.61
Flex Benefits Account	1,215.41

Payroll dated 5-13-2020 was reviewed and approved.

Payroll Warrant Register in the amount of \$23,259.12 is listed by fund.

Secondary Road Fund	23,259.12
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Payroll Disbursement Register in the amount of \$18,771.51 is listed by Fund.

Secondary Road Fund	18,771.51
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There being no further business there was a motion by Birkey, seconded by Feucht to adjourn. Motion carried.

NOTE: These minutes are as recorded by the Clerk to the Board of Supervisors and are subject to Board approval at the next regular meeting.