

## Board Minutes Monday February 27, 2017

The Board of Supervisors met at 9:30am on February 27, 2017 with Ashbacher, Beard, Logsdon, and Kuhn present.

Dave Boss, NEIA Community Action Corporation, met with the Board to discuss the letter the County food pantry received from the First Lutheran Church food pantry. The First Lutheran Church Social Concerns Committee is proposing a Greater Decorah Area Food Pantry with participation from several other faith based food pantries, and wanted to inquire whether the County was interested in participating. The Board will discuss the proposal and get back to Boss.

Moved by Ashbacher and seconded by Beard to set the public hearing on the proposed swine confinement facility by Stateline Hogs for March 6<sup>th</sup> at 11:00am, and an agenda time for March 13<sup>th</sup> at 11:00am for the Board to make a recommendation to the DNR. Motion carried unanimously by roll call vote. Public Notice will be published as required by law.

Moved by Kuhn and seconded by Ashbacher to adopt resolution 17-40 for an interfund operating loan from the General Fund to the Secondary Road Fund of \$50,000. Motion carried unanimously by roll call vote.

Moved by Kuhn and seconded by Ashbacher to open the public hearing on the proposal to vacate a portion of Dry Creek Road. Motion carried unanimously by roll call vote. Lee Bjerke, county Engineer, gave a report on the hole opening in the road surface that has made the road impassible. No other written or verbal comments were received. Several adjoining landowners were present and asked a few questions about fencing and gates. Moved by Kuhn and seconded by Beard to close the public hearing. Motion carried unanimously by roll call vote. Moved by Kuhn and seconded by Beard to adopt resolution 17-41 vacating a portion of the road way. Motion carried unanimously by roll call vote. The complete resolution will be on file in the county Auditor's and Recorder's offices.

Lee Bjerke, county Engineer, met with the Board to discuss road matters.

Moved by Beard and seconded by Kuhn to enter into Conservation Easement Agreement with Seed Savers Exchange for wetland mitigation. Motion carried unanimously.

Moved by Kuhn and seconded by Beard to approve the consent agenda which includes the minutes of the last meeting, the claims filed with the Board, the Class C liquor license for the Festina Community Center, and the 2016 CLG report for the Historical Preservation Commission. Motion carried unanimously.

Andy Van Der Maaten, county Attorney, met with the Board to discuss county issues.

Moved by Beard and seconded by Kuhn to adopt resolution 17-42, appointing a special prosecutor for a case in which the county Attorney's office has a conflict of interest. Motion carried unanimously by roll call vote.

The Board attended the Farm Bureau luncheon to discuss the FY18 budget and other county issues.

Moved by Kuhn and seconded by Beard to adjourn to 9:30am Monday March 6, 2017, with a special session on Tuesday February 28, 2017 to consider the grievance filed by Maria Reicks. Motion carried unanimously.

The Board met at 10:00am on February 28, 2017 to consider the grievance filed by Maria Reicks with Ashbacher, Beard, Logsdon, and Kuhn present.

Also present were John Anderson, negotiator for the County; Dan Marx, county Sheriff; Greg Torggrim, Chief Deputy; Jeanne Sebastian, Jail Administrator; Dan MacDonald, representative for the Teamsters Local 238; Maria Reicks, jailer for the County; and Ben Steines, county Auditor.

Reicks requested the session be closed due to discussion of her employment, under Iowa Code 21.5(i). Moved by Beard and seconded by Ashbacher to go into closed session. Motion carried unanimously by roll call vote. A closed session was held. Moved by Kuhn and seconded by Beard to enter open session. Motion carried unanimously by roll call vote.

After review and discussion of the evidence, moved by Kuhn and seconded by Beard to deny the grievance request and uphold the termination by Marx. Motion carried unanimously by roll call vote. Anderson will prepare a written response and supply the response to Reicks and MacDonald within seven days.

Moved by Ashbacher and seconded by Kuhn to adjourn. Motion carried unanimously.

ATTEST \_\_\_\_\_

Benjamin D Steines  
County Auditor

John Logsdon, Chairman  
Board of Supervisors