

April 17, 2023

Sixteenth Day

The Worth County Board of Supervisors met pursuant to adjournment with Enos Loberg. A.J. Stone and Mark Smeby present. All members voting “AYE” unless noted.

Meeting called to order by Loberg, followed by the Pledge of Allegiance.

Motion Stone/Second Smeby to approve today’s agenda and minutes from the April 10, 2023 meeting. Motion carried.

Motion Stone/Second Smeby to approve Resolution 2023-11. Roll call: Smeby – Aye; Stone – Aye; Loberg – Aye. Motion carried.

### **RESOLUTION 2023-11**

WHEREAS, the voters of Worth County and cities within the county have voted to enact a 1 cent Local Option Sales Tax in accordance with Iowa Code 423B, and

WHEREAS, the revenue derived from the tax is used for road and bridge improvements, public safety facilities, and property tax relief, and

WHEREAS, the residents of Worth County have grown to rely on these revenues as a means to reduce property taxes, and

WHEREAS, the 2023 legislative session has seen the introduction of SF 550, which proposes to convert the Local Option Sales Tax efforts into a statewide sales tax and impose the local option sales tax in every jurisdiction, thereby triggering the constitutional amendment to require an allocation of 3/8th of a cent to the Iowa Water and Land Legacy (IWLL) trust fund, and

WHEREAS, SF 550 proposed to backfill revenues lost due to the proposal, there are concerns of the Legislature ability to continue backfilling revenues, and

WHEREAS, voters across Iowa who have voted to either implement a local option sales tax or not to do so, and

WHEREAS, voters across Iowa who have voted to utilize the local option sales tax have approved revenue purpose statements (RPS), and

WHEREAS, SF 550 also sunsets these provisions on January 1, 2025, after which no jurisdiction will have the authority to take either a LOST proposal or revenue purpose statement to a vote, essentially deleting the local government’s ability to have local option sales taxes.

THEREFORE, the Worth County Board of Supervisors would like to express their support of the current Local Option Sales Tax. The current law best represents the interest of voters and furthers the reduction of property taxes, which is a common goal of the County and the Iowa Legislature. The Board of Supervisors unanimously supports the Iowa Water and Land Legacy (IWLL) trust fund; however, SF 550 as currently written, would not only strip the County of control over Local Option Sales Tax (LOST) revenues, but would effectively disregard the will of the Voters.

Passed and approved on this 17<sup>th</sup> day of April, 2023.

Enos Loberg, Chair; Aaron Stone, Vice Chair; Mark Smeby, Supervisor  
 ATTEST: Jacki A. Backhaus, Auditor

Motion Smeby/Second Stone to approve drainage claims in the amount of \$31,964.00 as per the following schedule. Motion carried.

Bolton & Menk Inc.	DD 14	Prof Services	\$13,057.00
Bolton & Menk Inc.	DD 32	Prof Services	\$ 1,355.00
Bolton & Menk Inc.	DD 48	Prof Services	\$11,847.50
Bolton & Menk Inc.	DD 72	Prof Services	<u>\$ 5,704.50</u>
		Grand Total	\$31,964.00

Motion Stone/Second Smeby to engage Robert Goodwin as attorney for Drainage District #72 regarding Notice of Appeal by landowners. Motion carried.

Motion Smeby/Second Stone to approve claims in the amount of \$68,239.30 as per the following schedule. Motion carried.

A.H. Hermel Vending & Foodservice	Supplies-Shf	237.08
Access Systems Leasing	Service-Dap	72.50
Agri Sales & Bldg Supply Inc	Supplies-Eng	15.00
Agvantage Fs Inc	Fuel-Eng	952.45
Aramark	Service-Eng	399.85
Auditor Of State	Fee-Ndp	625.00
Bmc Aggregates Llc	Rock-Eng	11,181.76
Brightree Home Health & Hospice Llc	Service-Phd	3,080.91
Central Ia Distributing Inc	Supplies-Con	3,516.00
Certified Laboratories	Fuel-Eng	610.95
City Of Fertile	Service-Eng	80.01
Culligan Of Mason City	Service-Gsr	58.30
Enos Loberg	Reimb-Sup	707.20
Falkstone Llc	Rock-Eng	7,148.40
Gardiner + Company	Service-Ndp	9,300.00
Heartland Power Coop	Service-Wwt	3,499.79
Ia Secretary Of State	Service-Aud	31.45
J&L Autobody And Customs Llc	Service-Shf	200.00
Jessica Reyerson	Reimb-Phd	50.00
Joe's Collision & Performance Inc	Service-Shf	122.00
Kelly Hardware	Supplies-Con	315.48
Kevin Springer Construction	Service-Gsr	400.00
Lair's 66	Supplies-Eng	82.50
Manly Junction Signal	Service-Sup	405.54
Marco Technologies Llc	Service-Dap & Asr	504.15
Martin's Flag Company, Llc	Supplies-Gsr	179.00
Mid-Tech Services	Service-Eng	222.00

Napa Auto Parts	Supplies-Eng	160.60
Nassco Inc.	Supplies-Gsr	264.15
Niacc	Edu-Phd	450.00
Niacog	Service-Tra	331.18
Northwood Anchor Inc	Service-Sup	1,082.29
Nsb Bank	Service-Dap	243.30
Nuss Truck & Equipment Inc	Parts-Eng	265.94
Pinnacle Quality Insight	Service-Phd	174.50
Shred Right	Service-Phd	184.79
Singelstad's Hardware	Supplies-Eng	38.28
State Hygienic Laboratory	Service-San	268.00
Visa	Service-Phd	2,453.29
Von Bokern Associates Inc.	Service-Shf	2,950.00
Waste Management Of Iowa Inc	Service-Sdp	3,150.00
Whks & Co	Service-Eng	4,920.00
Worth County Engineer	Fuel-Shf	6,514.21
Worth Lumber Co	Supplies-Eng	791.45
	Grand Total	68,239.30

Motion Stone/Second Smeby to approve the monthly clerk of court report. Motion carried.

Motion Smeby/Second Stone to approve salary change for Mark Eilertson to \$27.49/hour, effective April 10, 2023 as submitted by the county engineer. Motion carried.

Motion Stone/Second Smeby to approve the contract to provide professional consulting services to Worth County, Iowa. Motion carried. This contract is between Cost Advisory Services, Inc. and Worth County.

Chairperson Loberg recessed the regular session at 8:56 A.M.

Motion Smeby/Second Stone to open the public hearing on the Sale of I-35/Hwy 105 Lots at 9:00 A.M. Motion carried.

Chairperson Loberg read the proposed Resolution for Sale of County Real Estate. There was no public comment.

Motion Smeby/Second Stone to close the public hearing at 9:01 A.M. Motion carried.

Chairperson Loberg reconvened the regular session at 9:02 A.M.

Motion Stone/Second Smeby to approve Resolution 2023-10. Roll call: Smeby – Aye; Stone – Aye; Loberg – Aye. Motion carried.

RESOLUTION NO. 2023-10  
RESOLUTION FOR SALE OF COUNTY REAL ESTATE  
Worth County Board of Supervisors

WHEREAS it is was proposed that Worth County offer for sale certain tracts of real estate described in resolution 2023-07;

WHEREAS Iowa Code section 331.361 requires that certain procedures are followed when disposing of a county's interest in real property;

WHEREAS, resolution 2023-07 set the time for public hearing for April 17, 2023 at 9:00 AM;

WHEREAS, notice for said public hearing was published as required by Iowa Code section 331.361:

WHEREAS, the Worth County Board of Supervisors have decided to sell Lots One (1), through Lot Eleven (11) of the Top of Iowa Second Addition, Worth County, Iowa, for the following prices:

Lot 1:	\$111,033.00
Lot 2:	\$141,255.00
Lot 3:	\$275, 940.00
Lot 4:	\$223,380.00
Lot 5:	\$262,800.00
Lot 6:	\$343,242.00
Lot 7:	\$ 91,980.00
Lot 8:	\$ 72,270.00
Lot 9:	\$ 75,555.00
Lot 10:	\$ 78,840.00
Lot 11:	\$ 42,705.00

BE IT RESOLVED that after a public hearing on the proposed sale of county property as required by sections 331.361 and 331.305, Code of Iowa. The Worth County Board of Supervisors voted to sell the above described real estate for the prices listed.

APPROVED this 17<sup>TH</sup> day of April 2023.

WORTH COUNTY BOARD OF SUPERVISORS

Aye: Smeby, Stone, Loberg  
Nay: None

Enos Loberg, Chairperson

Attest: Jacki A. Backhaus, Auditor

Motion Smeby/Second Stone, carried to adjourn at 9:34 A.M. Motion carried.

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Jacki A. Backhaus  
Auditor

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Enos Loberg  
Chairperson