

January 3, 2023

The Board of Supervisors conducted the required 2022 year-end cash count at 8:00 o'clock A.M. as follows. Members Present were:

Jean Heiden, Ty Rosburg, Kyle Schultz, Craig Dozark and Dave Muhlbauer,

Auditor Dept.	-0-	Conservation Dept.	\$150.00
Treasurer's – Motor Vehicle	\$200.00	Home Health Dept.	\$239.80
Treasurer's – Driver's License	\$100.00	Landfill Dept.	\$300.00
Treasurer's – Tax Dept.	\$700.00	General Relief Dept.	-0-
County Attorney Dept.	-0-	Veteran's Affairs	-0-
Co. Sheriff Dept.	-0-	Co. Engineer's Dept.	-0-
Recorder's Dept.	\$274.25	Assessor,E911,Zoning	-0-

The meeting was called to order at 8:56 o'clock A.M. by Terri Martens, County Auditor. Board members present were Jean Heiden, Ty Rosburg, Kyle Schultz, Craig Dozark, and Dave Muhlbauer.

A motion was made by Heiden, seconded by Schultz to nominate Ty Rosburg as Chairman for 2023. Nominations ceased. Motion carried unanimously. A motion was made by Schultz, seconded by Dozark to nominate Jean Heiden as Vice Chairman for 2023.

Nominations ceased. Motion carried unanimously. Rosburg took over as Chair of the meeting.

Minutes from the previous meeting were read and approved.

A motion was made by Muhlbauer, seconded by Heiden to approve the Notice of Public Hearing and the publication thereof related to vacation of a portion of excess Right of Way located near the intersection of P Ave and Kenwood Rd for January 24, 2023 at 10:05 o'clock A.M.

Motion was passed unanimously.

A motion was made by Heiden, seconded by Dozark to approve the Notice of Public Hearing and the publication thereof related to the reclassification of a section of 300<sup>th</sup> St., extending from State Hwy 141 south one mile to the intersection with W Ave, from Area Service "B" roadway to Area Service "A" roadway for January 24, 2023 at 10:00 o'clock A.M.

Motion was passed unanimously.

A motion was made by Muhlbauer, seconded by Schultz to approve Engineering Services Agreement with Calhoun Burns and Associates for Engineering service related to design of the M55 bridge replacement over the East Boyer River near Vail.

Motion was passed unanimously.

A motion was made by Schultz, seconded by Muhlbauer to approve the final pay estimate for HMA Resurfacing Contract 24-C024-126 with OMG Midwest, Inc D/B/A Des Moines Asphalt and Paving.

Motion was passed unanimously.

A motion was made by Schultz, seconded by Heiden to approve the following resolution:

**RESOLUTION 2023-1**

**RESOLUTION APPOINTING OFFICIAL NEWSPAPERS OF  
CRAWFORD COUNTY, IOWA FOR 2023**

WHERE AS, The Manilla Times, The Observer and the Denison Bulletin/Review have filed applications to be appointed official newspapers of Crawford County, Iowa, and

WHERE AS, the law requires that three (3) official newspapers be appointed in the County.

THEREFORE, BE IT AND IT HEREBY RESOLVED that The Observer, The Manilla Times, and the Denison Bulletin/Review be designated as the Official Newspapers of Crawford County, Iowa, for the year 2023.

Voting Aye: Rosburg, Heiden, Schultz, Dozark and Muhlbauer. Motion passed unanimously.

A motion was made by Muhlbauer, seconded by Dozark to approve the following Board Committee Appointments for 2023:

## BOARD COMMITTEE APPOINTMENTS FOR 2023

COMMITTEE	APPOINTMENTS
BARGAINING UNIT NEGOTIATION REPRESENTATIVES	ROSBURG & MUHLBAUER
BOARD OF HEALTH	HEIDEN & ROSBURG (ALTERNATE)
CENTRAL IOWA DETENTION CENTER	ROSBURG
CONSERVATION BOARD LIAISON	SCHULTZ
COUNTY FARM	SCHULTZ & DOZARK
COURTHOUSE & ANNEX	CHAIRPERSON & MARTENS
CHAMBER & DEVELOPMENT COUNCIL OF CRAWFORD CO (CDC)	ROSBURG & HEIDEN (ALTERNATE)
CRAWFORD CO. EARLY CHILDHOOD 28E GOV. BOARD	MUHLBAUER & DOZARK
E-911 BOARD	SCHULTZ & ROSBURG (ALTERNATE)
ELDERBRIDGE AGENCY ON AGING	DOZARK
EARLY CHILDHOOD IOWA – BUENA VISTA, CRAWFORD & SAC COMM.- CRAWFORD CO. ADVISORY COMM.	HEIDEN & MUHLBAUER (ALTERNATE)
EMA BOARD	ROSBURG
EMS ADVISORY BOARD	ROSBURG
DCAT BOARD	HEIDEN & MUHLBAUER (ALTERNATE)
FAIR BOARD REPRESENTATIVE	MUHLBAUER
HIPPA COMMITTEE	CHAIRPERSON & MARTENS
HUNGRY CANYONS & LOESS HILLS AUTHORITY CONSERVATION ALLIANCE	DOZARK
INSURANCE	CHAIRPERSON, VICE CHAIRPERSON & MARTENS
SOLID WASTE AGENCY	SCHULTZ
MENTAL HEALTH ADVISORY BOARD	HEIDEN
REGION XII COUNCIL OF GOVERNMENTS	MUHLBAUER
REPRESENTATIVE ON SAFETY & WELLNESS COMMITTEE	SCHULTZ
REGION 8 IOWA WORKFORCE DEVELOPMENT	MUHLBAUER
THIRD JUDICIAL DISTRICT DEPT. OF CORRECTIONAL SERVICES	DOZARK
WEST CENTRAL COMMUNITY ACTION	DOZARK
WESCO	DOZARK
PLAINS AREA MENTAL HEALTH	MUHLBAUER
YOUTH EMERGENCY SERVICES (YES)	SCHULTZ
IT COMMITTEE	DOZARK & MUHLBAUER

Motion passed unanimously.

A motion was made by Schultz, seconded by Dozark to approve the following resolution:

### RESOLUTION 2023-2

WHERE AS, it is necessary for the County Auditor to pay certain claims prior to audit by the Board of Supervisors.

THEREFORE IT IS HEREBY RESOLVED by the Board of Supervisors of Crawford County, Iowa, that the County Auditor be authorized to issue warrants prior to audit by the Board of Supervisors for the following purposes:

1. For salaries and payroll if the compensation has been fixed or approved by the Board. The salary or payroll shall be certified by the officer or supervisor under whose direction or supervision the compensation is earned.
2. For withholding taxes, FOAB, Medicare, IPERS, union dues, credit union, garnishments, tax deferred compensation, direct deposits, and insurance (Life, Health, Dental, Cancer and Unemployment).

Voting Aye: Heiden, Rosburg, Schultz, Dozark and Muhlbaauer. Motion passed unanimously.

A motion was made by Heiden, seconded by Muhlbaauer to approve the following resolution:

### RESOLUTION 2023-3

#### RESOLUTION NAMING DEPOSITORIES

BE IT RESOLVED, that the Crawford County Board of Supervisors of Crawford County located in Crawford County, Iowa, approves the following list of financial institutions to be depositories of the Crawford County Treasurer. The Crawford County Treasurer is hereby authorized to deposit the Crawford County funds in amounts not to exceed the maximum approved for each respective financial institution as set out below.

<b>Name of Depository</b>	<b>Location of Home Office</b>	<b>Charter Location</b>	<b>Maximum Balance</b>
Wells Fargo, Bank Iowa, N.A.	Denison, IA	Des Moines, IA	\$10,000,000.00
Crawford County Trust & Savings Bank	Denison, IA	Denison, IA	\$10,000,000.00
Westside State Savings Bank	Westside, IA	Westside, IA	\$ 5,000,000.00
Bank Iowa	Denison, IA	Denison, IA	\$25,000,000.00
United Bank of Iowa	Denison, IA	Denison, IA	\$10,000,000.00
Defiance State Bank	Dow City, IA	Defiance, IA	\$ 25,000.00
IPAIT (Iowa Public Agency Investment Trust)	West Des Moines, IA		\$10,000,000.00
Availa Bank	Denison, IA	Denison, IA	\$ 5,000,000.00

Voting Aye: Schultz, Dozark, Muhlbauer, Heiden, and Rosburg. Motion was passed unanimously.

A motion was made by Heiden, seconded by Dozark to designate Ty Rosburg, Chairman, as the signatory for Region XII Council of governments for the ensuing year.

Motion was passed unanimously.

A motion was made Muhlbauer, seconded by Heiden to approve the following resolution:

**RESOLUTION 2023-4  
RESOLUTION REGARDING THE NECESSITY FOR ECONOMIC EFFORTS AND APPROVING PROMOTION OF SUCH EFFORTS**

**IT IS HEREBY RESOLVED BY THE BOARD OF SUPERVISORS OF CRAWFORD COUNTY, IOWA, THAT:**

1. The state of Iowa generally and Crawford County, Iowa, in particular have in the past several years experienced adverse economic effects, including the loss of small businesses and erosion of tax base.
2. The economy of Crawford County is not sufficiently diversified to provide a stable economic base but is in large part dependent on agriculture and agribusiness
3. The current economic problems in the small business industries have reached sufficiently serious proportions that the general welfare of the citizens of the County is threatened thereby.
4. It is therefore in the best interest of the citizens of Crawford County, Iowa to take steps reasonably calculated to lead to diversified economic development in Crawford County, Iowa.
5. Crawford County does not have sufficient resources to hire a Director of Economic Development as a County employee and lacks sufficient resources to effectively operate an economic development program on its own.
6. Other cities and counties in Iowa are engaging in economic development efforts.
7. Therefore, Crawford County, Iowa finds that it is in the best interests of its citizens to cooperate with the cities in Crawford County, Iowa, and the Chamber & Development Council of Crawford County, a non-profit corporation, in order to promote diversified economic development in Crawford County, Iowa.

**THEREFORE, BE IT RESOLVED** that Crawford County, Iowa, has and will continue to support in efforts to enhance economic development by its financial contribution to Region XII Council Governments, CDC and other efforts as such arise throughout the year.

Voting Aye: Dozark, Muhlbauer, Heiden, Schultz, and Rosburg. Motion passed unanimously.

A motion was made by Dozark, seconded by Muhlbauer to approve the following resolution:

**RESOLUTION 2023-5  
RESOLUTION AUTHORIZING COUNTY ENGINEER TO EXECUTE CERTIFICATES FOR FARM-TO-MARKET PROJECTS FOR CRAWFORD COUNTY, IOWA**

BE IT RESOLVED by the Board of Supervisors of Crawford County, Iowa, that Paul J. Assman, the County Engineer of Crawford County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all Farm-to-Market and federal or state aid construction projects in this county.

Voting Aye: Dozark, Muhlbauer, Heiden, Rosburg, and Schultz. Motion passed unanimously.

A motion was made by Schultz, seconded by Dozark to approve the following resolution:

**RESOLUTION # 2023-6**

**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, 2023 and January 31, 2024 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 CRAWFORD COUNTY** that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Voting Aye: Heiden, Rosburg, Schultz, Muhlbauer, and Dozark. Motion passed unanimously.

A motion was made by Schultz, seconded by Dozark to appoint the following the Commission to Assess Damages for 2023.

<b>COMMITTEE</b>	<b>2023</b>	<b>APPOINTMENTS</b>
<b>FARMERS:</b>	1	WEED, RANDY 204 BIRCH AVE CHARTER OAK 51439
	2	RIESELNAN, STEVEN 2475 350TH ST VAIL 51465
	3	SWENSEN, DWAIN 1231 290TH ST KIRON 51448
	4	VARY, STEVE 1914 Q AVE DOW CITY 51528
	5	ARGOTSINGER, DEAN 2709 K AVE DENISON 51442
	6	BLAIR, KENNETH 1471 210TH ST SCHLESWIG 51461
	7	FEILMEIER, JEFFREY 3880 N AVE WESTSIDE 51467
<b>REALTORS:</b>	1	KERKHOFF, KEITH F. 3390 - 380TH ST, MANILLA, 51454
	2	PAULEY, TOM 2403 12TH AVE S DENISON 51442
	3	PREUL, BERNEIL 2538 S MAIN LOOP BOX 573 DENISON
	4	SCHECHINGER, RITA 3326 T AVE MANILLA 51454
	5	WALSH, JOHN 3546 L AVE VAIL 51465
	6	BROWN, JIM 721 PLEASANT ST DENISON 51442
	7	
<b>CITY PROPERTY OWNERS:</b>	1	KENNEDY, KAREN 408 HICKORY ST SCHLESWIG 51461
	2	KOCH, VERLIN 522 4 <sup>TH</sup> ST BOX 126 WESTSIDE 51467
	3	MUNSON, LYLE “BUTCH” 2317 FRONTIER RD DENISON 51442
	4	STALEY, ALLEN 662 S 5 <sup>TH</sup> ST CHARTER OAK 51439
	5	
	6	
	7	
<b>KNOWLEDGE BY OCCUPATION:</b>	1	HOFFMAN, CLARENCE 616 PARKVIEW DR DENISON 51442
	2	SCHULTZ, TODD 1474 180TH SCHLESWIG 51461
	3	FRAZIER, LYLE 215 N 7TH ST DENISON 51442
	4	RASMUSSEN, JAMES 579 8TH ST MANILLA 51454
	5	HIGHT, LEROY 1220 HWY 59 SCHLESWIG 51461
	6	

Motion passed unanimously.

A motion was made by Schultz, seconded by Dozark to appoint Jean Heiden to the Board of Health for a three-year term ending on December 31, 2025.

Motion was passed unanimously.

A motion was made by Muhlbauer, seconded by Dozark to appoint Rachel Jacobson to the Conservation Board for a five-year term ending on December 31, 2027.

Motion was passed unanimously.

A motion was made by Schultz, seconded by Muhlbauer to appoint Duane Zenk to the Law Enforcement Board of Operations for a one-year term ending on December 31, 2023.

Motion was passed unanimously.

A motion was made by Dozark, seconded by Heiden to appoint Sarah Carlson to the Region XII COG Policy council for a one-year term ending December 31, 2023.

Motion was passed unanimously.

A motion was made by Muhlbauer, seconded by Heiden to appoint Duane Zenk as the Zoning Administrator for a one-year term ending December 31, 2023.

Motion was passed unanimously.

A motion was made by Dozark, seconded by Heiden to approve the Holidays for 2023:

### CRAWFORD COUNTY 2023 HOLIDAYS

<b>January 2, 2023</b>	<b>Monday</b>	<b>New Year's Day 2023 Observance</b>
<b>January 16, 2023</b>	<b>Monday</b>	<b>Martin Luther King Jr. Day</b>
<b>February 20, 2023</b>	<b>Monday</b>	<b>President's Day</b>
<b>May 29, 2023</b>	<b>Monday</b>	<b>Memorial Day</b>
<b>July 4, 2023</b>	<b>Tuesday</b>	<b>Independence Day</b>
<b>September 4, 2023</b>	<b>Monday</b>	<b>Labor Day</b>
<b>November 10, 2023</b>	<b>Friday</b>	<b>Veteran's Day Observance</b>
<b>November 23 &amp; 24, 2023</b>	<b>Thursday &amp; Friday</b>	<b>Thanksgiving &amp; Day After</b>
<b>December 25, 2023</b>	<b>Monday</b>	<b>Christmas Day</b>

Motion passed unanimously.

A motion was made by Heiden, seconded by Muhlbauer to approve the Board Meeting Dates for 2023.

January	Monday, January 3 <sup>rd</sup> – End of Calendar Year Cash Count Tuesday, January 10 <sup>th</sup> , 17 <sup>th</sup> , 24 <sup>th</sup> , 31 <sup>st</sup>
February	Tuesday, February 7 <sup>th</sup> , 14 <sup>th</sup> , 21 <sup>st</sup> , 28 <sup>th</sup>
March	Tuesday, March 7 <sup>th</sup> , 14 <sup>th</sup> , 21 <sup>st</sup> , 28 <sup>th</sup>
April	Tuesday, April 4 <sup>th</sup> , 11 <sup>th</sup> , 18 <sup>th</sup> , 25 <sup>th</sup>
May	Tuesday, May 2 <sup>nd</sup> , 9 <sup>th</sup> , 16 <sup>th</sup> , 23 <sup>rd</sup> , 30 <sup>th</sup>
June	Tuesday, June 6 <sup>th</sup> , 13 <sup>th</sup> , 20 <sup>th</sup> , 27 <sup>th</sup>
July	Friday, June 30 <sup>th</sup> – End of Fiscal Year Cash Count Tuesday, July 11 <sup>th</sup> , 18 <sup>th</sup> , 25 <sup>th</sup>
August	Tuesday, August 1 <sup>st</sup> , 8 <sup>th</sup> , 15 <sup>th</sup> , 22 <sup>nd</sup> , 29 <sup>th</sup>
September	Tuesday, September 5 <sup>th</sup> , 12 <sup>th</sup> , 19 <sup>th</sup> , 26 <sup>th</sup>
October	Tuesday, October 3 <sup>rd</sup> , 10 <sup>th</sup> , 17 <sup>th</sup> , 24 <sup>th</sup> , 31 <sup>st</sup>
November	Tuesday, November 7 <sup>th</sup> , 14 <sup>th</sup> , 21 <sup>st</sup> , 28 <sup>th</sup>
December	Tuesday, December 5 <sup>th</sup> , 12 <sup>th</sup> , 19 <sup>th</sup> , 26 <sup>th</sup>
January	Tuesday, January 2, 2024 – End of Calendar Year Cash Count

Motion passed unanimously.

A motion was made by Schultz, seconded by Muhlbauer to approve Jack Reed, HR Consultant, renewal agreement starting July 1, 2023.  
Voting Aye: Rosburg, Schultz, Muhlbauer and Dozark. Voting Nay: Heiden. Motion passed.

A discussion by Robert and Megan Riesselman, Stables 4 Jed, a non-profit organization focused on helping those with the loss of a loved one by providing grief therapy with equestrian involvement, spoke to the Board about possible funding.

A motion was made by Heiden, seconded by Muhlbauer to approve Authorization letter to allow Tom Medhi, Associated Engineering to represent the county on tower lease.

Motion was passed unanimously.

A discussion was made by the Board about recommendation of Elected Official Compensation Board. No action was taken at this time.

A motion was made by Heiden, seconded by Schultz to approve the following resolution:

**RESOLUTION NO. 2023-8**

**RESOLUTION REGARDING VACATION AND CLOSING OF STREETS AND ALLEYS TO THE ORIGINAL TOWN OF KENWOOD**

(Final Order on Road Vacation)

**WHEREAS**, the roads described below are no longer required for public access; and

**WHEREAS**, the Board of Supervisors of Crawford County desires to vacate the following streets and alleys in the Original Plat of the Town of Kenwood in the East Half of the Southwest Quarter, Section 9, Township 83 North, Range 40 West of the 5th P.M., Crawford County, Iowa, legally described as follows:

Barnes Street

All of Barnes Street of the Original Plat of the Town of Kenwood;

Main Street

All of Main Street Second of the Original Plat of the Town of Kenwood;

Carey Street, a/k/a Cary Street

All of Carey Street a/k/a Cary Street of the Original Plat of the Town of Kenwood;

Second Street

All of Second Street, including the alleys adjacent to Second Street of the Original Plat of the Town of Kenwood;

Third Street

All of Third Street, including the alleys adjacent to Third Street of the Original Plat of the Town of Kenwood; and

Railway Street

All of Railway Street, including the alleys adjacent to Railway Street of the Original Plat of the Town of Kenwood.

**WHEREAS**, the County, after consultation with the County Engineer, has authority to vacate certain roads within the County pursuant to Iowa Code Section 306.10 and 354.23;

**WHEREAS**, the County, in conjunction with the County Engineer, does not confirm or determine the boundaries and if any questions exist, the landowners should employ the services of a surveyor; and

**WHEREAS**, a public hearing on the matter was conducted on December 27, 2022 following publication and service of notice as required by law;

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Supervisors of Crawford County, that the streets described above are vacated and closed pursuant to Iowa Code Section 306.10 and 354.23. All of the above-described property is to be transferred to the named individuals on the corresponding Quit Claim Deeds for no consideration as the Crawford County Board of Supervisors deem it to be in the public interest for the transfer of these properties. All existing utility easements shall remain in full force and effect.

Voting Aye: Heiden, Rosburg, Schultz, Dozark and Muhlbauer. Motion passed unanimously.

A motion was made by Heiden, seconded by Dozark to approve the following resolution:

**RESOLUTION NO. 2023-9**

**RESOLUTION TO ASSIGN TAX SALE CERTIFICATE  
NUMBER CH85026 AND 85026-B**

**WHEREAS**, Crawford County, Iowa, is the owner and holder of Tax Sale Certificate number CH85026 and 85026-B for the following described parcel in Attachment A, and

**WHEREAS**, several years of delinquent taxes have continued to accrue against said parcels, and,

**WHEREAS**, Roger Waderich, has consented to sign an Amended Agreement for Assignment of Crawford County Tax Sale Certificate number CH85026 and 85026-B,

**WHEREAS**, Roger Waderich, has agreed to tender payment to Crawford County, Iowa, in the amount of \$1000.00, covering all taxes, interest, costs on the tax sale certificate; the subsequent taxes less interest and costs; and assignment fee, in order that the said Tax Sale Certificate may be assigned to Roger Waderich,

**WHEREAS**, the authority for the assignment of county held Tax Sale Certificates rests with the Board of Supervisors,

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of Crawford County, Iowa, that the Chairperson of the Board of Supervisors is authorized to assign the following Tax Sale Certificates to Roger Waderich.

**TAX SALE ASSIGNMENT**

**Tax Sale Certificate:** CH85026 and 85026-B **Acquired:** June 17, 2019

**Parcel:** 1310476001

**Legal Description:** see Attachment A

**Purchase Price of Tax Sale Certificate:** \$1000.00

**Assignment Fee:** \$ 20.00

