

June 11, 2024

Meeting of the Clayton County Board of Supervisors at 600 Gunder Road NE, Elkader, Iowa.

Present: Steve Doepcke and Doug Reimer

Absent: Ray Peterson

Guests: Matt Sherman, Tiffany Johansen, and Jennifer Garms.

Information Technology Director Matt Sherman provided a departmental update.

Reimer moved, Doepcke seconded to rescind a motion for approving the pricing proposal from SHI in the amount of \$119,340.00 subject to contingency costs for the information technology project due to receipt of updated quotes. Ayes: Doepcke, Reimer. Motion carried.

Doepcke moved, Reimer seconded to approve the pricing proposal from SHI in the amount of \$149,904.00 subject to contingency costs for the information technology project. Ayes: Doepcke, Reimer. Motion carried. An additional bid from Heartland Business Systems was \$156,931.26.

The agreement for dark fiber was not available for discussion and will be placed on a future agenda.

Doepcke moved, Reimer seconded to approve the meeting minutes for June 4, 2024. Ayes: Doepcke, Reimer. Motion carried.

Doepcke moved, Reimer seconded to authorize the purchase of a generator for Conservation (\$32,775.00) to be paid out of American Rescue Plan Act funds. Ayes: Doepcke, Reimer. Motion carried.

Doepcke moved, Reimer seconded to approve the claims as presented totaling \$217,722.25. Ayes: Doepcke, Reimer. Motion carried.

Doepcke moved, Reimer seconded to authorize the vice-chair to sign a service agreement with Howard E. Nyhart Company, Inc., for GASB 75/OPEB reporting services for fiscal years 2024 and 2025. Ayes: Doepcke, Reimer. Motion carried.

The Board of Supervisors and Jennifer Garms, County Auditor, met as a Board of Canvassers, as provided by law, and canvassed the election returns from the Primary Election held June 4, 2024. The result of said canvass is as follows:

United States Representative District 2 - Republican

Ashley Hinson	Received One Thousand Six Hundred and Fifty-Nine (1,659) votes
Scattering	Received Twenty-Two (22) votes
Total	One Thousand Six Hundred and Eighty-One (1,681) votes

State Senator District 32 - Republican

Mike Klimesh	Received One Thousand Five Hundred and Seventy-Four (1,574) votes
Scattering	Received Thirteen (13) votes
Total	One Thousand Five Hundred and Eighty-Seven (1,587) votes

State Representative District 64 - Republican

Jason Gearhart	Received One Thousand and Thirty-Four (1,034) votes
Douglas Wolfe	Received Seven Hundred and Ninety (790) votes
Scattering	Received Two (2) votes
Total	One Thousand Eight Hundred and Twenty-Six (1,826) votes

County Board of Supervisors - Republican

Ray A. Peterson	Received One Thousand Five Hundred and Ninety-Seven (1,597) votes
Scattering	Received Forty (40) votes
Total	One Thousand Six Hundred and Thirty-Seven (1,637) votes

We therefore declare Ray A. Peterson to be duly nominated for the office of County Board of Supervisors - Republican.

County Auditor - Republican

Scattering	Received Sixty-Five (65) votes
Jennifer Garms	Received Twelve (12) votes
Total	Seventy-Seven (77) votes

County Sheriff - Republican

Brent Ostrander Received One Thousand One Hundred and Ninety-Four (1,194) votes  
Brandon Taylor Received Seven Hundred and Forty-Six (746) votes  
Scattering Received Zero (0) votes  
Total One Thousand Nine Hundred and Forty (1,940) votes  
We therefore declare Brent Ostrander to be duly nominated for the office of County Sheriff - Republican

United States Representative District 2 - Democratic  
Sarah Corkery Received One Hundred and Six (106) votes  
Scattering Received Zero (0) votes  
Total One Hundred and Six (106) votes

State Senator District 32 - Democratic  
Scattering Received Six (6) votes  
Total Six (6) votes

State Representative District 64 - Democratic  
Scattering Received Eight (8) votes  
Total Eight (8) votes

County Board of Supervisors - Democratic  
Scattering Received Six (6) votes  
Total Six (6) votes

County Auditor - Democratic  
Jennifer Garms Received One Hundred and Seven (107) votes  
Scattering Received Zero (0) votes  
Total One Hundred and Seven (107) votes  
We therefore declare Jennifer Garms to be duly nominated for the office of County Auditor - Democratic.

County Sheriff - Democratic  
Scattering Received Thirteen (13) votes  
Brent Ostrander Received Thirteen (13) votes  
Total Twenty-Six (26) votes

United States Representative District 2 - Libertarian  
Scattering Received One (1) votes  
Total One (1) vote

State Senator District 32 - Libertarian  
Scattering Received Two (2) votes  
Total Two (2) votes

State Representative District 64 - Libertarian  
Scattering Received One (1) votes  
Total One (1) vote

County Board of Supervisors - Libertarian  
Scattering Received Zero (0) votes  
Total Zero (0) votes

County Auditor - Libertarian  
Scattering Received Zero (0) votes  
Jennifer Garms Received One (1) vote  
Total One (1) vote  
We therefore declare Jennifer Garms to be duly nominated for the office of County Auditor - Libertarian.

County Sheriff - Libertarian  
Scattering Received Zero (0) votes  
Brandon Taylor Received Two (2) votes  
Total Two (2) votes  
We therefore declare Brandon Taylor to be duly nominated for the office of County Sheriff - Libertarian.

One Thousand Eight Hundred and Fifty-Eight (1,858) people voted at the polls on election day.

One Hundred and Ninety-Seven (197) absentee ballots were accepted for counting.  
One (1) provisional ballot was accepted for counting (included in absentee total).  
A total of Two Thousand and Fifty-Five (2,055) people voted.

Candidates Nominated for County Offices:  
County Board of Supervisors - Republican: Ray A. Peterson  
County Sheriff - Republican: Brent Ostrander  
County Auditor - Democratic: Jennifer Garms  
County Auditor - Libertarian: Jennifer Garms  
County Sheriff - Libertarian: Brandon Taylor

County Offices Without a Party Nominee:  
Republican Party: County Auditor  
Democratic Party: County Board of Supervisors, County Sheriff  
Libertarian Party: County Board of Supervisors

These results are for Clayton County only. Official canvass and abstract materials are on file in the Auditor's Office.

The Board reconvened as the Board of Supervisors.

Doepcke moved, Reimer seconded to approve the canvass of the Primary Election held June 4, 2024.  
Ayes: Doepcke, Reimer. Motion carried.

Doepcke moved, Reimer seconded to approve the claims for the canvass as presented totaling \$15,201.26 with additional billings to be placed in upcoming claim sessions. Ayes: Doepcke, Reimer.  
Motion carried.

Doepcke moved, Reimer seconded to accept and place on file the Post-Election Audit Report & Auditor Certification for the Primary Election held June 4, 2024. Ayes: Doepcke, Reimer. Motion carried.

Vice-Chairperson Reimer opened the public hearing regarding the conveyance of former road right-of-way located in North Buena Vista. The section is currently vacated. The public hearing was closed.  
Doepcke moved, Reimer seconded to approve resolution 21-2024 "Former Roads Right-Of-Way Conveyance." Roll Call Vote: Doepcke- aye, Peterson- absent, Reimer-aye. Motion carried.

RESOLUTION #21-2024  
FORMER ROADS RIGHT-OF-WAY CONVEYANCE

WHEREAS, Clayton County acquired a property interest to the following described real estate:

Lot 1 according the Plat filed April 25, 2016 as Instrument No. 2016R01348 which is also described as: Part of Lot 4, part of Lot 5 and part of Lot 6 of Block 14 in Upper Buena Vista, and part of the Southeast Quarter of the Southeast Quarter of Section 21, Township 91 North, Range 1 West of the 5th P.M., all in the Town of North Buena Vista, Clayton County, Iowa, more particularly described as follows: Beginning at the northwest corner of Lot 6 of Block 14 in Upper Buena Vista, Town of North Buena Vista, Clayton County, Iowa; thence S74°03'00"E, 224.08 feet to the northeast corner of Lot 4 in said Block 14; thence S00°20'36"E, 51.07 feet along the east line of said Lot 4 to a point 33.00 feet from the centerline of Great River Road; thence westerly and northwesterly parallel and 33.00 feet from the centerline curve of Great River Road, 241.30 feet along a curve, concave to the northeast, having a radius of 1008.68 feet, a central angle of 13°42'24" and a chord which bears N66°04'07"W, 240.73 feet to the west line of Lot 6 in said Block 14; thence N15°54'23"E, 15.59 feet to the point of beginning, containing 0.195 acres.

WHEREAS, the real estate was previously vacated as secondary road right-of-way and the County wishes to convey the vacated property to adjoining proprietors pursuant to Iowa Code §354.23,

WHEREAS, Alan Breitbach and Pam Breitbach own the property adjacent to the parcel(s) legally described above,

WHEREAS, in accordance with Chapter 331.361(2) of the CODE OF IOWA, 2024, notice of a public hearing is published in the official papers on June 5, 2024, for a hearing to be held on June 11, 2024.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clayton County, Iowa, that the Board Chairperson, Ray Peterson, and County Auditor, Jennifer Garms, be authorized to execute a Quit Claim Deed to Alan Breitbach and Pam Breitbach for said real estate.

Vice-Chairperson Reimer opened the public hearing regarding the conveyance of former road right-of-way located in Section 23, T93N, R5W. The section is currently vacated. The public hearing was closed. Doeppke moved, Reimer seconded to approve resolution 22-2024 "Former Roads Right-Of-Way Conveyance." Roll Call Vote: Doeppke- aye, Peterson- absent, Reimer-aye. Motion carried.

RESOLUTION #22-2024  
FORMER ROADS RIGHT-OF-WAY CONVEYANCE

WHEREAS, Clayton County acquired a property interest to the following described real estate:

Lot Three (3) of Lot Two (2) in the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4), in Section Twenty-three (23), Township Ninety-three (93) North, Range Five (5), West of the 5th P.M. in Clayton County, Iowa, according to the Plat recorded in Book 26, Plats, Page 42 (Instrument No. 2005R01834).

WHEREAS, the real estate was previously vacated as secondary road right-of-way and the County wishes to convey the vacated property to adjoining proprietors pursuant to Iowa Code §354.23,

WHEREAS, John Patrick Moyna and Doris Moyna own the property adjacent to the parcel(s) legally described above,

WHEREAS, in accordance with Chapter 331.361(2) of the CODE OF IOWA, 2024, notice of a public hearing is published in the official papers on June 5, 2024, for a hearing to be held on June 11, 2024.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clayton County, Iowa, that the Board Chairperson, Ray Peterson, and County Auditor, Jennifer Garms, be authorized to execute a Quit Claim Deed to John Patrick Moyna and Doris Moyna for said real estate.

/s/ Doug Reimer, Board of Supervisors Vice-Chair  
Attest: Jennifer Garms, Clayton County Auditor