

JEFFERSON COUNTY BOARD OF SUPERVISORS' PROCEEDINGS
April 3, 2023

At 8:36 A.M., Chair Drish called the regular meeting of the Board of Supervisors to order.

Board members present were: Susie Drish, Chairman; Lee Dimmitt, Supervisor.

Board member present by phone was: Dee Sandquist, Vice-Chairman.

It was moved by Sandquist, seconded by Dimmitt that the minutes for the March 27th, 2023 meeting be acknowledged. All "Aye". Motion carried.

Supervisors met with the County Engineer.

It was moved by Dimmitt, seconded by Drish that the following resolution be approved:

RESOLUTION

WHEREAS, bids were received March 21, 2023, for project No. FM-C051(88)—55-51

Pelling, L.L. Co. Inc.	\$1,233,547.80
Astech Corp.	\$1,398,253.20

BE IT RESOLVED by the Jefferson County Board of Supervisors to award a contract to the L.L Pelling. Co. Inc. of North Liberty, IA to perform seal coat on 110th Street from Packwood Road east to the Canadian Pacific Rail Road R.O.W. Brookville Road from Packwood Road east to a point 1,800 feet west of Cedar Avenue. Juniper Avenue from Libertyville Road south approximately 1 mile and designate County Engineer DeWayne Heintz as Authorized Signatory for said contract.

Passed this 3rd day of April, 2023.

AYES:
Susie Drish
Dee Sandquist
Lee Dimmitt

NAYS:
None

Attest:
Scott Reneker, Jefferson County Auditor

Drish moved, Dimmitt seconded to approve work on the Packwood grader shed. All "Aye". Motion carried.

It was moved by Dimmitt, seconded by Sandquist to table consideration of the Whistling Meadows Minor Subdivision. All “Aye”. Motion carried.

It was moved by Dimmitt, seconded by Drish to approve the Child Abuse Prevention Month proclamation. All “Aye”. Motion carried.

It was moved by Dimmitt, seconded by Drish to approve the following resolution:

RESOLUTION
Jefferson County Board of Supervisors

WHEREAS, IN ORDER TO SATISFY the terms of a charitable bequest intended to benefit the public in the Greater Jefferson County area, with a new public recreational shelter/restroom facility at Waterworks Park, an intergovernmental transfer of a parcel of real estate is necessary, and

WHEREAS, the aforementioned charitable bequest in the Estate of Edd Felgar, is fully funded pursuant to the terms of ITEM VI of Testator’s Last Will and Testament, providing for full costs associated with the shelter/restroom gift, which have been the subject of discussion at open meetings of the Board of Supervisors, the City of Fairfield, the City Engineer, and Fairfield Park and Recreation Foundation, resulting in engineered construction plans, specifications, and cost estimates and readiness for bidding to accomplish construction in 2023 Calendar Year, and

WHEREAS, to stay within the provisions of the Charitable bequest, the site of the intended construction needs to be within City of Fairfield ownership and control, and available for use of the public for various public purposes

WHEREAS, Jefferson County, Iowa is a political subdivision under the Code of Iowa and as defined by §170(c) of the Internal Revenue Code, and with authority over County real estate vested in Jefferson County Board of Supervisors (per ICA 331.361(2) and (4)).

WHEREAS, Jefferson County is a political subdivision under Chapter 331 of the Code of Iowa and is possessed of and titled as owner of real estate described as:

(see attached legal description)

and,

WHEREAS, Jefferson County, Iowa through its Board of Supervisors intends to convey to the City of Fairfield, an Iowa Municipal Corporation, the above-described real estate, by giving the same to the Municipal Corporation pursuant to its authority under Iowa Code §331.361(2) and 331.361(4), as the real property appears to be within the jurisdiction of both the grantor County and the grantee municipal corporation, and

WHEREAS, before conveyance, the County Board of Supervisors is required to follow those procedures for public hearing, notice, publication of notice, and appropriate resolution, allowing for at least four (4) days' notice, but not more than twenty (20) days, publication prior to the date of hearing, all as specified at Iowa Code §331.305.

WHEREAS, Jefferson County Board of Supervisors is ready, willing and able to deliver its Deed of Transfer, gratuitously transferring that specifically described real property to the City of Fairfield, Iowa for exclusively public purposes, which property is legally described as above shown, and

WHEREAS both the City of Fairfield and Donor, Jefferson County, Iowa are desirous of completion of delivery and acceptance of the Deed of Transfer within the month of April, 2023, and

WHEREAS, the City Council of the City of Fairfield, Iowa has preliminarily indicated its willingness to accept the Donor's gift, at a noticed City Council meeting provided certain real estate title matters were resolved in a timely manner,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JEFFERSON COUNTY, IOWA THAT:

Jefferson County agrees to transfer the above-described real estate, by gifting the same as an intergovernmental transfer, to the City of Fairfield, Iowa provided:

1. The real estate is utilized by the City for "public purposes" with the meaning of the Code of Iowa and the Internal Revenue Code;
2. The real estate is continuously held by the City;
3. The real estate is available for use and benefit of the general public, as related to the park in which it is situated;
4. The property is developed within the understanding of the County and of the City in a way consistent with the charitable bequest of the Edd Felgar Estate for a new public recreational shelter house and public restrooms.
5. Should these provisions not be accomplished the property may be declared to have defaulted and shall REVERT to the County.

WHEREFORE, TRANSFER BY GIFT, on conditions, subject to process of 331.361 & 331.305, is authorized, with Deed of Transfer to be executed by Chairman of the Board of Supervisors and attested to by the Auditor, to be delivered for recordation with copy of this Resolution.

Dated this 3rd day of April, 2023

The above Resolution having come before the Board of Supervisors of Jefferson County the 3rd day of April, 2023, having been moved by Dimmitt and seconded by Drish is adopted by the following vote:

	AYES	NAYS	ABSTAIN	ABSENT
Drish	X	_____	_____	_____
Dimmitt	X	_____	_____	_____
Sandquist	X	_____	_____	_____

Supervisors met with Ashley Utt from Pathfinders to go over the Destination Iowa Grant and determined that Shawn Morrissey would be the point of contact going forward.

Supervisors reviewed the Sheriff’s Fiscal Year 2024 budget proposal.

Public comments: Chris Estle, Melanie Carlson, DeWayne Heintz commented on budgets. Brett Ferrel reported on the recent weather emergency. Connor Everright stated that taking away deputies is not going to be good for the County. Ashley Utt said that she can help look for grants.

The Supervisors reported on their Ambulance Board meetings. Sandquist reported on her Area 15 Regional Planning meeting.

It was moved by Dimmitt, seconded by Drish to allow the claims against the county and to direct the county auditor to issue checks against the various funds of the county in payment of the claims allowed. All “Aye”. Motion carried.

There being no further business, it was moved by Dimmitt, seconded by Drish to adjourn. All “Aye”. Motion carried.

ATTEST:
 Scott D. Reneker
 County Auditor

Susie Drish, Chairman
 Board of Supervisors