

Sibley, Iowa  
August 30, 2022

The Osceola County Board of Supervisors met pursuant to law and adjournment at 8:45 am at Osceola County Courthouse Board Room in Sibley, Iowa with the following members present: Ed Jones, Mike Schulte, LeRoy DeBoer, Jayson Vande Hoef, and Jerry Helmers. Absent: None.

Jones moves to approve the August 30, 2022 agenda. Second by DeBoer. All vote aye. Motion carried.

It was moved by Schulte, second by Jones to approve August 26, 2022 minutes. All vote aye. Motion carried.

DeBoer moves to approve the September schedule as follows: September 13<sup>th</sup>, 20<sup>th</sup>, and 27<sup>th</sup> with claims being paid on the 13<sup>th</sup> and the 27<sup>th</sup>. Second by Vande Hoef. All vote aye. Motion carried.

It was moved by Schulte, second by Jones to approve the final consideration of the following resolution:

**RESOLUTION #8 22/23 DECLARING EMERGENCY MEDICAL SERVICES TO BE AN ESSENTIAL SERVICE**

A resolution by Osceola County to declare emergency medical services (EMS) to be an essential county service as authorized by Iowa Code Section 422D.1.

**WHEREAS**, Osceola County provides EMS to its residents.

**WHEREAS**, ensuring efficient and effective EMS coverage is essential for maintaining the health and welfare of its residents.

**WHEREAS**, in order to be able to efficiently and effectively provide EMS to its residents, the Board of Supervisors will proceed with the process under Iowa Code Section 422D.1 to declare emergency medical services as an essential county service in order to allow an ad valorem property tax for EMS, and consult with the recently created county emergency medical services system advisory council to assist in researching and assessing the service needs of the county and guiding implementation of the same.

**NOW, THEREFORE, BE IT RESOLVED**, Osceola County hereby declares emergency medical services to be an essential county service.

**BE IT FURTHER RESOLVED**, Osceola County directs that all further notices of this resolution be made and any other actions necessary to proceed with the process under Iowa Code Section 422D.1 to declare EMS be an essential county service.

HEREBY RESOLVED by the Board of Supervisors for Osceola County on this 30<sup>th</sup> day of August, 2022. Ayes- Schulte, Jones, DeBoer, Vande Hoef, Helmers. Nay- None. All vote aye. Motion carried.

Sande Smith, presented a report from the EMS System Advisory Council. They are recommending that a .45 cent per thousand of assessed value ad valorem property tax for EMS services public measure be placed on the November 8<sup>th</sup> election. Vande Hoef sited his concerns with proceeding with the ballot initiative at this time. Schulte moves to acknowledge the receipt of the recommendations from the EMS System Advisory Council for a .45 cent per thousand of assessed value ad valorem property tax for EMS services. Second by Vande Hoef. All vote aye. Motion carried.

It was moved by Schulte, second by Jones to approve the following resolution:

**RESOLUTION #11 22/23 ORDERING A SPECIAL ELECTION ON AN AD VALOREM PROPERTY TAX FOR EMERGENCY MEDICAL SERVICES**

**WHEREAS**, the Osceola County Board of Supervisors has declared emergency medical services an essential service, and did so in compliance with Iowa Code Section 422D.1(2)(a).

**WHEREAS**, the Osceola County Board of Supervisors coordinated efforts with local emergency medical services agencies to establish a county emergency medical services system advisory council to assist in research and assessing the service needs of the county and guiding implementation of services in the county within a council structure.

**WHEREAS**, the Osceola County Board of Supervisors is in receipt of a recommendation from the county emergency medical services system advisory council, which recommends funding at a level of .45 ( .45 cent) per \$1,000.00 (One Thousand Dollars), of assessed value on all taxable property within the county and said recommendation is on file with the Osceola County Board of Supervisors, and has been examined

by the Osceola County Board of Supervisors, who have determined that it otherwise complies with Iowa Code Section 422D.1(2)(c).

WHEREAS, the question for the imposition of the ad valorem property tax or any other proposal incorporating any portion of it has not or will not be submitted to the qualified electors of Osceola County, Iowa, for a period of at least sixty days subsequent to the publication of the notice of the question, so as to comply with Iowa Code Section 422D.1(3)(a).

WHEREAS, it is the intention of the Osceola County Board of Supervisors to issue raise the ad valorem property tax raise funds for emergency medical services.

NOW, THEREFORE, IT IS RESOLVED BY THE OSCEOLA COUNTY BOARD OF SUPERVISORS, STATE OF IOWA: Section 1. That an election is called of the qualified electors of Osceola County, Iowa on Tuesday, November 8, 2022. The following Proposition is approved, and the Auditor is authorized and directed to submit and file the Proposition for the Ballot with the Osceola County Commissioner of Elections at least 60 days prior to the election.

#### PROPOSITION

Shall the Osceola County Board of Supervisors be authorized to impose an ad valorem property tax for the purposes of creation and maintenance of a stable revenue stream for its essential community EMS services, in the amount of .45 (.45 cents) per \$1,000.00 (One Thousand Dollars) of assessed value on all taxable property within the county, to be used for funding of emergency medical services for a maximum period of 15 years?

[END OF BALLOT LANGUAGE]

Section 2. That the notice of the election and ballot form used at the election shall be prepared in accordance with the provisions of the Iowa Code and Iowa Administrative Rules.

Section 3. That the Election Board for the Voting Precinct or precincts be appointed by the County Commissioner of Elections for each County conducting an election, not less than 15 days before the election.

Section 4. The Commissioner of Elections for each County conducting an election is requested and directed to make publication of the Notice of Election at least once, not less than four days nor more than twenty days prior to the election, in a newspaper that meets the requirements of Section 49 .53(2), Code of Iowa.

Section 5. Osceola County, Iowa is the Controlling County for this election

Section 6. That the County Commissioner of Elections for the County conducting an election shall prepare all ballots and election registers and other supplies necessary for the proper and legal conduct of this election.

Section 7. That the Auditor is directed to file a certified copy of this Resolution in the Office of the County Commissioner of Elections of the Controlling County to constitute the "written notice" to the County Commissioner of Elections of the election date, required to be given by the governing body under the provisions of Chapter 422D, Code of Iowa. Ayes- Schulte, Jones, DeBoer, Helmers. Nay- Vande Hoef.

PASSED AND APPROVED this 30<sup>th</sup> day of August, 2022.

Nolan McGowan, County Attorney, informed the Board that Dorsey & Whitney Law Firm subpoenaed attorney Steve Kersten's records relating to his representation of the County in the Harris Lawsuit. McGowan informed the Board that counsel for the City of Harris is asking the Board to waive privilege relating to Kersten's representation of the County in the Harris Lawsuit. Schulte moves to give permission to waive privilege in order to release documents. Second by Vande Hoef. All vote aye. Motion carried.

It was moved by Vande Hoef, second by Jones to approve the Northwest Iowa Regional Housing Trust Fund pledge for \$ 458.00. All vote aye. Motion carried.

Nick Schmalen, Conservation director along with Zach Marco and John Corbett from the Conservation Board requested \$150,000 of ARPA monies to be used for Willow Creek Campground Expansion project. They would develop 1 camping cabin along with 10 to 12 additional campsites. For the first phase the project will cost \$500,000 in which they are applying for Destination Iowa Fund which they could possibly receive up to \$200,000. Schmalen also suggested if don't receive Destination Iowa Fund then he will not need the ARPA monies. Helmers stated he was displeased that the conservation department purchased a lawn mower out of the county. It was moved by Vande Hoef, second by Helmers to approve ARPA fund of \$150,000 to the Conservation Department. Ayes- Vande Hoef, Helmers, DeBoer. Nay- Jones, Schulte. All vote aye. Motion carried.

Ernie Villanueva, Maintenance/Groundskeeper would like to switch from salary to hourly. He puts in longer hours when he is removing snow and would like to get paid for those hours instead of earning comp time. Several options were discussed. Vande Hoef moves to alter his hours during May-October to

35 hours a week then November-April to 40 hours a week with the exception to the handbook policy allowing discretion to the Auditor for him to have 4 months to use up his comp time. Second by Jones. All vote aye. Motion carried.

It was moved by Jones, second by Helmers to approve October 11, 2022 at 9 am as the FY 22/23 budget amendment public hearing date. All vote aye. Motion carried.

Vande Hoef went to a presentation at ISAC regarding pipelines. He informed the Board another county is working on an ordinance regulating when pipeline constructions can occur using relative soil moisture model. Vande Hoef will work with the zoning administrative on an ordinance regarding this matter.

Vande Hoef explained to the Board about a county going to a matrix system for every non-elected or union position. The county would hire this company to elevate every position and they would recommend a pay scale for that position. The Board will put this discussion on the next agenda with department heads.

Payroll registers from August 24<sup>th</sup> and 26<sup>th</sup> were reviewed.

It was moved by DeBoer, second by Schulte to adjourn the meeting.

---

Chairman

---

Auditor