

Office of Mills County Auditor  
Carol Robertson  
Mills County Courthouse  
Glenwood, IA

The Board of Supervisors met this 24<sup>th</sup> day of May 2016, in the meeting room at the Mills County Courthouse in Glenwood with Supervisors Ron Kohn and Richard Crouch. Lonnie Mayberry was absent to attend a meeting in Fremont County. Clerk of Court Kim Carter and Carol Vinton were also present.

Motion by Crouch, seconded by Kohn to approve the May 24, 2016 agenda as presented and the minutes of the May 17, 2016 meeting as corrected.

Motion carried on a vote: Ayes: 2 Nays: 0.

Engineer Kevin Mayberry reported that there were three utility permits to report.

- 1) CenturyLink contracted with TD&I for buried fiber along Bunge Avenue
- 2) CenturyLink contracted with Telecom for cable service on Kane Avenue
- 3) CenturyLink for phone service along 240<sup>th</sup> Street

Motion by Crouch seconded by Kohn to authorize board members signatures on plans for project number BROS-CO65(99)—5F-65, Bridge replacement on 390<sup>th</sup> Street over Wabash Trace.

Motion carried on a vote: Ayes: 2 Nays: 0

Matt Wilber, Pottawattamie County Attorney, stated that his office would assist Mills County with services until Mills County has an attorney in place.

Motion by Crouch seconded by Kohn to approve Resolution 16-09 – Appointment of Interim County Attorney.

#### **RESOLUTION 16-09**

**WHEREAS**, Mills County has experienced a vacancy in the Office of the County Attorney; and **WHEREAS**, the process of appointing a new county attorney is pending;

**THEREFORE BE IT RESOLVED** by the Mills County Board of Supervisors that Pottawattamie County Attorney, Matthew D. Wilber, is appointed as acting County Attorney pursuant to Iowa Code section 69.14A(3), with reasonable attorney fees as authorized by the District Court, effective May 31, 2016 for a term of 60 days or until a new Mills County Attorney takes office.

Motion carried on a roll call vote: Crouch – Aye, Kohn – Aye, Mayberry – Absent

Heidi Kloeckner was present to request a piece of property that abuts her property in Sabins subdivision that somehow was left out of any of the legals when this subdivision was created in 1892.

Kloeckner would like to own this piece of property as they have maintained the property over the years. They would like to put a building up but need this piece of property for the setbacks. Supervisor Mayberry will return later in the meeting and this will be discussed with him to decide the best way to attain this property. The Board assured Kloeckner that she will be contacted when the procedure has been decided.

Chris Gustin was present to request purchasing a piece of property owned by Mills County.

Motion by Crouch seconded by Kohn to authorize the Mills County Treasurer to work with the Mills County Attorney regarding property owned by Mills County and notify the adjoining property owners that Gustin is interested in owning this .56 acre parcel.

Motion carried on a vote: Ayes: 2 Nays: 0

Chad McCollister was present to report that the Fair Board wants to put in a petting zoo by utilizing one of the cattle buildings on the fairgrounds. Repairs had been started but it became a much bigger project than anticipated. The Fair Board is requesting that the permit fees to be waived, but currently have no dollar amount. The Board stated that they are only able to waive the County's portion of the fees and asked McCollister to get the dollar amount of the fees and return for formal action.

Supervisor Mayberry joined the session at this time.

Kate McGann and Chad McCollister were present to request a letter of support from the Board of Supervisors for the City of Malvern's Great Places Grant application.

Motion by Mayberry seconded by Crouch to approve a letter of support for Malvern for the Great Places Grant application.

Motion carried on a vote: Ayes: 3 Nays: 0

Kate McGann and Chad McCollister were present in Mark Ford's absence to explain the progress the Mills County Economic Development interview committee had accomplished. Supervisor Mayberry was a part of this committee and they interviewed only 2 candidates due to the other candidates that had applied had already taken other positions prior to the interview process. One candidate had 20+ years in the field with many connections and the other candidate had an extensive background in marketing. The committee went over the salary requests and both were over the amount in the application. The committee is requesting guidance from the Board of Supervisors before extending an offer. McGann, Ford and Mayberry will proceed with negotiations and will return to the Board if an acceptance is made.

Motion by Mayberry seconded by Crouch to go into closed session at 11:17 A.M. according to Iowa Code 21.5(i) – To evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session.

Mills County Auditor Carol Robertson received in writing from each interviewee their permission to go into closed session to discuss their qualifications.

Motion carried on a roll call vote: Mayberry – Aye, Crouch – Aye, Kohn - Aye

Motion by Crouch seconded by Mayberry to return to open session at 11:30 A.M.

Motion carried on a roll call vote: Mayberry – Aye, Crouch – Aye, Kohn – Aye

The Board authorized Auditor Robertson to proceed with contacting the proposed candidate Nada Elliott to determine if she will accept the position of Mills County Attorney.

She did accept and will let the Board know the date when she will be here to take office.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, May 31, 2016.

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Ron Kohn, Chair

ATTEST:

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Carol Robertson, Auditor