

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

The Board of Supervisors met this 1st day of November, 2016, in the Board of Supervisors meeting room at the Mills County Courthouse in Glenwood with Supervisors Richard Crouch, Ron Kohn and Lonnie Mayberry present.

Motion by Crouch, seconded by Mayberry, to approve the November 1, 2016 agenda and the October 25, 2016 minutes as presented.

Motion carried on a vote: Kohn – Aye, Crouch – Aye and Mayberry-Abstained.

Engineer Mayberry took the Board of Supervisors on a site visit to view the location of a driveway variance request near 64673 Painter Road.

There were no utility permits to report this week.

Formal Action will not be taken at this time on the driveway variance request near 64673 Painter Road. Engineer Mayberry, a driveway foreman and the owner will meet to discuss other options.

Motion by Crouch seconded by Mayberry to authorize Chair to sign the Community Development Block Grant Program Disaster Recovery – National Disaster Resilience Contract between the Iowa Economic Development Authority and Mills County. Motion carried on a vote: Ayes: 3 Nays: 0

Mills County Recorder Lisa Tallman joined the session at this time for discussion of ATV use on Mills County secondary roads. Engineer Mayberry shared a survey he had asking if Mills County had ever considered an Ordinance to allow ATV use on secondary roads. The Engineer was told by the Board of Supervisors that there was no consideration being taken at this time to put this into place. Mayberry will update Board if there are any further discussions on this.

Mills County Emergency Management/E911 Communications Director Larry Hurst joined the session at this time with Terry Frahm, representing Heartland Coop about property owned by Mills County at Hwy 34 and Hwy 275.

Hurst shared safety concerns of having anhydrous tanks there due to the closeness of Hwy 34 and Hwy 275. Frahm said they were potentially looking at putting in a small building and using the current scale there if they were able to purchase this property. Heartland Coop had been looking around but this is the only location they feel may work. The Board of Supervisors stated they would consider selling this property and they will ask the County Attorney how to proceed to sell and get back to Mr. Frahm with a response.

Motion by Mayberry seconded by Crouch to authorize the Sheriff's department to get a debit card machine through Govpay at no cost to Mills County. The fee will be charged to the customer using the machine. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Mayberry to approve vehicle equipment from Jones Automotive in the amount of \$8,340.76 for the latest vehicle the Sheriff's department is purchasing.

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

Those present for the 10:00 A.M. meeting were the following: Sheriff Eugene Goos, County Attorney Naeda Elliott, Mills County Economic Development Director Rick Allely and attorney Gregory Barntsen, Building & Zoning Official Darin Whatcott and wife Janelle Whatcott, Economic Development Board members: Chad McColleston, Devin Embry, Mary Gunderson, Kate McGann and Ashley Hendrix.

Motion by Mayberry to table this discussion and review the workplace violence harassment complaint. Seconded by Crouch.

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

County Attorney Naeda Elliott stated she felt the Board needed to address the issue of the working space location during the investigation.

Motion by Crouch to reconsider the working locations of these individuals during the investigation. Kohn stepped down to second the motion. Motion carried on a vote: Crouch – Aye, Kohn – Aye, Mayberry – Nay

Discussion was held that both individuals need to be doing their individual jobs and if Allely feels they cannot be in the same office space a solution needs to be worked out. Superintendent of Schools and Economic Development Board Treasurer Devin Embry offered a workspace at the Superintendent's office for a short time. He also stated that the Economic Development Board had approved Allely to work at home.

Whatcott spoke up and said he could stay away from the office if needed because he didn't realize there was an issue. The DCI is doing the investigation on this claim.

Motion by Mayberry to allow Allely to have access of the office space in the Engineer's building until the investigation is complete from 7:00 a.m. to 5:00 p.m. Monday through Friday. Crouch seconded.

Discussion: Crouch asked if Whatcott could have access of the things from his office and if Whatcott would receive a schedule of when Allely would be absent. Crouch also requested cooperation with the personnel in the Planning & Zoning Department and Allely stated that would not be a problem.

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

Discussion was held with regards to the length of time they would receive the report. Attorney Elliott responded that it should be complete soon as it was her understanding that there were only a few people left to interview. It will then be presented to the Board of Supervisors. If so, it will go to Page County. There were questions by Allely and his attorney as to whether a County investigation had been done. Elliott explained that charges had not been filed with Mills County because it was believed that the issue was resolved amongst the two involved. Elliott asked the Board if it was their wishes to rely on the DCI investigation.

Motion by Crouch to let the DCI continue with their investigation to resolve the issue. Kohn stepped down to second the motion. Crouch – Aye, Kohn – Aye, Mayberry – Abstain

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, November 8, 2016.

Ron Kohn, Chair

ATTEST:

Carol Robertson, Auditor