

The Fremont County Board of Supervisors met in regular session on Wednesday, September 18, 2024, in the Fremont County Courthouse Boardroom, with Chris Clark, Clint Blackburn, and Dustin Sheldon present. A quorum was declared, and the meeting was officially called to order at 9:00 a.m. The agenda was approved as posted. Minutes of the previous board session were read and approved.

Let the record show that Engineer Dan Davis, Assistant Engineer Robbie Kromminga, IT Scott Evans, Treasurer Alise Snyder, Recorder Tarah Berry, Michael Clark, Brett Smith, John Gregory, Caleb Morse, Shane Smith, and Liz Skillern with Southwest Iowa Herald were present at this meeting.

Scott Evans, IT met with the board for the renewal of the Document Locator Program. He explained that the program allows offices to look up all scanned documents at any time. Motion by Blackburn to approve the renewal. Motion carried unanimously.

The board discussed the abrupt resignation of the maintenance man. Motion by Blackburn to advertise for the maintenance/custodial position for the courthouse. Motion carried unanimously.

The Fremont County Board of Health recommended hiring Caleb Hammons for the sanitarian position due to the retirement of the current sanitarian. Blackburn stated that he and the board of health discussed starting him at \$18.00 and bumping him up after he completes training. Motion by Sheldon to appoint Caleb Hammons as Sanitarian for Fremont County. Blackburn, aye. Sheldon, aye. Clark, abstain.

Engineer Dan Davis met with the board for the signing of the following:

Motion by Sheldon to allow Chairman Clark to sign IDOT payment voucher with HGM Associates for engineering services for the preliminary design of J-64 east of US 275 per agreement through August 31, 2024. Motion carried unanimously.

At 9:10 a.m., motion by Blackburn to go into public hearing. Motion carried unanimously. Kameron Boyer, Cristy Hand, Michael Morgan, and Rhonda Boyer joined the meeting. Engineer Davis stated that they previously held a hearing regarding this matter and it ended up being tabled. Davis said they wanted to get it back on the agenda. He stated that 130th Street was designated as Level B around 1985. He thinks there will be more roads to be vacated coming up because of the cuts in them. They would prefer to give them to the adjacent landowners. Caleb Morse stated he was concerned because there is a spillway and he would be landlocked if they worked on that. Brett Smith asked if the spillways on Plum Creek had a route around when they worked on those. Morse questioned in the future whether neighbors would allow easements to let him out. Supervisor Blackburn spoke on behalf of Susan Shepherd and she understands the issue but it's her opinion to leave it open. At 9:17 a.m., motion by Sheldon to close the public hearing. Motion carried unanimously.

After more discussion regarding making it a Level C Road and providing access to landowners if spillway work occurs. Morse reiterated he would like to leave it a one-lane road. Blackburn said they could close it down or compromise and make it a Level C. Blackburn said he understands both sides. Davis said they would need tie-back terraces. Brett Smith asked if only landowners have access then what is the point? Engineer Davis said at Level C it is an as-needed basis for maintenance of the road. Sheldon questioned liability issues if someone had an accident if it was a Level C. Clark questioned making easements for the landowners. Davis said he would need to take a look at that. No motion was made on this issue.

At 9:42 a.m., motion by Sheldon to go into public hearing regarding the vacation of alleys in Block 2, Hutchison Addition in Anderson. Motion carried unanimously. Kameron Boyer expressed concern for a shed that was in one alley. No one knows who owns it. The board said it was a private matter and the landowners should get together and decide what to do with it. At 9:46 a.m., motion by Blackburn to go out of the public hearing. Motion carried unanimously. Motion by Sheldon to sign Resolution No. 2024-55. Motion carried unanimously.

RESOLUTION FOR ROAD VACATION PUBLIC HEARING

Fremont County Resolution No.2024-55

WHEREAS, This being the date and time set for the hearing on the proposed vacation and closure of a portion of alley in the unincorporated town of Anderson, Fremont County, described as follows:

All of the remaining alleys in Block 2 Hutchinson Addition, bounded on the North by Indiana St and on the South by Ohio St. in the unincorporated Town of Anderson, Iowa.

Whereas, the abutting property owners of Donna Boyer who previously received a portion of the North-South portion of the above referenced alley, Dustin L & Toni N Moreland, and Isaac & Ronda Simmerman. All were served with notice of this hearing by certified mail and Dustin & Toni Moreland urging vacation of the above-described segment of alley and without filing any claim for damages.

Whereas, Donna Boyer will receive half of the remaining North-South alley abutting their property. Dustin L & Toni N Moreland will receive half of the East-West Portion abutting their property and the remaining North-South portion abutting their

property of the above referenced alley, Isaac & Ronda Simmerman will receive half of the East-West portion and the remaining North-South portion abutting their property of the above referenced alley; and
Whereas, public notice of this hearing was also published in two publications of the Fremont-Mills Beacon Enterprise and the Hamburg Reporter and no one appeared at this hearing to object to the proposed vacation; and
Whereas, there are no state owned lands which would be affected by the proposed vacation and there are no utility companies with facilities adjoining or located upon the above described segment of alley proposed to be vacated; and
Whereas, the above described portion of alley has not been used by the public for many years and in fact the alley is obstructed in whole or part by two sheds owned by adjacent land owners listed above; and
Whereas, it is the finding of the Board of Supervisors of Fremont County that vacation of that portion of the above -- portion of alley in Block 2 in the unincorporated town of Anderson, Iowa will not prejudice or adversely affect the public, will not adversely impact on the usage, maintenance, and operation of any utility facility and will not deny access or cause damage to the abutting property owners, and that the above -- described segment of alley should be vacated.

WHEREAS, No objections have been received, either in writing or by persons present.

NOW THEREFORE BE IT RESOLVED by the Fremont County Board of Supervisors that the sections of alleys in the unincorporated town of Anderson, Iowa be ordered vacated and closed.

Motion made by Sheldon.

Approved this 18th day of September, 2024

ATTEST:

/s/ Dee Owen
County Auditor

/s/ Chris Clark, Chairman	aye
/s/ Clint Blackburn	aye
/s/ Dustin Sheldon	aye

Sean Key from ReNewGov joined the meeting by phone at 9:47 a.m. to discuss software support options. The current software company has changed hands and is not responding timely and sometimes not at all to support requests. This support would be in addition to the contract we have now. The available option right now is for \$14,900 per year. They will not bill by the hour. He said they have talked about billing per month. Treasurer Snyder questioned if they could access our screens. He said they have an attorney looking into the legalities of it. He said the end goal is to be a provider. Attorney Johnson said he would contact other county attorneys to see what action they are taking with the lack of support.

County Attorney Peter Johnson met with the board to discuss surplus property owned by the county. These are properties that are unused that the county took possession of years ago. He provided them with steps required to sell the property. He stated that their fiduciary responsibility is to get as much as they can for the county. Public auction and live auction are options. He said sealed bids are an option, but not required. He confirmed with other counties the process to sell. He said he can handle the closing. The board will consider this at their next meeting.

Claims were approved for September 20, 2024.

At 10:21 a.m., with no further business, Blackburn motioned to adjourn. The motion carried unanimously.

ATTEST:


Dee Owen, Auditor


Chris Clark, Chairman