

The Board determined that old business was completed.

The 2017 Chair called for a vote to elect a permanent chair for 2018.

Vote: Waters- Schelling; Wedemeyer- Schelling; Baier- Schelling; Green- Schelling; and Schelling- Schelling. Auditor declared that Schelling had been elected Chair for 2018.

2018 Chair Schelling called for vote to elect a vice-chair.

Vote: Wedemeyer- Waters; Baier- Waters; Green- Waters; and Schelling- Waters; Waters- Waters. Auditor declared that Waters had been elected Vice-chair for 2018.

[illegible]

Determination of qualified applicants for Cass County Attorney based on submitted applications and Code of Iowa: Only one application was received: Michael D. Hooper. It was determined that the applicant was both qualified and eligible for appointment as Cass County Attorney. The Auditor noted that the appointment is to fill the vacancy term until the 2018 General Election and no petition was filed requesting a special election.

After due discussion, motion by Green, 2nd by Baier: to adopt **RESOLUTION 2018-003**.

After due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted:

Aye: Wedemeyer, Baier, Green, Waters and Schelling. Nay: none. Carried unanimously.

Whereupon, the Chairperson declared the resolution duly adopted

**RESOLUTION NO. 2018-003 APPOINTMENT OF A CASS COUNTY ATTORNEY**

**WHEREAS**, a vacancy exists in the Office of Cass County Attorney due to the resignation of David Wiederstein;

**NOW, THEREFORE, BE IT RESOLVED** by the Cass County Board of Supervisors that Michael D. Hooper be and he is hereby appointed as County Attorney of Cass County, Iowa, to fill the vacancy created by the resignation of David Wiederstein; said appointment to be effective immediately and until the next general election.

**PASSED AND ADOPTED** this 2nd day of January, 2018.

Certificate of appointment was completed and presented to Cass County Attorney Michael Hooper who then took the oath of office.

[illegible]

On August 15, 2017 the Board adopted a resolution that changed the status from part-time to full-time effective January 1 of 2019 and set compensation at \$100,000. In accordance with Iowa Code 331.752 the resolution changing the status of a county attorney to full-time may take effect at any time upon agreement of the Board and the affected county attorney. Appointee agrees to changing effective date to January 2, 2018.

After due discussion, motion by Baier, 2nd by Green: to adopt **RESOLUTION 2018-004**.

After due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted: Aye: Wedemeyer, Baier, Green, Waters and Schelling. Nay: none. Carried unanimously.

**RESOLUTION NO. 2018-004** Providing that the County Attorney is a full-time county officer effective January 2, 2018

**WHEREAS** the Cass County Attorney is now a part-time county officer; and

**WHEREAS** the Board of Supervisors on August 15, 2017 changed the status to full-time effective January 1, 2019 (rather than immediately because the current County Attorney was opposed to the change); and

**WHEREAS** that County Attorney resigned effective January 1, 2018 and a new county attorney was appointed January 2, 2018 who agrees that the change in status and annual salary should take place immediately; and

**WHEREAS** Iowa Code requires that the Board of Supervisors set the initial annual salary of the full-time county attorney and the effective date of the change;

Cass County Board of Health	Gaylord Schelling
Cass County Environmental Control Agency (Landfill)	Frank Waters & Stephen Green
Cass County Farm	Steve Baier & Frank Waters
Cass County Food Policy Council	Stephen Green (Alt: Gaylord Schelling)
Cass County Joint E911 Service Board ( <u>IA CODE</u> 34A.3)	Gaylord Schelling (Alt: Stephen Green)
Cass County Local Emergency Management Commission (29C.9)	Gaylord Schelling (Alt: Stephen Green)
Cass County Local Emergency Planning Committee(30.6, 30.10)	Gaylord Schelling (Alt: Stephen Green)

[illegible]**VALLEY BUSINESS PARK CORPORATION MEMBERS (2yr term ending 01/15/2019)**

## Cass Co. At Large Don Sonntag

Stephen Green and Mark Wedemeyer, 1 yr term ending 12/31/2018

Alan Peterson, Atlantic (1 yr term ending 12/31/2018) (subject to pesticide application certification)

Ryan Askeland, Rep, Griswold (6 yr term ending 12/31/2023)

Jerry Hudson, Lewis (ending 12/31/2022)

Sam Fager, Atlantic (ending 12/31/2022)

Karen Thomsen, Cumberland (ending 12/31/2022)

Lynn Dorsey, Anita (ending 12/31/2022)

Dr. Todd Bean, Atlantic 3 yr term ending 12/31/2020

Mary Strong, Atlantic remainder of 3 yr term ending 12/31/2018

Chairperson of county board Gaylord Schelling (term ending 12/31/2018)

Steve Baier & Stephen Green, 1 yr term ending 12/31/2018

Pat McCurdy, Atlantic; Phyllis Stakey, Massena; and Steve Baier, Griswold

Frank Waters (Alternate: Steve Baier)

## WESTERN IOWA TOURISM COUNCIL REGION # 1

Carried unanimously.

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Motion by Baier, 2nd by Green: to adopt the following holiday schedule for County employees not covered by bargaining agreements for the year 2018:

President's Day, Feb. 19	Memorial Day, May 28	Independence Day, July 4
Labor Day, Sept. 3	Veterans Day, Nov. 12	Thanksgiving Day, Nov. 22
Day after Thanksgiving, Nov. 23	Christmas Eve Day, Dec. 24	Christmas Day, Dec. 25
New Year's Day 2019, Jan. 1    Aye: Baier, Green, Waters, Schelling.    Nay: Wedemeyer.    Carried.		

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Motion by Green, 2nd by Baier: to authorize county officials to destroy records in their possession which have been on file for ten or more years and are not required as permanent records {331.323(2)(d) CODE OF IOWA}. Carried unanimously.

Motion by Wedemeyer, 2nd by Waters: to make the following appointments:

**CONDEMNATION IN EMINENT DOMAIN PROCEEDINGS** appointees: (1 yr term ending 12/31/2018)

Section 6B.4, IA CODE: appoint residents of Cass County to be eligible to serve on the **condemnation in eminent domain** proceedings:

**OWNER-OPERATORS OF AGRICULTURAL PROPERTY**

Randy Euken, 67242 610<sup>th</sup> St, Lewis IA 51544  
Glen Dinkla, 64666 750th St, Massena IA 50853  
Billie Wilson, 60253 Wichita Rd, Griswold IA 51535  
Calvin McCurdy, 73928 770th St, Massena IA 50853  
Royal Bierbaum, 68131 570th St, Griswold IA 51535  
Ryan Rich, 76122 Independence Rd, Anita IA 50020  
Dennis E. Schwanke, 58806 Marne Rd, Marne IA 51522

**CITY TOWN PROPERTY OWNERS**

Deb Rosener, 2102 Redwood Dr, Atlantic IA 50022  
James Schwartz, 2304 Olive St, Atlantic IA 50022  
Maynard Hansen, 111 Center St, Wiota IA 50274  
Randall McCunn, 507 Clark St, Massena IA 50853  
Brent Wohlenhaus, 300 Harrison, Box 10, Griswold IA 51535  
Lynn Hansen, 926 Turner St, Anita IA 50020  
Robert K. Jackson, 909 Ridge Rd, Box 362, Anita IA 50020  
Kevin Paulsen, 54968 730th St, Anita IA 50020

**KNOWLEDGE OF PROPERTY VALUES**

Beverly Schelling, 3100 Palm St, Atlantic IA 50022  
Dean Eilts, 58164 710th St, Wiota IA 50274  
Robert Gerlock Sr., 71293 Pella Rd, Cumberland IA 50843  
Clarence Jessen, 904 Park Dr, Anita IA 50020  
Ernest Thomsen, 66757 680th St, Cumberland IA 50843  
Clint Freund, Atlantic IA 50022  
Larry Follmann, 67222 770th St, Massena IA 50853

**LICENSED REAL ESTATE PERSONS**

Jane Kay, 63717 Hamburg Rd, Atlantic IA 50022  
Peggy Larsen, 2823 Country Club Dr, Atlantic IA 50022  
Norma Hemphill, 71031 560th St, Griswold IA 51535  
Melissa Ihnen, 68495 Memphis Road, Wiota IA 50274  
Charles Miller, 68343 Scott St, Griswold IA 51535  
Reatha Scheibeler, 412 W 22nd St, Atlantic IA 50022  
Gary D. Steffens, 70319 Memphis Rd, Wiota IA 50274    Carried unanimously.

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Motion by Waters, 2nd by Wedemeyer: to adopt: RESOLUTION No. 2018-001 CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and  
WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and  
WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2018 and January 31, 2019 and submit an adopted recommendation regarding that application to the DNR; and  
WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;  
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CASS COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Carried unanimously. Resolution adopted.

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Reports filed: December 2017 Sheriff's and Recorder's reports of fees collected.

Meeting adjourned.