



AGENDA FOR THE REGULAR SESSION OF THE BLACK HAWK COUNTY BOARD OF SUPERVISORS, WATERLOO, IOWA; TO BE HELD AT 9:00 A.M. IN BOARD ROOM 201 OF THE BLACK HAWK COUNTY COURTHOUSE

**August 13, 2019**

**Black Hawk County – Governing for the Future**

**2028 Vision**

Black Hawk County government is transforming itself with new capabilities for effective service to our citizens and greater-good decision making throughout the organization. We stay current with advances in technology and government to assure the best possible service to the public. We work in a culture of collaboration, learning from others' successes, and together, we anticipate and adapt to rapidly changing circumstances and demographics, both globally and locally. With others throughout our county and region, we form a safe, thriving community.

**Motivating Values - Black Hawk County is committed to being:**

Effective Responsible Collaborative Efficient Innovative Adaptable

**Vision Elements in a Rapidly Changing Future- Black Hawk County Government will strive to:**

Build Desirable Communities  
Promote Economic Vitality  
Achieve Environmental Sustainability  
Apply Technology to Serve  
Work Together

Revised by the Black Hawk County Board of Supervisors on November 26, 2013

**GENERAL RULES FOR PUBLIC PARTICIPATION**

1. You may address any item on the agenda by stepping up to the podium. After recognition by the Chair, state your name, address and group affiliation (if appropriate) and speak clearly into the microphone.
2. You may speak one (1) time per agenda item for a maximum of three (3) minutes.
3. The "Public Comments" section of the agenda is your opportunity to address items not on the agenda. A speaker may speak on one (1) issue per meeting for a maximum of three (3) minutes. Official action cannot be taken by the Board at that time, but may be placed on a future agenda or referred to the appropriate department.
4. Keep comments germane and refrain from personal, impertinent or slanderous remarks.
5. Questions concerning these rules or any agenda item may be directed to the Board Office at 319-833-3003.
6. Please turn cell phones off during the board meeting.



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**ROLL CALL**

**MOMENT OF SILENCE – To Reflect on Actions**

**PLEDGE OF ALLEGIANCE**

**1. AGENDA RECEIVED AS PROPOSED OR AS AMENDED**

**2. PUBLIC COMMENTS**

**3. CLAIMS AND PAYMENTS**

- A. Resolution-that the Board of Supervisors APPROVE EXPENDITURES, and that the County Auditor be authorized and directed to ISSUE CHECKS, against the various settlement of such claims as allowed.

**4. RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS**

**5. MINUTES APPROVED – August 6, 2019**

**6. HEARINGS – Times are approximate**

- i. 9:05 a.m. Ordinance No. 77-229 Rezone Request by David & Kris Martinson
- ii. 9:07 a.m. Ordinance No. 77-230 Rezone Request by Ron & Jeane Rabune
- iii. 9:09 a.m. Ordinance No. 77-231 Rezone Request by Scott & Julie Martinson

**7. CONSENT AGENDA**

The following items will be acted upon by voice vote on a single **RESOLUTION**, without separate discussion, unless someone from the board or the public requests that a specific item be considered separately.

**A. TO APPROVE, RECEIVE, PLACE ON FILE WITH THE COUNTY AUDITOR**

- 1. The Board of Supervisors APPROVE INTERGOVERNMENTAL JOURNAL ENTRIES, and that the County Auditor be authorized and directed to TRANSFER monies within the various funds as submitted.
- 2. The PAYROLL ADJUSTMENTS submitted by the various departments and the County Auditor be authorized and directed to adjust his records accordingly.
- 3. The CERTIFICATE OF INSURANCE for Employee Benefits Corporation.
- 4. The Sheriff's MONTHLY REPORT of fees as of July 31, 2019.

**B. TO RECEIVE AND PLACE ON FILE WITH THE COUNTY AUDITOR**

- 1. The MANURE MANAGEMENT PLAN (MMP) update submitted by Justin Weber d/b/a Pork 10 Facility ID #60527 located in Barclay Township, Section Thirty-four

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(34) at 1630 South Hole Gate Road, Jesup, in Black Hawk County pursuant to 567 Iowa Administrative Code §455B.

## C. TO APPROVE AND DIRECT THE CHAIR TO SIGN

1. The allowable/disallowable HOMESTEAD CREDIT LIST as submitted by the County Assessor's Office, in accordance with §425.3 of the *Code of Iowa*.
  2. The allowable/disallowable FAMILY FARM CREDIT LIST as submitted by the County Assessor's Officer, in accordance with §426.A.14 of the *Code of Iowa*.
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## 8. CONTRACTS AND AGREEMENTS

- A. Resolution – that the LOWEST REASONABLE BID received from Don Schmitz and Sons, Washburn, IA, for grading and stabilizing work, project number L-7003, on Symons Rd with a bid of \$17,559.00 be approved and for the chair to sign the contract, conditional to the receipt of the certificate of insurance as recommended by Catherine Nicholas, County Engineer.
- B. Resolution – that the LOWEST REASONABLE BID received from Aspro, Waterloo, IA, for asphalt resurfacing, project number L-7004, on a section on Watters Rd with a bid of \$76,835.00 be approved and for the chair to sign the contract, conditional to the receipt of the certificate of insurance as recommended by Catherine Nicholas, County Engineer.

## 9. OTHER BUSINESS

- A. Motion-that the TRAVEL REQUEST submitted by Debi Bunger, Human Resources Director, be approved and direct the Chair to sign for same: \$303.00 to attend the Iowa Public Employer Labor Relations Association in Cedar Rapids, IA scheduled for September 12<sup>th</sup> – September 13<sup>th</sup>, 2019.
- B. Motion – that the TEMPORARY EMPLOYMENT of Susan Deaton to assist in the transition to the new Finance Director at the rate of \$75.00/hour, be approved.
- C. Motion- that the REVISION to the Insurance Requirements and Certificate of Insurance Policy effective August 14, 2019 be approved.
- D. Resolution-to APPOINT James Perry as the Finance Director for Black Hawk County effective August 26, 2019 at an annual salary of \$78,350.
- E. 9:05 a.m. Hearing on proposed Ordinance No. 77-229 David & Kris Martinson
  - i. Motion-to receive and place on file proof of publication of notice of public hearing.
  - ii. Motion-to waive the first reading as notice was published on August 2, 2019 in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by David and Kris Martinson at 10721 Mark Road to rezone 2.9 acres from "A" Agriculture District to "A-R" Agricultural-Residential District in order to split off a home that was originally built on 35 acres to create an agricultural land trust.

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- iii. Motion-to close the hearing as oral and written comments were received and placed on file.
- iv. Resolution-to suspend the rules requiring the Board of Supervisors to consider and vote on the proposed ordinance at two prior meetings.
- v. Ordinance adoption-that "Ordinance Amending Ordinance No. 36 as Amended, the Black Hawk County, Iowa Agricultural Preservation Zoning Ordinance adopted February 2, 1999, by adding Subsection No. 229 to section VI (B), Rezoning Certain property" as described on the above request submitted by Davis & Kris Martinson and to consider the same for adoption and if adopted would be known as Ordinance No. 77-229.

## F. 9:07 a.m. Hearing on proposed Ordinance No. 77-230 Ron & Jeane Rabune

- i. Motion-to receive and place on file proof of publication of notice of public hearing.
- ii. Motion-to waive the first reading as notice was published on August 2, 2019 in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by Ron and Jeane Rabune at 10615 Mark Road to rezone 2.9 acres from "A" Agriculture District to "A-R" Agricultural-Residential District in order to split off a home that was originally built on 35 acres to create an agricultural land trust.
- iii. Motion-to close the hearing as oral and written comments were received and placed on file.
- iv. Resolution-to suspend the rules requiring the Board of Supervisors to consider and vote on the proposed ordinance at two prior meetings.
- v. Ordinance adoption-that "Ordinance Amending Ordinance No. 36 as Amended, the Black Hawk County, Iowa Agricultural Preservation Zoning Ordinance adopted February 2, 1999, by adding Subsection No. 230 to section VI (B), Rezoning Certain property" as described on the above request submitted by Ron & Jeane Rabune and to consider the same for adoption and if adopted would be known as Ordinance No. 77-230.

## G. 9:09 a.m. Hearing on proposed Ordinance No. 77-231 Scott & Julie Martinson

- i. Motion-to receive and place on file proof of publication of notice of public hearing.
- ii. Motion-to waive the first reading as notice was published on August 2, 2019 in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by Scott and Julie Martinson at 10211 Mark Road to rezone 2.9 acres from "A" Agriculture District to "A-R" Agricultural-Residential District in order to split off a home that was originally built on 35 acres to create an agricultural land trust.
- iii. Motion-to close the hearing as oral and written comments were received and placed on file.
- iv. Resolution-to suspend the rules requiring the Board of Supervisors to consider and vote on the proposed ordinance at two prior meetings.
- v. Ordinance adoption-that "Ordinance Amending Ordinance No. 36 as Amended, the Black Hawk County, Iowa Agricultural Preservation Zoning Ordinance adopted February 2, 1999, by adding Subsection No. 231 to section VI (B), Rezoning Certain property" as described on the above request submitted by Scott & Julie Martinson and to consider the same for adoption and if adopted would be known as Ordinance No. 77-231.

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- H. Resolution-that the MINOR PLAT OF SURVEY submitted by David and Kris Martinson to minor plat 6.1 acres located at 10721 Mark Road into one lot. A 2.9 acres parcel zoned "A-R" Agriculture-Residential District and a 3.2 acres parcel zoned "A" Agricultural District. The property in question is located at 10721 Mark Road, approximately 3,200 feet west of the Mark Road and Pashby Road intersection, and if approved that the County Auditor be directed to certify a copy of this Resolution for the Black Hawk County Recorder.
- I. Resolution-that the MINOR PLAT OF SURVEY submitted by Ron and Jeane Rabune to minor plat 6.42 acres located at 10615 Mark Road into one lot. A 2.9 acres parcel zoned "A-R" Agriculture-Residential District and a 3.52 acres parcel zoned "A" Agricultural District. The property in question is located at 10615 Mark Road, approximately 2,000 feet west of the Mark Road and Pashby Road intersection, and if approved that the County Auditor be directed to certify a copy of this Resolution for the Black Hawk County Recorder.
- J. Resolution-that the MINOR PLAT OF SURVEY submitted by Scott & Julie Martinson to minor plat 7.09 acres located at 10211 Mark Road into one lot. A 2.9 acres parcel zoned "A-R" Agriculture-Residential District and a 4.19 acres parcel zoned "A" Agricultural District. The property in question is located at 10211 Mark Road, approximately ¼ mile west of the Mark Road and Pashby Road intersection, and if approved that the County Auditor be directed to certify a copy of this Resolution for the Black Hawk County Recorder.

## 10. ANY REPORTS OR INFORMATION FROM THE BOARD

## 11. ADJOURNMENT

**PLEASE NOTE BOARD OF SUPERVISORS AGENDA DEADLINE IS WEDNESDAY AT 4:00 P.M.**

### FOR YOUR INFORMATION:

Board of Supervisors meetings can be seen on Mediacom Government Access Channel 79.2 in Waterloo on Tuesday at 2:00 PM and 8:00 PM, Wednesday at 2:30 AM and 6:30 AM, Saturday at 9:00 AM and Sunday at 8:00 PM.

To contact a supervisor with your comments or concerns:

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|----------------|----------|--|
| Chris Schwartz | 833-3074 | <a href="mailto:cschwartz@co.black-hawk.ia.us">cschwartz@co.black-hawk.ia.us</a> |
| Tom Little     | 833-3075 | <a href="mailto:tlittle@co.black-hawk.ia.us">tlittle@co.black-hawk.ia.us</a>     |
| Linda Laylin   | 833-3076 | <a href="mailto:llaylin@co.black-hawk.ia.us">llaylin@co.black-hawk.ia.us</a>     |
| Dan Trelka     | 833-3077 | <a href="mailto:dtrelka@co.black-hawk.ia.us">dtrelka@co.black-hawk.ia.us</a>     |
| Craig White    | 833-3078 | <a href="mailto:cwhite@co.black-hawk.ia.us">cwhite@co.black-hawk.ia.us</a>       |

**Our web site is: [www.co.black-hawk.ia.us](http://www.co.black-hawk.ia.us)**