

Waterloo, Iowa August 13, 2019

The Board of Supervisors of the County of Black Hawk, in the State of Iowa, met in regular adjourned meeting at the Courthouse in Waterloo, County Seat of said County, at nine o'clock (9:00) a.m., pursuant to law, to the rules of said Board, and to adjournment. The meeting was called to order and on roll call there were present: Linda Laylin, Chair Pro tem, Chris Schwartz, Dan Trelka, and Craig White.

Absent: Tom Little.

Unless otherwise noted, all actions were approved unanimously.

Moved by Schwartz, seconded by Trelka that the AGENDA be received and place on file with the County Auditor as approved. Motion carried.

Schwartz moved the following resolution seconded by White.

BE IT HEREBY RESOLVED by the Board of Supervisors of Black Hawk County, 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:

GENERAL BASIC FUND

19187	IPERS	ipers	217,142.55
19196	BICKLEY, MARK	svc	1,650.00
19200	CDW GOVERNMENT INC	svc	18,345.60
19202	CEDARLOO RENTALS	rent	250.00
19203	CHIEF	supl	1,391.52
19204	COURIER	publ	489.54
19205	DEPT OF CORRECTIONAL SVCS	svc	20,597.18
19206	DUNCAN, TARA	svc	280.00
19207	EMSL ANALYTICAL INC	svc	110.50
19208	ENGAGING INQUIRY	svc	1,797.87
19210	FASTENAL CO	supl	94.22
19212	FORD JILL S	svc	10.50
19213	FULLER, ANGELA	svc	3,529.00
19214	HUDSON, MICHAEL	educ	110.79
19219	MARCO INC	svc	318.36
19220	MARTIN BROS DIST CO	supl	56.70
19221	MARTIN REALTORS INC	rent	200.00
19222	MATT PARROTT/STOREY KENWORTHY	supl	2,823.67
19224	MENARDS CF	misc	71.92
19225	MENARDS WLOO	misc	33.84
19227	PER MAR SECURITY SVCS	svc	3,716.64
19228	PTS OF AMERICA	svc	2,419.50
19229	RACOM CORP	eq rpr	315.00
19230	RAY MOUNT WRECKER SVC	svc	80.00
19231	ROCK STAR REAL ESTATE	rent	225.00
19232	SANDEES LTD	supl	122.30
19234	SUPERIOR WELDING SUPL	svc	311.12
19235	VISITING NURSING ASSOC	reimb	2,786.55
19236	WEX BANK	fuel	441.44
19238	SWANSON JANIS	mil	30.11
19239	TAYLOR CHRISTINE	educ	78.00
315609	ABC EMBROIDERY	svc	50.00
315610	ABD PROPERTY MGMT	rent	925.00
315611	AC INVESTMENTS	rent	200.00
315612	ADVANCED SYSTEMS INC	svc	577.55
315614	ALCOPRO	svc	307.46
315616	AMAZON CAPITAL SVCS INC	supl	150.93
315617	AMERICAN ACADEMY OF PEDIATRICS	supl	932.25
315619	ARROWHEAD SCIENTIFIC	supl	40.86
315622	BLACK HAWK WASTE DISPOSAL	eq rent	62.72
315623	C&C WELDING & SAND BLASTING	prts/lbr	772.98
315624	CARRINGTON MORTGAGE SVCS	rent	225.00
315625	CEDAR BEND HUMANE SOCIETY INC	svc	2,299.58
315626	CF UTILITIES	util	375.00
315632	CF UTILITIES	data	4,515.23
315633	CENTURYLINK	tel	53.91
315635	CENTURYLINK	tel	57.80

315639	CHEMSEARCH	supl	396.20
315640	CHRISTOPHERSON RENTALS	rent	250.00
315643	CNC INVESTMENTS LLC	rent	200.00
315644	COLLEGE SQ VILLAGE APTS II	rent	250.00
315646	COPYWORKS	supl	33.75
315647	COX DUSTIN	rent	275.00
315648	CRESCENT ELECTRIC SUPL CO	supl	224.10
315649	DAHL VANHOVE SCHOOF FUNERAL HOME	svc	1,000.00
315653	EASTGATE ESTATES	rent	200.00
315654	ELLIOTT, DEREK	rent	225.00
315655	ENCORE ENERGY SVCS INC	svc	1,397.50
315656	FAYETTE CO AUDITOR	svc	200.00
315657	FIRESTONE PAYMENT CTR	eq rpr	16.89
315658	FREDREGILL FAMILY FUNERAL HOME	svc	1,000.00
315659	GALLS	supl	450.00
315661	GRAY, MARY	rent	200.00
315662	GREER FUNERAL HOME INC	svc	1,000.00
315665	HUDSON PRINTING CO INC	publ	1,532.50
315666	HUFF HOLDING INC	rent	300.00
315668	INTERNATL ACADEMY OF EMERG DISPATCH	svc	50.00
315669	IA DEPT OF INSPECTIONS & APPEALS	lic	15.00
315670	IA DEPT OF JUSTICE	svc	220.60
315672	IA LAW ENFORCEMENT ACADEMY	svc	300.00
315673	IA ORG OF VICTIM ASSISTANCE	educ	75.00
315675	IA SEC OF STATE	svc	60.00
315677	IA STATE SHERIFFS & DEPUTIES ASSOC	educ	625.00
315678	IA WHITE WATER COALITION	supl	705.00
315679	IA WORKFORCE DEVELOPMENT	svc	1,233.40
315680	JOHNSON CO	svc	399.77
315681	JONES , MICHAEL K	svc	650.00
315682	KOBLISKA VINCE M	rent	225.00
315686	LEAHY RENTALS	rent	425.00
315687	LEEHEY, JOE	rent	650.00
315690	LIDDLES ECOWATER SYSTEMS INC	svc	169.29
315691	LPC CONNECT	data	400.46
315692	MERCYONE NE IA CLINIC	svc	1,664.00
315693	MID AMERICAN ENERGY	util	6,958.25
315694	MID AMERICAN ENERGY	util	9,406.07
315702	MID AMERICAN ENERGY	util	11.61
315703	MID AMERICAN ENERGY	util	208.72
315704	MID AMERICAN ENERGY	util	891.65
315705	MID AMERICAN ENERGY/SPEC ACCT	util	2,017.07
315707	MITCHELL CO SHERIFF	svc	180.00
315712	OFFICE DEPOT	supl	7.84
315713	OREILLY AUTO STORES	prts	14.99
315714	OSTBY, LISA	rent	300.00
315716	PEACH BASKET RENTALS	rent	500.00
315718	PITZENBERGER ANTHONY	rent	250.00
315719	POWESHIEK WATER ASSOC	wtr	642.05
315720	PRESTO-X	svc	274.00
315721	RICOH USA INC	svc	813.90
315724	SANDERS FUNERAL SVC	svc	1,000.00
315725	SCHIMBERG CO	prts	107.07
315726	SCHNEIDER MELISSA	rent	500.00
315728	SILVER EAGLE HARLEY DAVIDSON	svc	361.85
315729	SPEEDPRO IMAGING VISUAL SOLUTIONS	supl	40.00
315730	STANARD & ASSOCIATES INC	svc	140.00
315731	STOKES DEVELOPMENT	rent	200.00
315733	SUMMIT FOOD SVC	food	10,214.73
315734	T&S PROPERTY MGMT	rent	300.00
315735	TEDS HOME AND HARDWARE	hdwr	95.71
315736	THE SHRED MASTER	svc	159.22
315738	TRACTOR SUPL CO	supl	79.99
315739	TRAETOW EUGENE	rent	200.00

315740	UPS	svc	39.02
315741	UNITY POINT - ALLEN HOSP	svc	34.00
315742	UNITY SQ TOWNHOUSES	rent	250.00
315743	US CELLULAR	svc	1,160.24
315744	VERIZON WIRELESS	svc	40.01
315745	VOSHELL PROPERTIES	rent	200.00
315746	WASTE MGMT OF WI-MN	svc	2,095.14
315747	WATERFALLS CAR WASH	lbr	15.95
315748	WLOO WATER WORKS	wtr	200.00
315749	XEROX CORP	svc	177.62

GENERAL SUPPLEMENTAL FUND

19187	IPERS	ipers	1,975.21
19192	3RD MILLENNIUM CLASSROOMS	educ	300.00
315642	CLERK OF DISTRICT COURT	svc	65.36
315717	PEDERSEN DOWIE CLABBY MCCAUSLAND INS	ins	85.85
315750	YOUTH AND SHELTER SVCS INC	svc	1,446.15

COUNTY SERVICES FUND

19187	IPERS	ipers	6,478.54
19222	MATT PARROTT/STOREY KENWORTHY	supl	212.08
19237	KIEFER, APRIL	mil	67.47

RURAL BASIC FUND

19187	IPERS	ipers	19,595.99
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SECONDARY ROADS FUND

19187	IPERS	ipers	28,110.39
19193	ACES	svc	22.50
19195	ASPRO INC	supl	5,646.20
19198	BLACK HILLS ENERGY	util	31.81
19199	BMC AGGREGATES	supl	135,298.18
19201	CITY OF CEDAR FALLS	svc	40.08
19211	FIX TIRE CO	fuel	276.56
19215	CITY OF HUDSON	util	33.15
19216	IA REGIONAL UTILITIES ASSOC	wtr	29.50
19217	KARENS PRINT RITE	supl	82.00
19225	MENARDS WLOO	prts	78.51
19226	NORTHLAND PRODUCTS CO	supl	616.77
19233	SCOTS SUPL CO INC	supl	15.50
315613	AIRGAS NORTH CENTRAL	supl	195.89
315615	ALL STATE RENTAL	eq rent	780.00
315616	AMAZON CAPITAL SVCS INC	eq	59.70
315620	BENTONS READY MIXED CONCRETE INC	supl	1,911.00
315621	BHC LANDFILL	svc	150.41
315622	BLACK HAWK WASTE DISPOSAL	svc	155.96
315627	CF UTILITIES	util	69.66
315628	CF UTILITIES	util	6.98
315630	CF UTILITIES	util	8.03
315631	CF UTILITIES	util	75.00
315636	CENTURYLINK	tel	47.70
315637	CENTURYLINK	tel	48.65
315638	CENTURYLINK	tel	182.74
315641	CINTAS CORP	svc	114.28
315650	DONS TRUCK SALES INC	eq	16,604.89
315651	DUNKERTON COOP ELEVATOR	fuel	3,589.24

315660	GRACIOUS FOODS	fuel	570.47
315663	HARRISON TRUCK CTRS	prts	16.80
315664	HUDSON MUNICIPAL ELECTRIC UTIL	util	74.03
315667	IIW ENGINEERS & SURVEYORS	svc	1,524.75
315674	IOWA PRISON INDUSTRIES	supl	717.60
315676	ISAC	educ	210.00
315683	LA PORTE CITY UTILITIES	util	250.11
315684	LA PORTE MOTOR SUPL INC	supl	240.62
315688	LH CUSTOM AG SVCS INC	svc	8,350.00
315689	LIBERTY TIRE RECYCLING	svc	387.72
315691	LPC CONNECT	tel	38.82
315696	MID AMERICAN ENERGY	util	23.04
315697	MID AMERICAN ENERGY	util	10.52
315698	MID AMERICAN ENERGY	util	29.55
315699	MID AMERICAN ENERGY	util	11.05
315700	MID AMERICAN ENERGY	util	11.75
315701	MID AMERICAN ENERGY	util	10.82
315706	MID-IOWA COOP	fuel	14,926.76
315708	MITCHELL1	svc	220.00
315709	MUTUAL WHEEL CO	prts	34.00
315710	NAPA AUTO PARTS	prts	759.76
315711	NORSOLV SYSTEMS ENVIRONMENTAL	svc	525.90
315715	OVERHEAD DOOR CO OF WLOO INC	eq	110.00
315722	SADLER POWER TRAIN INC	prts	206.75
315727	SEEGERS TRUCK LINE INC	svc	975.00
315732	STOKES WELDING	svc	24.24
315737	THOMAS JAMES	svc	17.50
315744	VERIZON WIRELESS	svc	634.41

JAIL COMMISSARY FUND

19187	IPERS	ipers	403.05
19218	KEEFE SUPL CO	food	2,557.38
19223	MCKEE FOODS	food	20.92
315685	LABSOURCE INC	supl	2,539.80
315723	SAMS WHOLESALE CLUB	food	727.37

RURAL SEWER FUND

315671	IA DEPT OF NATURAL RESOURCES	svc	210.00
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INSURANCE TRUST FUND

19188	NAVITUS HEALTH SOLUTIONS	ins	37,118.43
19190	PREFERRED ONE INS CO	ins	77,975.21
19191	PREFERRED ONE INS CO	ins	63,131.85
315608	MADISON NATL LIFE INS	ins	1,040.54

FLEXIBLE SPENDING FUND

19189	EMPLOYEE BENEFITS CORP	flx sp	2,756.58
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SOLID WASTE ADMIN FUND

19187	IPERS	ipers	1,959.47
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E911 SERVICE COMMISSION FUND

19194	ALTORFER INC	rpr/maint	4,021.00
19209	FARMERS MUTUAL TELEPHONE CO	tel	122.76
315618	AMERICAN TOWER CORP	eq rent	2,121.18
315629	CF UTILITIES	util	550.00
315634	CENTURYLINK	tel	70.14
315645	COLOFF MEDIA	eq rent	1,967.00
315652	DUNKERTON TELEPHONE COOP	tel	998.01
315691	LPC CONNECT	tel	268.10
315695	MID AMERICAN ENERGY	util	399.36

EMERGENCY MANAGEMENT FUND

19187	IPERS	ipers	1,217.48
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COUNTY ASSESSOR FUND

19187	IPERS	ipers	9,008.64
19197	BHC TREASURER	svc	11,279.17
19222	MATT PARROTT/STOREY KENWORTHY	supl	85.65

AYES: Laylin, Schwartz, Trelka, White.
 NAYS: None.
 ABSENT: Little. Resolution adopted.

RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS. County Engineer Catherine Nicholas updated the Board that Raymond Road is set to open the following week. It is a few days behind schedule due to issues with the smoothness of the bridge and they have been working with the IDOT to correct this issue. The Cedar Wapsi Road paving project will start the following week. They will be turning the existing shoulder into two feet of pavement on each side of the road before they start paving the road at the end of August. The department has finished with the secondary roads contract rock hauling and employees are no longer working overtime. She also introduced Shane Ehlers, who was been working in the Engineer's Department since July.

County Conservation Director Mike Hendrickson updated that the Cedar Valley Nature Trail was finished; they will just need to seed the area.

Moved by White, seconded by Trelka that the MINUTES of the Board Meeting held August 6, 2019 be and are hereby approved as submitted. Motion carried.

CONSENT AGENDA

White moved the following RESOLUTION seconded by Trelka.

- 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.

Transfer from Fund	Amount	Transfer to Fund	Amount
SECONDARY ROADS	8,380.44	HEALTH INSURANCE TRUST FUND	8,380.44
SOCIAL SERVICES	14.75	GENERAL FUND - DHS	14.75
SOCIAL SERVICES	124.35	GENERAL FUND - DHS	124.35
SOCIAL SERVICES	1,848.22	GENERAL FUND - MAINTENANCE	1,848.22
GENERAL FUND - VA	81.30	GENERAL FUND - DHS	81.30
GENERAL FUND - DHS	12,220.45	GENERAL FUND -MAINTENANCE	12,220.45

- 2. The PAYROLL ADJUSTMENTS submitted by the various departments and the County Auditor be authorized and directed to adjust his records accordingly.

NAME, DEPT.	POSITION	FROM	TO	DATE	CHANGE
AUDITOR, Grant Veeder					
SCHROEDER, DANIEL W	MAP MAINTENANCE TECHNICIAN	18.56	19.39	7/28/2019	ANNUAL STEP INCREASE

SHERIFF, Tony Thompson					
ANDREWS, BRYCE M	CIVILIAN DETENTION OFFICER	20.11	20.11	7/29/2019	TERMINATION PENDING

BARCLAY, ZACHARIAH J	DEPUTY SHERIFF SERGEANT HOURLY	35.68	36.40	7/28/2019	ANNUAL STEP INCREASE
HINZ, DAVID A	SERGEANT-PATROL	37.12	37.98	7/14/2019	INCREMENT RAISE
JONES, JOHN N	CIVILIAN DETENTION OFFICER	19.34	19.34	7/29/2019	NEW HIRE
NELSON, NICHOLAS D	CIVILIAN DETENTION OFFICER	20.11	20.11	8/7/2019	TERMINATION PENDING
SIDLES, CASSIE M	CIVILIAN DETENTION OFFICER	23.53	24.47	7/28/2019	ANNUAL STEP INCREASE
WHITE, PAUL C	CIVILIAN DETENTION OFFICER	19.34	19.34	7/29/2019	NEW HIRE

CONS COMM., Judy Flores					
MAU, TYLER W	CIVILIAN DISPATCHER	19.34	19.34	7/29/2019	NEW HIRE
WRIGHT, BOBBY L	CIVILIAN DISPATCHER	19.34	19.34	7/29/2019	NEW HIRE

COUNTRY VIEW,					
WHELOCK, COREY L	PROGRAM SUPERVISOR	21.50	21.50	8/2/2019	TERMINATED

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 (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*.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little. Resolution adopted.

CONSENT AGENDA ENDS

Trelka moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED 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.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little. Resolution adopted.

Trelka moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED 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.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little. Resolution adopted.

Moved by White seconded by Schwartz 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 Ankeny, IA scheduled for September 12th – September 13th, 2019. Motion carried.

Moved by Schwartz seconded by Trelka 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. Motion carried.

Moved by White seconded by Schwartz that the REVISION to the Insurance Requirements and Certificate of Insurance Policy effective August 14, 2019 be approved. Motion carried.

White moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED to APPOINT James Perry as the Finance Director for Black Hawk County effective August 26, 2019 at an annual salary of \$78,350.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little. Resolution adopted.

At Nine-Twenty o'clock (9:20) a.m., a public hearing was held as provided by law in the Board Room 201 of the Black Hawk County Courthouse, Waterloo, Iowa at which time all interested persons could appear to file objections 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 and legally described as:

WITHIN PARCEL "A" A CERTAIN PARCEL OF LAND LOCATED ENTIRELY WITHIN PARCEL "A" IN THE NORTHEAST 1/4 OF THE NORTHWEST FRACTIONAL 1/4 OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 14 WEST OF THE 5TH P.M., BLACK HAWK COUNTY, IOWA. MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST 1/4 OF THE NORTHWEST FRACTIONAL 1/4 OF SAID SECTION 19, SAID POINT ALSO BEING THE NORTHWEST CORNER OF A CERTAIN PARCEL OF LAND DESCRIBED AS PARCEL "A" AND RECORDED IN BOOK 306, PAGE 177 IN THE OFFICE OF THE

RECORDER, BLACK HAWK COUNTY, IOWA; THENCE, S0°35'25"W 183.09' ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST FRACTIONAL 1/4 OF SAID SECTION 19; THENCE, N89°30'37"E 30.00' TO THE POINT OF BEGINNING; THENCE, CONTINUING N89°30'37"E 356.00'; THENCE, S0°35'25"W 355.00'; THENCE, S89°30'37"W 356.00' TO A POINT ON THE WEST LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST FRACTIONAL 1/4 OF SAID SECTION 19; THENCE, N0°35'25"E 355.00' ALONG SAID WEST LINE TO THE POINT OF BEGINNING, CONTAINING 2.90 ACRES. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

The Board of Supervisors examined proof of publication of notice and determined that the notice had been published on August 2, 2019 in the Courier in accordance with the requirements of the *Code of Iowa*.

Moved by White seconded by Trelka to receive and place on file proof of publication of notice of public hearing. Motion carried.

Moved by White seconded by Schwartz to waive the first reading. Motion carried.

Moved by White seconded by Trelka to close the hearing and oral and written comments were received and placed on file. Motion carried.

White moved the following resolution seconded by Trelka.

WHEREAS, a public hearing was held on August 13, 2019 at Nine-twenty o'clock (9:20) a.m., 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, and

WHEREAS, "An 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 David & Kris Martinson and to consider same for adoption and if adopted would be known as Ordinance no. 77-229, and

WHEREAS, §331.302(5) of the Code of Iowa allows the Board of Supervisors to suspend by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be fully passed, and

WHEREAS, there were no corrections to the ordinance,

NOW THEREFORE BE IT HEREBY RESOLVED that the rules requiring the Board of Supervisors to consider and vote on a proposed ordinance at two prior meetings be suspended.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Resolution adopted.

White moved the following ordinance seconded by Schwartz.

WHEREAS, "An 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 David & Kris Martinson and to consider same for adoption and if adopted would be known as Ordinance No. 77-229, and

WHEREAS, pursuant to §331.302(5) of the Code of Iowa, the Board of Supervisors has suspended by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be finally passed, and

NOW THEREFORE BE IT HEREBY RESOLVED that the same is hereby zoned acres from "A" Agriculture District to "A-R" Agricultural-Residential District, and the ordinance is hereby adopted and known as Ordinance No. 77-229.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Ordinance adopted.

At Nine-Twenty-Seven o'clock (9:27) a.m., a public hearing was held as provided by law in the Board Room 201 of the Black Hawk County Courthouse, Waterloo, Iowa at which time all interested persons could appear to file objections 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 and legally described as:

LEGAL DESCRIPTION-WITHIN NE 1/4 NW FR1/4 A CERTAIN PARCEL OF LAND LOCATED IN THE NORTHEAST 1/4 OF THE NORTHWEST FRACTIONAL 1/4 OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 14 WEST OF THE 5TH P.M., BLACK HAWK COUNTY, IOWA. MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 19; THENCE, S0°35'18"W 102.42' ALONG THE EAST LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST FRACTIONAL 1/4 OF SAID SECTION 19; THENCE, S89°40'17"W 100.00' TO THE POINT OF BEGINNING; THENCE, S0°19'43"E 355.00'; THENCE, S89°40'17"W 356.00'; THENCE, N0°19'43"W 355.00'; THENCE, N89°40'17"E 356.00' TO THE POINT OF BEGINNING, CONTAINING 2.90 ACRES. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

The Board of Supervisors examined proof of publication of notice and determined that the notice had been published on August 2, 2019 in the Courier in accordance with the requirements of the *Code of Iowa*.

Moved by White seconded by Schwartz to receive and place on file proof of publication of notice of public hearing. Motion carried.

Moved by White seconded by Schwartz to waive the first reading. Motion carried.

Moved by Schwartz seconded by White to close the hearing and oral and written comments were received and placed on file. Motion carried.

White moved the following resolution seconded by Schwartz.

WHEREAS, a public hearing was held on August 13, 2019 at Nine-Twenty-Seven o'clock (9:27) a.m., 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, and

WHEREAS, "An 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 and Jeane Rabune and to consider same for adoption and if adopted would be known as Ordinance no. 77-230, and

WHEREAS, §331.302(5) of the Code of Iowa allows the Board of Supervisors to suspend by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be fully passed, and

WHEREAS, there were no corrections to the ordinance,

NOW THEREFORE BE IT HEREBY RESOLVED that the rules requiring the Board of Supervisors to consider and vote on a proposed ordinance at two prior meetings be suspended.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Resolution adopted.

White moved the following ordinance seconded by Trelka.

WHEREAS, "An 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 and Jeane Rabune and to consider same for adoption and if adopted would be known as Ordinance No. 77-230, and

WHEREAS, pursuant to §331.302(5) of the Code of Iowa, the Board of Supervisors has suspended by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be finally passed, and

NOW THEREFORE BE IT HEREBY RESOLVED that the same is hereby zoned acres from "A" Agriculture District to "A-R" Agricultural-Residential District, and the ordinance is hereby adopted and known as Ordinance No. 77-230.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Ordinance adopted.

At Nine-Thirty o'clock (9:30) a.m., a public hearing was held as provided by law in the Board Room 201 of the Black Hawk County Courthouse, Waterloo, Iowa at which time all interested persons could appear to file objections 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 and legally described as:

A CERTAIN PARCEL OF LAND LOCATED IN THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 14 WEST OF THE 5TH P.M., BLACK HAWK COUNTY, IOWA. MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 19; THENCE, S0°38'30"W 117.00' ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 19 TO THE POINT OF BEGINNING; THENCE, CONTINUING S0°38'30"W 355.00' ALONG SAID EAST LINE; THENCE, N89°21'30"W 356.00'; THENCE, N0°38'30"E 355.00'; THENCE, S89°21'30"E 356.00' TO THE POINT OF BEGINNING, CONTAINING 2.90 ACRES. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

The Board of Supervisors examined proof of publication of notice and determined that the notice had been published on August 2, 2019 in the Courier in accordance with the requirements of the *Code of Iowa*.

Moved by White seconded by Schwartz to receive and place on file proof of publication of notice of public hearing. Motion carried.

Moved by White seconded by Trelka to waive the first reading. Motion carried.

Moved by Trelka seconded by White to close the hearing and oral and written comments were received and placed on file. Motion carried.

White moved the following resolution seconded by Schwartz.

WHEREAS, a public hearing was held on August 13, 2019 at Nine-Thirty o'clock (9:30) a.m., 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, and

WHEREAS, "An 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 and Julie Martinson and to consider same for adoption and if adopted would be known as Ordinance no. 77-231, and

WHEREAS, §331.302(5) of the Code of Iowa allows the Board of Supervisors to suspend by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be fully passed, and

WHEREAS, there were no corrections to the ordinance,

NOW THEREFORE BE IT HEREBY RESOLVED that the rules requiring the Board of Supervisors to consider and vote on a proposed ordinance at two prior meetings be suspended.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Resolution adopted.

White moved the following ordinance seconded by Trelka.

WHEREAS, "An 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 and Julie Martinson and to consider same for adoption and if adopted would be known as Ordinance No. 77-231, and

WHEREAS, pursuant to §331.302(5) of the Code of Iowa, the Board of Supervisors has suspended by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be finally passed, and

NOW THEREFORE BE IT HEREBY RESOLVED that the same is hereby zoned acres from "A" Agriculture District to "A-R" Agricultural-Residential District, and the ordinance is hereby adopted and known as Ordinance No. 77-231.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Ordinance adopted.

Schwartz moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED 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.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Resolution adopted.

White moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED 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.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Resolution adopted.

White moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED 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.

AYES: Laylin, Schwartz, Trelka, White.

NAYS: None.

ABSENT: Little.

Resolution adopted.

ANY REPORTS OR INFORMATION FROM THE BOARD. White informed the audience that there will be an annual vigil for Vietnam Veterans on August 23-25, 2019.

Schwartz updated that Middle Cedar River Water Shed Management Authority will be having an upcoming meeting to approve their Watershed Management Plan and hope to present it to the Board of Supervisors after it is approved. Schwartz and Trelka will be participating in an upcoming work session on September 3, 2019 with the Renewable Energy Committee to discuss proposed solar projects for the County.

On motion and vote the meeting adjourned.

Linda Laylin, Chair Pro tem, Board of Supervisors

Dana Laidig, Administrative Aide III