

Waterloo, Iowa October 15, 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, Chris Schwartz, Dan Trelka, Craig White and Tom Little, Chair.

Absent: None.

Unless otherwise noted, all actions were approved unanimously.

Moved by Laylin, 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 Laylin.

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

19672	COLLECTION SVC CTR	oth pay	965.77
19673	IRS	fed pay	61,122.67
19674	NATIONWIDE RETIREMENT SOLUTIONS	def com	12,875.00
19675	NATIONWIDE RETIREMENT SOLUTIONS	def com	2,522.50
19676	SSA	fica	100,492.21
19678	CEDAR VALLEY UNITED WAY	oth pay	82.50
19682	ADVANCED SYSTEMS INC	svc	405.75
19683	ALTENBAUMER KARLA	misc	338.00
19685	B&B LOCK & KEY INC	eq	16.56
19686	BDI	prts	45.52
19689	BREMER CO SHERIFF	food	8,000.00
19690	CDW GOVERNMENT INC	supl	112.76
19693	CHIEF	supl	355.84
19694	CITY LAUNDERING CO	svc	580.00
19695	CODE PUBLISHING.INC	svc	735.00
19696	COURIER	svc	128.00
19697	DAN DEERY MOTOR CO INC	prts/lbr	745.89
19698	DEBNER JULIE A	svc	122.50
19699	DEPT OF CORRECTIONAL SVCS	svc	17,857.34
19700	FASTENAL CO	prts	142.19
19701	GREENWAY HEALTH	svc	2,794.93
19702	HAWKEYE COMMUNITY COLLEGE	educ	1,795.00
19703	JOHNSTONE SUPL	supl	76.30
19705	KRUSE DAVID	rent	325.00
19706	KUCHENBERG, RANDALL	rent	200.00
19708	LA PORTE CITY PRINTING & DESIGN	publ	1,071.18
19709	MAHONEY KATHRYN J	svc	90.00
19710	MARCO INC	svc	190.77
19711	MATT PARROTT/STOREY KENWORTHY	supl	4,402.11
19713	MENARDS CF	misc	188.72
19714	MENARDS WLOO	supl	106.27
19715	OFFICE CONCEPTS LTD	lbr	1,057.95
19716	OWL INVESTMENTS	rent	275.00
19717	PEHL, KRISTIN	rent	250.00
19718	PER MAR SECURITY SVCS	svc	3,672.59
19719	PPG ARCHITECTURAL FINISHES INC	supl	131.09
19720	RAY MOUNT WRECKER SVC	svc	35.00
19721	ROCK STAR REAL ESTATE	rent	225.00
19723	SANDEES LTD	supl	117.50
19725	WLOO COMM SCHOOLS	svc	67.00
19726	WEX BANK	fuel	198.20
19728	VEEDER GRANT	reimb	54.99
316718	BHC LAW ENFORCEMENT ASSOC	oth pay	473.29
316719	COMMUNITY HEALTH CHARITIES IA	oth pay	8.00
316720	LEGALSHIELD	oth pay	245.45
316722	MADISON NATL LIFE INS	ins	87.70

316723	PECU	oth pay	23,685.31
316724	30 SOMETHING REAL ESTATE	rent	325.00
316725	A TO Z RENTALS	rent	200.00
316726	ABC EMBROIDERY	svc	757.00
316728	ADVANCED SYSTEMS INC	eq lse	635.31
316730	ALL STATE RENTAL	eq rent	50.00
316731	AMAZON CAPITAL SVCS INC	eq	559.06
316734	ATWOOD , KAREN	rent	200.00
316736	BLACK HAWK WASTE DISPOSAL	svc	62.72
316737	BURK LAW FIRM	svc	1,468.50
316738	CANON FINANCIAL SVCS INC	svc	455.58
316739	CF UTILITIES	util	150.00
316744	CENTURYLINK	tel	152.00
316745	CENTURYLINK	tel	60.89
316750	CLAYTON CO SHERIFF	svc	13,429.28
316752	COURIER	subs	142.99
316753	CRESCENT ELECTRIC SUPL CO	supl	272.73
316754	DAVIS CO SHERIFF	svc	36.00
316755	DELUXE FOR BUSINESS	supl	594.93
316757	DRIFTLESS HOUSING	rent	500.00
316760	ECHO GROUP INC	eq	203.32
316761	ELECTRICAL ENG & EQUIP CO	eq	40.57
316762	ENCORE ENERGY SVCS INC	fuel	1,537.58
316763	FAYETTE CO SHERIFF	svc	181.30
316764	FIRESTONE PAYMENT CTR	prts/lbr	134.65
316765	GALLS LLC	svc	950.00
316766	GENERAL SHEET METAL WORKS INC	eq	58.01
316767	GOVERNMENT FORMS AND SUPPLIES	supl	385.05
316768	THE SHREDDER	svc	145.00
316769	GREENWOOD DRUG INC	meds	37.05
316770	HAGARTY WAYCHOFF GRARUP FUNERAL SVC	svc	1,000.00
316771	HAWKEYE ALARM & SIGNAL CO	svc	544.50
316772	HAWKEYE VILLAGE APT	rent	200.00
316774	HUDSON PRINTING CO INC	publ	1,545.60
316778	STATE OF IA	svc	2,904.27
316779	IQT PROPERTIES	rent	500.00
316782	LARSON MGMT	rent	200.00
316783	LEXISNEXIS MATTHEW BENDER	supl	137.43
316784	LINN CO	svc	365.14
316785	MALAISE SUSAN	svc	13.50
316786	MALLORY SAFETY & SUPL	supl	1,184.67
316787	MEDIACOM	svc	199.95
316788	METRO INVESTMENTS	rent	270.00
316789	MEYER, JAMES	rent	500.00
316790	MID AMERICAN ENERGY	util	3,457.33
316791	MID AMERICAN ENERGY	util	60.89
316792	MID AMERICAN ENERGY	util	5,982.80
316793	MID AMERICAN ENERGY	util	10,009.67
316795	MID AMERICAN ENERGY	util	100.00
316797	MID AMERICAN ENERGY	util	11.30
316804	MID AMERICAN ENERGY	util	11.60
316805	MID AMERICAN ENERGY	util	539.36
316806	MID AMERICAN ENERGY/SPEC ACCT	util	431.87
316808	MIDWEST ELECTRONIC RECOVERY	svc	123.00
316811	NELSON LARRY	rent	225.00
316812	NORTH STAR REALTORS LLC	rent	325.00
316813	OREILLY AUTO STORES	prts	140.57
316814	PAUL H BROOKES PUBLISHING CO INC	supl	1,050.00
316815	PAULSEN STEPHEN	misc	98.00
316817	PITNEY BOWES	eq rent	777.36
316818	PROACTIVE SOLUTIONS INC	eq	4,190.00
316819	PROSHIELD FIRE PROTECTION	svc	1,079.00
316820	R&S PROPERTY MGMT INC	rent	350.00
316822	SAMS WHOLESALE CLUB	supl	833.76

316823	SAYER LAW GROUP	svc	191.00
316824	SCUBA TOO	supl	1,138.83
316825	SPAHN AND ROSE LUMBER CO	supl	945.12
316826	SPEE DEE DELIVERY SVC INC	svc	170.00
316827	STEPHENS PECK INC	svc	90.00
316828	STETSON BLDG PRODUCTS	supl	9.59
316829	SUCCESSLINK	dntl	5,651.20
316830	SUMMIT FOOD SVC	food	9,867.98
316831	SWISHER & COHRT	svc	37.00
316832	TAMA CO SHERIFF	svc	58.70
316833	TEDS HOME AND HDWR	supl	64.57
316834	SHRED MASTER	svc	245.98
316835	TITAN PROPERTY INVESTMENT	rent	200.00
316836	UPS	svc	60.24
316837	UNITY POINT - ALLEN HOSP	misc	25,000.00
316838	VAN WYNGARDEN & ABRAHAMSON INC	svc	340.40
316839	VIETH CONSTRUCTION CORP	rent	437.50
316840	VISA	misc	139.78
316841	WASTE MGMT OF WI-MN	svc	2,031.90
316842	WATERFALLS CAR WASH	lbr	15.95
316843	CITY OF WATERLOO	fuel	321.14
316844	WLOO WATER WORKS	util	100.00
316845	WLOO WATER WORKS	util	738.80
316846	WERTJES UNIFORMS	supl	603.16
316847	WICKHAM FRANK	rent	200.00
316848	XEROX CORP	svc	117.17
316849	YORE UNIFORM SHOP	supl	766.40
316850	YOUNG PLBG & HEATING CO	svc	142.50
316851	HAGARTY CHAD	misc	98.00
316852	LEIN JULIE	fuel	39.88
316853	PETERSEN STEVEN L	misc	53.00

GENERAL SUPPLEMENTAL FUND

19673	IRS	fed pay	391.03
19675	NATIONWIDE RETIREMENT SOLUTIONS	def com	405.00
19676	SSA	fica	871.62
19711	MATT PARROTT/STOREY KENWORTHY	supl	3,096.51
19722	ROZENDAAL JOSH	mil	113.88
19727	SHOWALTER, KAREN	reimb	99.40
19728	VEEDER GRANT	mil	54.99
316776	ISAC	educ	50.00
316777	ISAC	educ	50.00

COUNTY SERVICES FUND

19673	IRS	fed pay	1,754.43
19674	NATIONWIDE RETIREMENT SOLUTIONS	def com	195.00
19676	SSA	fica	3,324.56
19678	CEDAR VALLEY UNITED WAY	oth pay	10.00

RURAL BASIC FUND

19672	COLLECTION SVC CTR	oth pay	76.03
19673	IRS	fed pay	4,859.23
19674	NATIONWIDE RETIREMENT SOLUTIONS	def com	125.00
19676	SSA	fica	7,519.23
316718	BHC LAW ENFORCEMENT ASSOC	oth pay	96.71
316723	PECU	oth pay	4,280.69

SECONDARY ROADS FUND

19673	IRS	fed pay	7,629.66
19674	NATIONWIDE RETIREMENT SOLUTIONS	def com	330.00
19675	NATIONWIDE RETIREMENT SOLUTIONS	def com	125.00
19676	SSA	fica	13,079.00
19678	CEDAR VALLEY UNITED WAY	oth pay	25.00
19684	ANTON SALES	supl	97.25
19691	CITY OF CEDAR FALLS	svc	65.88
19692	CEDAR VALLEY AUTO GLASS INC	svc	977.50
19697	DAN DEERY MOTOR CO INC	prts	94.50
19700	FASTENAL CO	eq	119.55
19707	KWIK TRIP INC	fuel	1,821.97
19711	MATT PARROTT/STOREY KENWORTHY	supl	124.55
19713	MENARDS CF	supl	42.24
316722	MADISON NATL LIFE INS	ins	29.00
316723	PECU	oth pay	1,602.50
316729	AIRGAS NORTH CENTRAL	eq rent	9.00
316731	AMAZON CAPITAL SVCS	supl	60.70
316733	ASPEN EQUIP CO	eq	704.97
316736	BLACK HAWK WASTE DISPOSAL	svc	155.96
316741	CF UTILITIES	svc	75.00
316746	CENTURYLINK	tel	68.07
316747	CENTURYLINK	tel	47.29
316748	CENTURYLINK	tel	48.29
316749	CINTAS CORP	svc	32.64
316756	DONS TRUCK SALES INC	eq	181.04
316758	DUNKERTON COOP ELEVATOR	fuel	1,759.70
316773	HUDSON MUNICIPAL ELECTRIC UTIL	util	72.29
316775	IA DEPT OF TRANSPORTATION	educ	480.00
316780	KUHN EMERY I & MARLYS C	misc	1,683.60
316781	LA PORTE MOTOR SUPL INC	prts	397.77
316794	MID AMERICAN ENERGY	util	539.36
316798	MID AMERICAN ENERGY	util	59.56
316799	MID AMERICAN ENERGY	util	17.78
316800	MID AMERICAN ENERGY	util	56.19
316801	MID AMERICAN ENERGY	util	10.54
316802	MID AMERICAN ENERGY	util	16.40
316803	MID AMERICAN ENERGY	util	294.06
316807	MID-IOWA COOPERATIVE	fuel	8,339.03
316809	MURPHY TRACTOR & EQUIP CO	prts	658.08
316810	NAPA AUTO PARTS	prts	2,017.30
316816	PETERSON CONTRACTORS INC	svc	965.00
316828	STETSON BLDG PRODUCTS	supl	1,146.06
316843	CITY OF WATERLOO	fuel	654.07

JAIL COMMISSARY FUND

19673	IRS	fed pay	128.63
19676	SSA	fica	243.06
19688	BOB BARKER SUPL CO	supl	3,709.49
19704	KEEFE SUPL CO	food	2,520.38
19712	MCKEE FOODS	food	88.82
19714	MENARDS WLOO	supl	126.29
316822	SAMS WHOLESALE CLUB	food	434.46

RURAL SEWER FUND

19724	URBAN SVCS	svc	5,595.09
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INSURANCE TRUST FUND

19677	NAVITUS HEALTH SOLUTIONS	ins	36,074.38
19680	PREFERRED ONE INS CO	ins	46,432.61
19681	PREFERRED ONE INS CO	ins	55,148.68
316721	MADISON NATL LIFE INS	ins	1,046.10

SELF-INSURED/OFFICE EQ REP FUND

316727	ADVANCED BUSINESS SYSTEMS INC	eq rpr	200.00
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FLEXIBLE SPENDING FUND

19679	EMPLOYEE BENEFITS CORP	flx sp	4,033.35
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SOLID WASTE ADMIN FUND

19673	IRS	fed pay	504.76
19676	SSA	fica	611.94
316722	MADISON NATL LIFE INS	ins	25.86

E911 SERVICE COMMISSION FUND

316732	AMERICAN TOWER CORP	eq rent	7,584.82
316740	CF UTILITIES	util	550.00
316742	CENTURYLINK	tel	175.00
316743	CENTURYLINK	tel	69.40
316751	COLOFF MEDIA	eq rent	1,967.00
316759	DUNKERTON TELEPHONE COOP	tel	998.01
316796	MID AMERICAN ENERGY	util	264.86
316821	RTC COMMUNICATIONS	tel	23.50
316831	SWISHER & COHRT	svc	148.00

EMERGENCY MANAGEMENT FUND

19673	IRS	fed pay	355.88
19674	NATIONWIDE RETIREMENT SOLUTIONS	def com	50.00
19676	SSA	fica	594.04
19678	CEDAR VALLEY UNITED WAY	oth pay	3.00
316735	BERGANKDV TECHNOLOGY & CONSULTING	svc	14.00

COUNTY ASSESSOR FUND

19673	IRS	fed pay	2,095.64
19674	NATIONWIDE RETIREMENT SOLUTIONS	def com	2,245.00
19675	NATIONWIDE RETIREMENT SOLUTIONS	def com	145.00
19676	SSA	fica	4,322.32
19678	CEDAR VALLEY UNITED WAY	oth	1.00
19687	BHC TREASURER	svc	12,346.67
316720	LEGALSHIELD	oth pay	61.40
316722	MADISON NATL LIFE INS	ins	26.62
316723	PECU	oth pay	2,596.00
316843	CITY OF WATERLOO	fuel	64.00

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None.

Resolution adopted.

PRESENTATION: Elk Run Heights Veterans Memorial presentation by City Councilmember Lisa Smock. Smock said the city is working on a park project that will include a veterans memorial and they are starting to look for funding. The Board told her that the county provides a limited amount of discretionary funding for 501.C.3 organizations and gave her fundraising and grant-seeking advice.

PRESENTATION: Brian Schoon of the Iowa Northland Regional Council of Governments (INRCOG) discussed the Complete Count Committee work to get a full response to the 2020 Census. He said each person counted can equate to \$18,000-\$22,000 in federal funding over the ten years following the census. He noted that Supervisors Laylin and Schwartz are on the committee and Schwartz is working with a class at the University of Northern Iowa. He said that INRCOG will be contacting 80-some organizations to spread the word, and if supervisors have ideas for additional organizations they may add to the list.

RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS. County Engineer Cathy Nicholas said she will hold a public meeting on at 7:00 pm on November 19 at the Dunkerton Library to discuss the long-term outlook for the Bennington Road Bridge, which was closed several years ago due to an overweight vehicle crossing it. Her department is preparing gravel roads for winter, cleaning ditches, and getting plows and sanders ready for installation. White asked how much she has spent on rock this year. Nicholas said \$600,000 as of July 1, which represented 50% of her budget as opposed to 25% normally.

Conservation Director Mike Hendrickson said that Halloween weekends are filling all county parks, except for Black Hawk Park, which was closed for ten days due to flooding. Their Haunted House opens on October 17. Schwartz congratulated him on selling out the tree identification tour.

Moved by Laylin, seconded by Schwartz that the MINUTES of the Board Meeting held October 8, 2019 be and are hereby approved as amended. Laylin said that the Board had removed an action to approve a permanent parking permit for the Courthouse Parking Lot for Lena Heit, Assistant Court Administrator for the State of Iowa, but the agenda item had not been removed from the minutes. 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
GENERAL - SHERIFF	56,612.00	GENERAL - CONSOLIDATED COMMUNICATIONS CTR	56,612.00
SOCIAL SERVICES	107.15	GENERAL - DHS	107.15
SOCIAL SERVICES	10.40	GENERAL - DHS	10.40
GENERAL - DHS	10,283.26	GENERAL - MAINTENANCE	10,283.26
GENERAL - CONSOLIDATED COMMUNICATIONS CTR	1,904.69	GENERAL - MAINTENANCE	1,904.69
GENERAL - CONSOLIDATED COMMUNICATIONS CTR	2,751.71	GENERAL - SHERIFF	2,751.71

2. The CERTIFICATE OF INSURANCE for BerganKDV Ltd., Capitol Vending, Cott Systems Inc., CureMD.com Inc., IIW PC, Jaytech Inc., and Waverly Health Center.
 3. The Auditor's QUARTERLY REPORT of fees collected from July 1, 2019 through September 30, 2019.
 4. The RECORDER'S REPORT OF FEES COLLECTED from Sandie L. Smith, County Recorder, for the period from May 1, 2019 through July 31, 2019.
 5. The SALE OF EQUIPMENT from the Conservation Office for the following equipment: 2006 Wood Boiler; Central Boiler Model #CL6048; Serial #57684.
- B. 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 MILITARY SERVICE TAX EXEMPTION LIST as submitted by the County Assessor's Officer, in accordance with §426.A.14 of the *Code of Iowa*.
 3. 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, Little.

NAYS: None. Resolution adopted.

CONSENT AGENDA ENDS

White moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED that the BEST BID received from Encore Energy, Dubuque, Iowa, for natural gas transportation services for the Jail, effective November 1, 2019 through October 31, 2020 and to hedge gas from November through April at the fixed rate not to exceed \$3.75/mmBTU be approved and for the Chair to sign the contract upon receipt as recommended by Rory Geving, Maintenance Superintendent.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

White moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED that the BEST BID received from Kidder Construction, Waterloo, Iowa for the Veteran Affairs remodel project in the Pinecrest facility for the amount of \$90,467.00 be approved and for the Chair to sign the contract, conditional to the receipt of the certificate of insurance and performance bond, as recommended by Rory Geving, Maintenance Superintendent.

Geving said he received two bids. He will now work on the contract and verify insurance. The project has an interior completion date of February 14 and an external completion of May 1.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

White moved the following resolution seconded by Laylin.

BE IT HEREBY RESOLVED that the EMERGENCY PURCHASE OF CAPITAL EQUIPMENT submitted by Ben Delagardelle be retroactively approved: to purchase and repair a failed meter in Washburn in the amount of \$4,210.09 in order to report daily flows into the lagoon in accordance with the NPDES permit with the Iowa Department of Natural Resources.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

Moved by White, seconded by Trelka that the PERSONNEL REQUISITION for an Equipment Operator I (full-time, replacement) effective October 16, 2019 as recommended by Catherine Nicholas, County Engineer. Motion carried.

Laylin moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED that the TAXES on submitted properties which have come into public ownership through community development efforts, public infrastructure improvement of public purpose acquisition be abated and to instruct the County Treasurer to adjust her records accordingly pursuant to §427.2 and §445.63 of the *Code of Iowa* in the total amount of \$7,582.06.

8912-15-301-003	City of Waterloo	\$110.53
8912-19-128-005	City of Waterloo	\$8.00
8912-30-308-008	City of Waterloo	\$70.00
8912-30-308-009	City of Waterloo	\$201.38
8913-10-251-009	City of Waterloo	\$191.33
8913-14-457-018	City of Waterloo	\$900.00
8913-24-176-011	City of Waterloo	\$282.67
8913-25-334-007	City of Waterloo	\$252.67
8913-32-426-002	City of Waterloo	\$144.00
8913-32-426-003	City of Waterloo	\$244.00
8913-32-476-012	City of Waterloo	\$362.00
8913-33-476-006	City of Waterloo	\$866.00
8913-35-138-019	City of Waterloo	\$476.00
		<u>\$4,108.58</u>
8914-12-153-002	State of Iowa	\$1,224.08
8914-12-152-003	State of Iowa	\$949.20
		<u>\$1,224.08</u>
8712-36-176-003	City of LaPorte	\$60.37
8712-36-176-020	City of LaPorte	\$16.30
		<u>\$76.67</u>
8914-12-153-003	City of Cedar Falls	\$1,025.34
9014-36-426-018	City of Cedar Falls	\$50.68
9014-36-426-019	City of Cedar Falls	\$1,092.92
		<u>\$2,168.94</u>
9014-04-201-002	Black Hawk County	\$80.46
		<u>\$80.46</u>

Total \$7,582.06

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

White moved the following resolution seconded by Laylin.

BE IT HEREBY RESOLVED that the TAXES on submitted properties be abated under §445.16 of the *Code of Iowa* as the Black Hawk County Treasurer has determined that it is impractical to pursue collection of the total amounts due through the tax sale and personal judgment remedy and has little recourse for collection of taxes and to authorize the County Treasurer to strike from the tax lists the reference to the past due amounts in the amount of \$4,579.28.

0701-06-092-571	\$168.00
8712-13-376-007	\$172.00
8912-19-326-014	\$1,906.77
8912-20-376-007	\$40.00
8913-06-476-017	\$88.00
8913-24-180-021	\$2,020.51
9011-29-202-025	\$88.00
9014-12-101-008	\$96.00
Total	<u>\$4,579.28</u>

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

White moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED that the appointment of Jordan C. Rouse as Assistant County Attorney effective September 30, 2019 through December 31, 2020 be approved and direct the Chair to sign for same as recommended by Brian J. Williams, Black Hawk County Attorney.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

Laylin moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED that the REVISIONS to the Building and Grounds Policy effective October 15, 2019 be approved as recommended by the Policy Review Committee.

Human Resources Director and committee chair Debi Bunger said that state and federal laws allow assistive and service animals in public buildings, and limit the questions that can be asked about them. She said that when the policy is disseminated to departments, the questions will be noted.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

Schwartz moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED that the REVISION to the Conflict of Interest Policy changing the public contracts of political subdivision threshold from \$1,500.00 to \$6,000.00 effective July 1, 2019 be approved as recommended by the Policy Review Committee.

Bunger said the Iowa legislature amended the applicable statute in its 2019 session.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

Trelka moved the following resolution seconded by Laylin.

BE IT HEREBY RESOLVED that the REVISIONS to the Non-bargaining Compensation Policy effective October 15, 2019 be approved as recommended by the Policy Review Committee.

Bunger said that non-bargaining employees will receive step increases like bargaining employees, meaning that some employees on lower pay grades will make more than employees in higher pay grades. She said the change could save money by encouraging the hiring of non-bargaining employees at the low end of the range, rather than starting them at mid-range because they can't otherwise achieve mid-level.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

At Nine-forty-two o'clock (9:42) 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 George Jorgensen and Jerry Harris at 7911 and 7915 W 1st Street to rezone 5.8 acres from "A" Agriculture District to "A-R" Agricultural-Residential District in order to split off a home that was built on 35 acres. The property is legally described as: *THAT PART OF THE NORTHWEST QUARTER (NW 1/4) SECTION NINE (09), AND PART OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION EIGHT (08), ALL IN TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE FOURTEEN WEST (R14W) OF THE FIFTH PRINCIPAL MERIDIAN, BLACK HAWK COUNTY, IOWA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF AFORESAID NORTHWEST QUARTER (NW 1/4); THENCE N89°56'54"E THREE HUNDRED SIXTY AND TEN HUNDREDTHS (360.10) FEET ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER (NW 1/4); THENCE S01°09'40"E SIX HUNDRED FORTY-ONE AND THIRTEEN HUNDREDTHS (641.13) FEET; THENCE S30°19'23"W TWO HUNDRED FIFTY-ONE AND THIRTEEN HUNDREDTHS (251.13) FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S30°19'23"W SEVENTY-ONE AND SIXTY-FOUR HUNDREDTHS (71.64) FEET TO THE NORTH LINE OF PARCEL "B", DOCUMENT NO. 2004-28416 IN THE BLACK HAWK COUNTY RECORDER'S OFFICE; THENCE S89°55'45"W TWO HUNDRED TWENTY-FIVE AND EIGHTY-FIVE HUNDREDTHS (225.85) FEET ALONG SAID NORTH LINE TO THE NORTHWEST CORNER OF SAID PARCEL "B"; THENCE S00°30'49"E FOUR HUNDRED TWO AND NINETY-TWO HUNDREDTHS (402.92) FEET ALONG THE WEST LINE OF SAID PARCEL "B" TO A SOUTHWEST CORNER OF SAID PARCEL "B"; THENCE S89°58'51"E TWENTY-FOUR AND SEVEN HUNDREDTHS (24.07) FEET STILL ALONG SAID WEST LINE TO THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER (NW 1/4) OF AFORESAID NORTHWEST QUARTER (NW 1/4); THENCE S00°27'50"E TWENTY-NINE AND SIXTY-FIVE HUNDREDTHS (29.65) FEET STILL ALONG SAID WEST LINE TO THE SOUTHWEST CORNER OF SAID PARCEL "B"; THENCE CONTINUE S00°27'50"E NINETY-SIX AND NINETY-FIVE HUNDREDTHS (96.95) FEET ALONG THE WEST LINE OF AFORESAID NORTHWEST QUARTER (NW 1/4); THENCE N89°55'20"E TWO HUNDRED SIX AND SIXTY-EIGHT HUNDREDTHS (206.68) FEET TO THE SOUTHERLY EXTENSION OF THE EAST LINE OF AFORESAID PARCEL "B"; THENCE N00°30'08"W NINETY-SIX AND NINETY-EIGHT HUNDREDTHS (96.98)*

FEET ALONG SOUTHERLY EXTENSION TO THE SOUTHEAST CORNER OF SAID PARCEL "B"; THENCE CONTINUE N00°30'08"W TWO HUNDRED SIXTYSEVEN AND TWENTY-FOUR HUNDREDTHS (267.24) FEET ALONG THE EAST LINE OF SAID PARCEL "B"; THENCE S89°35'40"E TWENTY-SEVEN AND TEN HUNDREDTHS (27.10) FEET; THENCE N08°52'17"W SIXTY-TWO AND FIFTY-FIVE HUNDREDTHS (62.55) FEET; THENCE NORTHERLY THIRTY-NINE AND TWENTY HUNDREDTHS (39.20) FEET ALONG THE ARC OF A CURVE CONCAVE EASTERLY HAVING A RADIUS OF SEVENTY (70.00) FEET AND A CHORD OF THIRTY-EIGHT AND SIXTY-NINE HUNDREDTHS (38.69) FEET WHICH BEARS N07°10'18"E; THENCE N23°12'52"E SEVENTY-ONE AND SIXTEEN HUNDREDTHS (71.16) FEET TO THE AFORESAID NORTH LINE OF PARCEL "B; THENCE CONTINUE N23°12'52"E ELEVEN AND SIXTY-FIVE HUNDREDTHS (11.65) FEET; THENCE N18°45'21"E THIRTY-TWO AND SIX HUNDREDTHS (32.06) FEET; THENCE N59°40'37"W FORTY-ONE (41.00) FEET THE POINT OF BEGINNING CONTAINING 2.90 ACRES.

The Board of Supervisors examined proof of publication of notice and determined that the notice had been published on October 4, 2019 in the Courier in accordance with the requirements of the *Code of Iowa*.

Moved by White, seconded by Laylin 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 White, seconded by Laylin to close the hearing and oral and written comments were received and placed on file. Seth Hyberger of Planning and Zoning said that the Planning and Zoning Commission unanimously supported approval, and there was no public opposition. Motion carried.

White moved the following resolution seconded by Trelka.

WHEREAS, a public hearing was held on October 15, 2019 at Nine-oh- o'clock (9:) a.m., on the request submitted by George Jorgensen and Jerry Harris at 7911 and 7915 W 1st Street to rezone 5.8 acres from "A" Agriculture District to "A-R" Agricultural-Residential District in order to split off a home that was built on 35 acres, 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. 235 to Section VI (B), Rezoning Certain Property" as described on the above request submitted by George Jorgensen and Jerry Harris and to consider same for adoption and if adopted would be known as Ordinance no. 77-235, 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, Little.

NAYS: None.

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. 235 To Section VI (B), Rezoning Certain Property" as described on the above request submitted by George Jorgensen and Jerry Harris and to consider same for adoption and if adopted would be known as Ordinance No. 77-235, 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. 77-235.

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None.

Ordinance adopted.

White moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED that the MINOR PLAT OF SURVEY submitted by George Jorgensen and Jerry Harris to minor plat 6.12 acres located at 7911 and 7915 W 1st Street into two lots. A 5.8 acres parcel zoned "A-R" Agriculture-Residential District and a 0.32 acre parcel is zoned "A" Agricultural District. The property in question is located at 7911 and 7915 W 1st Street, approximately 3/4 of a mile west of the W 1st Street and N Union 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, Little.

NAYS: None.

Resolution adopted.

DISCUSSION – The Board discussed setting permanent parking pass criteria for the Courthouse parking lot and other updates to the Parking Ordinance. Maintenance Superintendent Rory Geving said that he and Board Administrative Aide Dana Laidig had worked on the proposed amendments. The Board discussed who should have passes, who should not, the severe shortage in area parking, raising the charge for tickets, increasing the time the public is allowed to park in the lot, the availability of parking at a city ramp two blocks away, and other issues. The Board will study the recommendations and return to the matter in a couple of weeks.

DISCUSSION – Rory Geving gave an update on the solar project from the Alternative Energy Committee. The Board discussed the pros and cons of the county owning the solar panels versus a power purchase agreement, where a third party would own and operate panels on space owned by the county. Schwartz said that a county with the strong financial position of Black Hawk County is better served by owning the panels, since it can afford to start saving money right away. Little said that Pinecrest is a good candidate for a solar project, but the other seven smaller buildings won't make that much difference. He said if the Sheriff's building at the shooting range is converted, the cost would have to come from non-tax sheriff revenue, as originally promised. Finance Director James Perry said that the county could start with a Pinecrest project and then decide if it wants to expand. Schwartz said that all the projects would realize savings, and he recommended going forward on all of them, but that Pinecrest was an obvious choice. White said he would support Pinecrest and the Elk Run Secondary Roads Shop and the shooting range building if the Sheriff identifies funding. Trelka said he would support that too. Mike Hendrickson said that being able to

identify county buildings as solar powered may help in getting grant money. The Board decided to begin a request for proposal process with action on the next week's agenda.

Laylin moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED that pursuant to the provisions of the Iowa Open Meetings Law, the Black Hawk County Board of Supervisors shall proceed into CLOSED SESSION AT 10:51 A.M., with attorney to discuss strategy with counsel in the matter of Grant and Annette Duncan vs. Black Hawk County pursuant to Iowa Code §21.5(1c).

AYES: Laylin, Schwartz, Trelka, White, Little.

NAYS: None. Resolution adopted.

The Board met in closed session.

Moved by Trelka, seconded by White to adjourn the Board of Supervisors meeting in CLOSED SESSION at 11:10 am. Motion carried.

Trelka moved the following resolution seconded by White.

BE IT HEREBY RESOLVED to not accept the proposed settlement in the matter of Grant and Annette Duncan vs. Black Hawk County and to proceed with proposed litigation.

AYES: Trelka, White, Little.

NAYS: Laylin, Schwartz. Resolution adopted.

ANY REPORTS OR INFORMATION FROM THE BOARD. Schwartz said that he will work with the UNI class on the census project (see above).

On motion and vote the meeting adjourned.

Tom Little, Chair, Board of Supervisors

Grant Veeder, County Auditor