

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
June 19, 2018

The Board of Supervisors of Cerro Gordo County, Iowa, met in regular session pursuant to adjournment. Present: Chairman Casey Callanan, Vice Chairman Chris Watts, Supervisor Tim Latham and various members of the public.

Chairman Callanan convened the meeting at 10:00 a.m. Latham moved with Watts seconding, to approve the minutes from the June 12, 2018 regular and special sessions and today's agenda. Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2018-54**, WHEREAS, Cedar Avenue is a road in Cerro Gordo County running from County Road B35 north to the terminus near the edge of Clear Lake, also known as Farmer's Beach; and; WHEREAS, over the Fourth of July Holiday the unlawful activity has been increasing including underage drinking and parking along the roadside which creates a public safety issue; and; WHEREAS, the Engineer's Department and the Sheriff's Department are working collaboratively in an effort to reduce and eliminate the problem and in doing so the Sheriff's Department will increase law enforcement and the Engineer recommends a temporary road closure for the duration of the Fourth of July Holiday. THEREFORE, BE IT RESOLVED by the Cerro Gordo County Board of Supervisors that the County Engineer be authorized to close Cedar Avenue from County Road B35 north to the terminus near Clear Lake for the duration of July 4, 2018. Motion passed unanimously.

Watts moved with Latham seconding, to **adopt Resolution 2018-55**, WHEREAS, North Iowa Spin, in conjunction with the Clear Lake Parks and Recreation Department, is sponsoring a Bicycle, Blues and Barbeque weekend to be held the weekend of July 7 and 8, 2018; and; WHEREAS, as part of the said weekend there are scheduled time trials to be held on Saturday, July 7, 2018 and bicycle road races to be held Sunday, July 8, 2018; and; WHEREAS, the above said Team requests (a) the closure and use of Grouse Avenue (S-28) at the intersection of 300th Street (B-20) for a period of time on July 7, 2018 starting at 7:00 a.m. and ending at 11:00 a.m. to accommodate the time trials; (b) use of portions of S-25, B-35, S-14, S. Shore Drive and B-43 (in accordance with the attached maps for the junior races); (c) use of portions of S-25, B-55, S-14 and B-65 (in accordance with the attached plat for the shorter course); and (d) use of portions of S-25, B-43, S-14, and B-55 (in accordance with the attached plat for the Pro 1/2/3 race), all of which are located within Cerro Gordo County from 8:00 a.m. to 2:00 p.m. Sunday, July 8, 2018, for the purpose of competitive bicycle road races. WHEREAS, a permit for such event is being sought from the United States Cycling Federation; and; WHEREAS, the United States Cycling Federation requires written permission from the municipalities having jurisdiction of the course; THEREFORE, BE IT RESOLVED by the Board of Supervisors of Cerro Gordo County permission is granted to the above said Team to close and use Grouse Avenue during the time period requested on Saturday, July 7, 2018, for Time Trials from 7:00 a.m. to 11:00 a.m. BE IT FURTHER RESOLVED that permission is hereby granted to use portions of county roads in accordance with the attached maps located within Cerro Gordo County from 8:00 a.m. to 2:00 p.m. Sunday, July 8, 2018, for the purpose of competitive cycling road races. Motion passed unanimously.

Chairman Callanan opened the public portion of the hearing on proposed plans, specifications, Form of Contract and estimate of cost for resurfacing of County Road S70 from near 190th St north to B30.

Latham moved with Watts seconding, to **close the public portion of the hearing on proposed plans, specifications, Form of Contract and estimate of cost for resurfacing of County Road S70 from near 190th St north to B30**. Motion passed unanimously.

Latham moved with Watts seconding, to **approve claims**. Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2018-56** Whereas, the following payroll change requests were submitted to the Board of Supervisors for review; and, Whereas, the Board of Supervisors of Cerro Gordo County, has reviewed and considered the change requests as follows:  
Department Name  
Pay Change Effective Date  
Sheriff Jordon E. Bengel  
\$18.33/hourly 06/13/2018

Therefore, Be It Resolved, that the Board of Supervisors of Cerro Gordo County does hereby approve the requests as shown above and directs the Auditor to make the necessary adjustments to the payroll. Motion passed unanimously.

Latham moved with Watts seconding, to **approve the Sheriff's monthly report of fees**. Motion passed unanimously.

Watts moved with Latham seconding, to **approve Tobacco Permit for Market at Oakwood**. Motion passed unanimously.

Latham moved with Watts seconding to **approve Tobacco Permit for DIMA Corp (Pure Pleasure)**. Motion passed unanimously.

Watts moved with Latham seconding, to **approve Class C Liquor License for Briscoe/Tooker Wedding at Diamond Oak**. Motion passed unanimously.

Latham moved with Watts seconding to **adopt Resolution 2018-5**, WHEREAS, it is desired to make appropriations, in accordance with Section 331.434 (6) of the Code of Iowa; and, NOW THEREFORE, Be It Resolved by the Board of Supervisors of Cerro Gordo County, as follows: Section 1. The amounts itemized by account number on the attached schedule are hereby appropriated from the resources of each fund so itemized. (The following amounts are for FY 2019). Section 2. Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2018. Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution. For purposes of this section, the use of holding accounts shall be deemed an appropriate mechanism for the allocation of expenses. Appropriations made to such accounts shall be deemed as sufficient authority for department heads to expend such resources, and will be allocated to expenditure accounts in the same manner as the related expenditures are allocated. Section 4. If at any time during the 2018-2019 budget year the auditor shall ascertain that the available resources of a fund for that year will be less than said fund's total appropriations, the Auditor shall immediately so inform the board and recommend appropriate corrective action. Section 5. The auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The auditor shall report the status of such accounts to the applicable departments and officers monthly during the 2018-2019 budget year. Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2018 or until rescinded by resolution of the Board of Supervisors are available at the County Auditor's office. Motion passed unanimously.

Latham moved with Watts seconding, to **approve FY19 Proposed Meservey Sanitary Sewer Budget and FY19 Proposed Swaledale Sanitary Sewer Budget**. Motion passed unanimously.

Watts moved with Latham seconding, to **adopt Resolution 2018-58**, Whereas, the State of Iowa has appropriated funds for fiscal year July 1, 2018 through June 30, 2019, which moneys are sufficient to fund fully the various local property tax credits/exemptions, And, whereas, Iowa Code Section 25B.7 requires local governments to extend to the taxpayers only those portions of the property tax credits/exemptions that are estimated by the Iowa Department of Revenue and Finance to be funded by the state appropriation, And,

whereas the Iowa Department of Revenue and Finance has estimated the percentages of funding for the affected property tax credits/exemptions as follows: Homestead credit (including Disabled Veteran's Homestead Credit) 100%, Low-income, Elderly, Disabled Credit 100%, Military Exemption 100%, Now, therefore, be it resolved pursuant to Iowa Code Section 25B.7 that the property tax credits/exemptions in Cerro Gordo County for fiscal year July 1, 2017 through June 30, 2018 shall be funded as follows: Homestead Credit 100%, Disabled Veteran's Homestead Credit 100%, Low-Income, Elderly, Disabled Credit 100%, Mobile Home Reduced Tax Credit 100%, and Military Exemption 100%. Motion passed unanimously.

Latham moved with Watts seconding, to **authorize the chairman to sign Renewal Rates with Delta Dental**. Motion passed unanimously.

Latham moved with Watts seconding, to **commit up to \$1,000 for shared consultant regarding review of CSS**. Motion passed unanimously.

Watts moved with Watts seconding, to **approve fireworks permit for Kyle DeBettignies**. Motion passed unanimously.

Latham moved with Watts seconding, to **authorize the Director of IT to purchase Windows Server 2016 Licensing from CDW for \$28,502.00**. Motion passed unanimously.

Latham moved with Watts seconding, to **authorize the Chairman to sign 3-year renewal for Cisco maintenance with IP Pathways for \$22,719.00**. Motion passed unanimously.

Watts moved with Latham seconding, to **authorize Director of IT to destroy media containing HIPAA, Law Enforcement & PII information**. Motion passed unanimously.

Latham moved with Watts seconding, to **authorize the Chairman to sign letter of support for National Institutes of Health Grant**. Motion passed unanimously.

Chairman Callanan opened the public portion of the hearing on change of zone for Rawson.

Latham moved with Watts seconding, to **close the public portion of the hearing on change of zone for Rawson**. Motion passed unanimously.

Watts moved with Latham seconding, to **adopt Resolution 2018-59, RESOLUTION #2018-59, AMENDMENT NO. 377 TO ORDINANCE NO. 15, ARTICLE 5.2**. WHEREAS, the Cerro Gordo County Planning & Zoning Commission, after study, has recommended that the change of zoning classification of a certain area hereinafter described, upon the application of LeeAnn Rawson, be made, and; WHEREAS, the final public hearing has been held with notice as required by law. NOW, THEREFORE, BE IT RESOLVED by the Cerro Gordo County Board of Supervisors that Ordinance No. 15, Article 5.2, of the Zoning Ordinance of Cerro Gordo County, Iowa, is hereby amended by changing the district boundaries thereof so as to change the classification of the following described property from A-1 Agricultural District to A-2 Agricultural Residence District on the following described real estate, to-wit: Parcel A in the Southeast Quarter of the Northeast Quarter of Section 33, Township 94 North, Range 21 West of the 5th P.M., Cerro Gordo County, Iowa, and more particularly described as follows: Beginning at the East Quarter Corner of said Section; thence North 89°27'27" West, 577.00 feet along the South line of said Quarter-Quarter Section; thence North 00°25'48" East, 466.00 feet; thence South 89°27'27" East, 577.00 feet to the East Line of said Quarter-Quarter Section; thence South 00°25'48" West, 466.00 feet along said East Line to the Point of Beginning. Containing 6.17 acres, including 0.64 acre of Jonquil Avenue Right-of-Way, subject to any easements recorded or unrecorded. This Resolution shall be in full force and effect from and after its passage. Motion passed unanimously.

Watts moved with Latham, to **sign Fiscal Agent Agreement between the Cerro Gordo, Hancock, and Worth Early Childhood Area Board**. Motion passed unanimously.

Latham moved with Watts seconding, to **sign Purchase Agreement on Property at 130 2nd St NW, Mason City.** Motion passed unanimously.

Latham moved with Watts seconding, to adjourn at 10:35 a.m.

Various tabulations, reports, correspondence and other documents that were presented at today's meeting are placed on file with the supplemental minutes.

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Chairman Casey M. Callanan  
Board of Supervisors

ATTEST:

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Becky Kirchgatter, Deputy County Auditor  
Cerro Gordo County