

PROCEEDINGS OF THE BOARD OF SUPERVISORS  
October 16, 2023

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

Chairman Callanan convened the meeting at 10:00 a.m.

Watts moved with Meacham Ginapp seconding, to approve today's agenda and the minutes for the October 9, 2023 regular session. Motion passed unanimously.

Public comment session was held.

Watts moved with Meacham Ginapp seconding, to approve claims. Motion passed unanimously.

Watts moved with Meacham Ginapp seconding, to approve payroll register for period ending 10/07/2023. Motion passed unanimously.

Watts moved with Meacham Ginapp seconding, to authorize Rodney McKinney to conduct field review on the following drainage district:

Work Order Number	2023100901
Drainage District:	30
Reported By:	Donald Buseman
Problem:	Sinkhole

Motion passed unanimously.

Meacham Ginapp moved with Watts seconding, to adopt Resolution 2023-93, WHEREAS, it is desired to transfer monies from the Rural Services Fund to the Secondary Roads Fund; and, WHEREAS, it is desired to transfer monies from the American Rescue Plan Fund to the Secondary Roads Fund; and, WHEREAS, it is desired to transfer monies from the General Basic Fund to the Public Health Fund; and, WHEREAS, said operating transfers are in accordance with Section 331.432, Code of Iowa; and, NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Cerro Gordo County, Iowa, as follows:

The sum of One million three hundred thousand and 00/100 (\$1,300,000.00) dollars is ordered to be transferred from the Rural Services Fund to the Secondary Roads Fund, effective October 16. (Transfer #1428)

The sum of Nine hundred fifty thousand and 00/100 (\$950,000.00) dollars is ordered to be transferred from the American Rescue Plan Fund to the Secondary Roads Fund, effective October 16, 2023. (Transfer #1429)

The sum of One million two hundred thirty-six thousand four hundred seventeen and 00/100 (\$1,236,417.00) dollars is ordered to be transferred from the General Basic Fund to the Public Health fund, effective October 16, 2023. (Transfer #1430)

The Auditor is directed to correct his books accordingly and to notify the Treasurer of this operating transfer. Motion passed unanimously.

Watts moved with Meacham Ginapp seconding, to approve the Clerk's Monthly Report of Fees. Motion passed unanimously.

Meacham Ginapp moved with Watts seconding, to approve the Auditor's Quarterly Report of Fees. Motion passed unanimously.

Watts moved with Meacham Ginapp seconding, to approve Consulting Agreement for Jail Replacement of Jail Automated Control System. Motion passed unanimously.

Meacham Ginapp moved with Watts seconding, to authorize the Sheriff to sign Amendment #16 to Food Service Contract with Summit Food Service, LLC. Motion passed unanimously.

Chairman Callanan opened the public hearing on Change of Zone for Grey at 10:05 a.m.

Watts moved with Meacham Ginapp seconding, to close the public hearing. Motion passed unanimously.

Watts moved with Meacham Ginapp seconding, to adopt Resolution 2023-94, 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 William R. Grey & Janet M. Grey, 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:

A parcel of land located in the Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) of Section 6, Township 96 North, Range 22 West of the 5<sup>th</sup> P.M., Cerro Gordo County, Iowa as described in the Plat of Survey dated August 11, 2023 and recorded on August 15, 2023 with the Cerro Gordo County Recorder's Office as Document No. 2023-4086. Motion passed unanimously.

Watts moved with Meacham Ginapp seconding, to approve and sign final building plans with Atura Architecture. Motion passed unanimously.

Meacham Ginapp moved with Watts seconding, to set bid letting date for November 16, 2023. Motion passed unanimously.

Meacham Ginapp moved with Watts seconding, to adopt Resolution 2023-95, WHEREAS, the City of Mason City, Iowa (the "City") has begun the process of adding territory to its Mason City Unified Urban Renewal Area (the "Urban Renewal Area"), pursuant to Chapter 403 of the Code of Iowa; and WHEREAS, the property which is proposed to be added to the Urban Renewal Area is located outside the city limits, such property being described on Exhibit A hereto (the "Property"); and WHEREAS, in accordance with paragraph 4 of Section 403.17 of the Code of Iowa, a city may exercise urban renewal powers with respect to property which is located outside but within two miles of the boundary of that city, but only if the city obtains the consent of the county within which such property is located; and WHEREAS, the City Council of the City has requested that the Board of Supervisors of Cerro Gordo County, Iowa ("Cerro Gordo County") adopt this resolution giving its consent that the City may exercise urban renewal powers with respect to the portions of the Property lying within two miles of the incorporated city limits; and NOW, THEREFORE, it is hereby resolved by the Board of Supervisors of Cerro Gordo County, Iowa, as follows: Section 1. The Cerro Gordo County Board of Supervisors hereby gives its consent that the City of Mason City may exercise urban renewal powers pursuant to Chapter 403 of the Code of Iowa with respect to the Property situated in Cerro Gordo County and outside the incorporated boundaries of the City. Section 2. This Resolution shall be deemed to meet the statutory requirements of paragraph 4 of Section 403.17 of the Code of Iowa and shall be effective immediately following its approval and execution.

EXHIBIT A

PROPERTY DESCRIPTION

SOUTHWEST ANNEXATION (CERRO GORDO COUNTY)

All that part of the East Half (E1/2) of the Southwest Quarter (SW1/4) of Section Twenty (20), Township Ninety-six (96) North, Range Twenty (20) lying West of the right-of-way of the Union Pacific Railroad (formerly the Chicago, Rock Island and Pacific Railroad, formerly the St Paul and Des Moines Railroad Company) and also the East 166 feet of the West Half of the Southwest Quarter (SW1/4) of Section Twenty (20), West of the Fifth P.M., subject to highways.

AND

The East Sixty-five (65) feet of the South Sixty (60) feet of the Southeast Quarter (SE1/4) of Section Nineteen (19), Township Ninety-six North (T-96N), Range Twenty West (R-20W) of the Fifth Principal Meridian, Cerro Gordo County, Iowa

AND

The East Fifty (50) feet of the Northeast Quarter (NE1/4) of Section Thirty (30), Township Ninety-six North (T-96N), Range Twenty West (R-20W) of the Fifth Principal Meridian, Cerro Gordo County, Iowa lying West of the Easterly ROW line of the Union Pacific Railroad.

AND

All that part of the Northwest Quarter (NW1/4) OF Section Twenty-nine (29), Township Ninety-six North (T-96N), Range Twenty West (R-20W) of the Fifth Principal Meridian, Cerro Gordo County, Iowa lying North of the Northerly Right-of-Way (ROW) line of relocated U.S.

Highway No. 18 (a.k.a. Avenue of the Saints) and West of the Easterly ROW line of the Union Pacific Railroad. AND

The entire right-of-way of Nettle Avenue between the north right-of-way line of 240<sup>th</sup> Street in Cerro Gordo County (also known as 43<sup>rd</sup> Street SW within the city limits of Mason City) and the city limits of Mason City. EXCEPT that part of the NW1/4 of said Section 29 and the NE1/4 of said Section 30 as described and depicted in the Plat of Survey on file at the Cerro Gordo County, Iowa Recorders Office in Document Number 2013-423. LARK AVENUE PARCEL (CERRO GORDO COUNTY) THE WEST HALF 1/2 OF THE SOUTHWEST QUARTER (1/4) OF SECTION TWELVE (12), TOWNSHIP NINETY-SIX NORTH (T-96N), RANGE TWENTY-ONE WEST (R-21W) OF THE FIFTH PRINCIPAL MERIDIAN, IN CERRO GORDO COUNTY, IOWA.

AND

ALL OF THE RIGHT OF WAY OF IOWA HIGHWAY 122, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SAID IOWA HIGHWAY 122, WHICH POINT IS ON THE CITY LIMITS OF THE CITY OF MASON CITY AND WHICH POINT IS ALSO ON THE SOUTHEAST CORNER OF SEDARS AUTO PARK, AN ADDITION TO MASON CITY, IOWA, RECORDED AS DOC. NO. 1998-6553 IN THE OFFICE OF THE RECORDER OF CERRO GORDO COUNTY IOWA; THENCE WEST ALONG SAID NORTH RIGHT-OF-WAY LINE OF IOWA HIGHWAY 122 TO THE CENTERLINE OF LARK AVENUE; THENCE SOUTH ALONG SAID CENTERLINE OF LARK AVENUE TO A POINT PARALLEL TO THE SOUTH RIGHT-OF-WAY LINE OF SAID IOWA HIGHWAY 122; THENCE EAST ALONG SAID RIGHT-OF-WAY LINE OF SAID IOWA HIGHWAY 122 TO THE CITY LIMITS OF MASON CITY; THENCE NORTH ALONG SAID CITY LIMITS OF MASON CITY TO THE POINT OF BEGINNING. Motion passed unanimously.

County Engineer Billings provided an update.

Watts moved with Meacham Ginapp seconding, to adjourn at 10:17 a.m. Motion passed unanimously.

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

Chairman Casey M. Callanan  
Board of Supervisors

ATTEST:

Adam V. Wedmore, Auditor  
Cerro Gordo County