

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

January 2, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley, Primmer, and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Primmer seconded: To authorize signature regarding Middle Cedar Watershed letter requesting NRCS software licensing. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Rick Primmer as the chairman of the board of supervisors for 2018. Motion carried.

Bierschenk moved/Primmer seconded: To appoint Todd Wiley as the vice-chairman of the board of supervisors for 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve the minutes of December 26, 2017. Motion carried.

Wiley moved/Bierschenk seconded: To add members to the E-911 Board that was originally passed in 1989. Add the Cities of Belle Plaine, Van Horne, Fairfax, Luzerne, La Porte City and the Benton County EMA Director as a voting member, and also appoint the Area Ambulance Service as a non-voting member to the E-911 Board. Motion carried.

Wiley moved/Bierschenk seconded: To replace Randy Forsyth with Ron Tippett as the Benton County Board Representative on the E-911 Board. Motion carried.

Wiley moved/Bierschenk seconded: To re-appoint Nancy Jensen, Steve Thompson and Larry Koster, and to add Dan Kaestner to the Benton County Zoning Commission. Motion carried.

Wiley moved/Bierschenk seconded: To re-appoint Dan LaGrange, and to appoint Wendy Michel to the vacancy on the Health Board. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Ben Bonar as Weed Commissioner for 2018. Motion carried.

Wiley moved/Bierschenk seconded: To re-appoint Calvin Walters and Kathy Chamberlain and to appoint Wayne Siela to the Integrated Roadside Vegetation Management Committee. Motion carried.

Wiley moved/Bierschenk seconded: That the general schedule for regular meetings of the board of supervisors will be each Tuesday throughout the year at 9:00 a.m. This schedule is general in nature and may be altered at any time throughout the year, including but not limited to the lack of agenda items, courthouse closings, meeting conflicts, or for any reason. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/ Bierschenk seconded: To adopt Resolution #18-1, Construction Evaluation. Motion carried.

**RESOLUTION # 18-1
CONSTRUCTION EVALUATION RESOLUTION**

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2018 and January 31, 2019 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BENTON COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Signed this 2nd day of January 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To designate the official newspapers for Benton County for 2018 as The Star Press Union, The Cedar Valley Times, and The Vinton Eagle. Motion carried.

Bierschenk moved/Wiley seconded: To keep all the current supervisors as appointed members to their respective boards the same for 2018 as was in 2019 with the exception to add Hayley Rippel as alternate to the Heartland Insurance Risk Group. Motion carried.

Wiley moved/Bierschenk seconded: To appoint the following members to East Central Iowa Council of Governments' Boards. Motion carried.

BOARD OF DIRECTORS:

Kathleen Van Steenhuyse

Dave Fish

Todd Wiley

Rick Primmer and Gary Bierschenk, Alternates

REVOLVING LOAN FUND COMMITTEE

Kate Robertson

REGION 10 PASSENGER TRANSPORTATION ADVISORY COMMITTEE

Carol Zander

REGION 10 TRANSPORTATION TECHNICAL ADVISORY COMMITTEE

Myron Parizek

REGION 10 REGIONAL TRAILS ADVISORY COMMITTEE

Mark Pingnot

REGION 10 TRANSPORTATION POLICY COMMITTEE

Todd Wiley

Wiley moved/Bierschenk seconded: To re-appoint Ben Vierling as the Heartland Safety Coordinator. Motion carried.

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Wiley moved/Bierschenk seconded: To appoint the following persons to the Benton County Eminent Domain for 2018. Motion carried.

EMINENT DOMAIN

Licensed Real Estate Sales Person or Real Estate Broker

Denise Weeda
 Danny Kaestner
 Gloria Feuerbach
 Shannon Feuerbach
 Carmie Behrens
 Wayne Siela
 Marion Schminke

Persons Having Knowledge of Property Values by Reason of Occupation

Roger Schlarbaum
 Carol Goodchild
 Jeff Geiger
 Dave Coulter
 Harold Knaack Jr.
 Melissa McBride
 Kristina Kremer

Owner-Operator Agricultural Property

Bonnie Sanders
 Elaine Harrington
 David Rhinehart
 John Elwick
 Wayne Riley
 Todd Hennings
 Brenda Schanbacher

Owners of City or Town Property

Darold Sindt
 Jeff Kelly
 Kathy Van Steenhuyse
 Janice Eldred
 Larry Weeda
 Connie Ogier
 Gary Benson

Bierschenk moved/Wiley seconded: To appoint Wayne Shannon, Dick Duncalf, Deb Christianson and Martha Long to the Pioneer Cemetery Commission. Motion carried.

Bierschenk moved/Wiley seconded: To appoint Jerry Michael as Benton County Civil Rights Coordinator. Motion carried

Wiley moved/Bierschenk seconded: To appoint Randy Scheel to the Benton County Conservation Board. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Dave Fish, Jennifer Miller, Marlyn Jorgensen, Leslie Carlholm, and Donald Knaack to the Benton County Development Group Board. Motion carried.

Bierschenk moved/Wiley seconded: To re-appoint the following persons to the Benefited Fire Districts for three-year terms. Motion carried.

Van Horne Benefited #1 – Dean Werner
 Keystone Benefited #2 – Jeff Kromminga
 Newhall Benefited #4 – Duane Rinderknecht
 Ben-Linn Benefited #3-#5 – Allan Schanbacher

Wiley moved/Bierschenk moved: To appoint Myron Parizek to be the 2018 County Engineer. Motion Carried.

Bierschenk moved/Wiley seconded: To authorize chair to sign final IDOT contract construction progress voucher with Iowa Bridge & Culvert, LC for project BROS-CO06 (101-5F-06) for \$10,138.69. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To adopt Resolution #18-2. Motion carried.

RESOLUTION #18-2

AUTHORIZING THE BENTON COUNTY AUDITOR TO ISSUE CHECKS AND SIGN ACH AGREEMENTS FOR 2018

WHEREAS: Iowa Code §331.506 sets forth the auditor's duties relative to the issuance of checks; and

WHEREAS: Iowa Code §331.506(3) allows the auditor to issue checks under the authority of the Board of Supervisors without prior approval, and

WHEREAS: Benton County conducts part of this activity through the use of ACH deposits and other electronic means; and

WHEREAS: It is necessary for the auditor to have the authority to execute agreements on behalf of Benton County when necessary to allow for the use of electronic banking, including but not limited to ACH deposits, and other financial activities, and

NOW BE IT RESOLVED that the Board of Supervisors hereby authorizes the auditor and/or her designee to issue checks in accordance with Iowa Code Section 331.506 and specifically Iowa Code Section 331.506(3).

IT IS RESOLVED that the Benton County Auditor and/or her designee is hereby authorized to execute all necessary agreements on behalf of Benton County for the purposes of ACH deposits and other financial activities of Benton County.

IT IS RESOLVED that this authority may be amended from time to time by resolution of the Board of Supervisors.

IT IS RESOLVED that this authority is granted beginning this date and shall remain in effect until revoked by the Board of Supervisors.

Signed this 2nd day of January 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To adopt Resolution #18-3. Motion carried.

RESOLUTION #18-3 AUTHORIZING THE BENTON COUNTY TREASURER TO SIGN ACH AGREEMENTS FOR 2018

Whereas: Iowa Code 331.552(29) sets forth the treasurer's duties relative to the issuance of direct deposits of tax revenue, special assessments, and other moneys collected for each tax-certifying or tax-levying public agency in the county; and

Whereas: Benton County conducts part of this activity through the use of ACH deposits and other electronic means; and

Whereas: It is necessary for the treasurer to have the authority to execute agreements on behalf of Benton County when necessary to allow the use of electronic banking, including but not limited to ACH deposits, and other financial activities; and

IT IS RESOLVED that the Benton County Treasurer and/or her designee is hereby authorized to execute all necessary agreements on behalf of Benton County for the purpose of ACH deposits and other financial activities of Benton County. **IT IS RESOLVED** that this authority may be amended from time to time by resolution of the Board of Supervisors.

IT IS RESOLVED that the authority is granted beginning this date and shall remain in effect until revoked by the Benton County Board of Supervisors.

Signed this 2nd day of January, 2018.

Rick Primmer, Chairman

Todd Wiley

ATTEST:

Gary Bierschenk

Hayley Rippel, Benton County Auditor

Discussion about engaging with an architect for debt service projects was had. The chair advised both Wiley and Bierschenk to make some phone calls and set it up.

Wiley moved/Bierschenk seconded: To appoint John Stiegelmeier to the Airport East Iowa Zoning Board. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Robert Spangler and Jeff Young to the Benton County Historic Preservation Commission. Motion carried.

Wiley moved/Primmer seconded: To authorize Gary Bierschenk to sign USDA Farm Service Agency documents on behalf of Benton County. Motion carried.

Bierschenk moved/Wiley seconded: To authorize the chair to sign statement of non-issuance of certificate of occupancy for 2018. Motion carried.

The Board moved the meeting to the first floor where the unveiling of the Sheriff Fry memorial Bust was had.

Wiley moved/Bierschenk seconded: To adjourn at 12:10 p.m. Motion carried.

Rick Primmer, Chairman

ATTEST:

Hayley Rippel, Benton County Auditor

January 9, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of January 2, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Tyneal Herger to the Board of Adjustment. Motion carried.

Wiley moved/Bierschenk seconded: Approve payment of checks numbered 225866 through 226001, payroll checks numbered 139873 through 139885, and ACH deposits numbered 33158 through 33287 vendor checks numbered 226002 through 226009. Motion carried.

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Wiley moved/Bierschenk seconded: To appoint Nancy Jensen, Denise Schwab, Bryce Brecht, Tracy Seeman and Jennifer Zahradnik to the Solid Waste Commission. Motion carried.

Discussion on the upcoming open office space at Governor Sherman Building due to the terminated lease agreement between Benton County and Iowa Department of Administrative Services for Targeted Case Management. The termination is effective February 28, 2018. No action was taken.

Abby Michael and Gwen Bramlett-Hacker, with the Riverview Center, presented a budget request of \$5,000 to the Board. They provided an overview of what they can do to ensure survivors of sexual assault in Benton County are aware of the confidential advocacy and therapy services available free of cost. They have been active for 25 years in the State of Iowa.

Wiley moved/Bierschenk seconded: To approve and accept the 2017 Weed Commissioner's Report. Motion carried.

Supervisor Wiley reported that Shive-Hattery will be touring the old DHS Building on Wednesday January 10, 2018 at 1:00. They were very responsive to the inquiry. Bierschenk gave his update from the results of his tour with Novak Design Group.

Discussion about how many departments and the number of employees that would possibly occupy the redesigned office space. Open areas, break rooms & restrooms is also important for them to provide their estimates accordingly.

Wiley moved/Bierschenk seconded: To appoint Rick Primmer to the DECAT committee. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Mitch McDonough to ECICOG Region 10 Transportation Committee. Motion carried.

Bierschenk moved/Wiley seconded: To appoint Michael Silhanek to the Veteran's Commission. Motion carried.

Wiley moved/Bierschenk seconded: To approve General Assistance Quarterly Report ending December 31, 2017. Motion carried.

Wiley moved/Bierschenk Seconded: To approve Auditor's Quarterly Report ending December 31, 2017. Motion carried.

Bierschenk moved/Wiley Seconded: To approve Sheriff's Quarterly Report ending December 31, 2017. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

January 10, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 1:00 p.m. *Unless otherwise noted, all actions were approved unanimously.*

Tour of the old DHS building along with the architect from Shive-Hattery.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

January 16, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution #18-04, BPTC Tax Credits for 2016 Assessment. Motion carried.

RESOLUTION #18-04

APPROVAL AND DISAPPROVAL OF BUSINESS PROPERTY TAX CREDITS FOR THE 2016 ASSESSMENT

WHEREAS, Iowa enacted SF295 establishing a business property tax credit; and

WHEREAS, the legislation requires property owners to apply for the credit; and

WHEREAS, the board of supervisors is required to allow or disallow the credit based on the requirements of the legislation; and

WHEREAS, the sign-up period has past and the assessor has provided a list of those applying for said credit; and

WHEREAS, the assessor has recommended allowance or disallowance based on the classification and/or use of the property,

IT IS FURTHER RESOLVED that the nineteen (19) new applications for the 2016 assessment year Business Property Tax Credit filed with the assessor on or before July 1, 2016 are allowed.

IT IS FURTHER RESOLVED that the twenty-two (22) applications for the 2016 assessment year Business Property Tax Credit that were re-filed with the assessor on or before July 1, 2016, due to changes in ownership or other matters, are allowed.

IT IS FURTHER RESOLVED that the removal of twenty-one (21) applications due to change in ownership or other matters is hereby approved.

It IS FURTHER RESOLVED that notice be made to the denied application and that all applications be filed in the office of the assessor.

Signed this 16th day of January 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve Resolution #18-05, BPTC tax credits for the 2017 Assessment. Motion carried.

RESOLUTION #18-05

APPROVAL AND DISAPPROVAL OF BUSINESS PROPERTY TAX CREDITS FOR THE 2017 ASSESSMENT

WHEREAS, Iowa enacted SF295 establishing a business property tax credit; and

WHEREAS, the legislation requires property owners to apply for the credit; and

WHEREAS, the board of supervisors is required to allow or disallow the credit based on the requirements of the legislation; and

WHEREAS, the sign-up period has past and the assessor has provided a list of those applying for said credit; and

WHEREAS, the assessor has recommended allowance or disallowance based on the classification and/or use of the property,

IT IS FURTHER RESOLVED that the fifty (50) new applications for the 2017 assessment year Business Property Tax Credit filed with the assessor on or before July 1, 2017 are allowed.

IT IS FURTHER RESOLVED that the fifty-three (53) applications for the 2017 assessment year Business Property Tax Credit that were re-filed with the assessor on or before July 1, 2017, due to changes in ownership or other matters, are allowed.

IT IS FURTHER RESOLVED that the removal of sixty-two (62) applications due to change in ownership or other matters is hereby approved.

IT IS FURTHER RESOLVED that notice be made to the denied application and that all applications be filed in the office of the assessor.

Signed this 16th day of January 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To approve minutes of January 9, 2018 and January 10, 2018. Motion carried.

Kate Robertson, Benton Development Group along with Nicole Erickson, Vice President of finance with Frontier-Co-Op presented an update on the Frontier Co-op Expansion Project. They are adding an innovation center at the Norway property, and also a new storage warehouse for flammable liquids. They brought the needed documentation to continue moving forward with Benton County's support in an approximate amount of \$164,250 in the form of an Industrial Property Tax Exemption to be spread out over 5 assessment years.

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Wiley moved/Bierschenk seconded: To adopt Resolution #18-06, Frontier Co-Op Application to IEDA Jobs program. Motion carried.

RESOLUTION #18-06

A RESOLUTION OF THE BENTON COUNTY BOARD OF SUPERVISORS APPROVING THE APPLICATION OF FRONTIER CO-OP TO THE IOWA ECONOMIC DEVELOPMENT AUTHORITY HIGH QUALITY JOBS PROGRAM

WHEREAS, the Benton County Board of Supervisors has received a request by Frontier Co-op to approve and submit an application to the State of Iowa for the High-Quality Jobs Program.

WHEREAS, the programs were established to promote Economic Development and Job Creation in the State of Iowa, and

WHEREAS, the Benton County Board of Supervisors supports activities which promote and facilitate Economic Development within Benton County; and

WHEREAS, Frontier had indicated they will:

1. Create two new full-time, or career positions.
2. Provide comprehensive health benefits to its employees.
3. Make a capital investment of approximately \$3,180,000

NOW, THEREFORE, BE IT RESOLVED by the Benton County Board of Supervisors:

- a. The Benton County Board of Supervisors approves the application of Frontier Co- Op for the purpose of receiving benefits from the High-Quality Jobs Program.
- b. The Benton County Board of Supervisors approves the local match policy requirement of the Iowa Economic Development Authority and approves a local match in the approximate amount of \$164,250 in the form of the Industrial Property Tax Exemption (427B).
- c. The Benton County Board of Supervisors authorizes the Benton County Auditor/ Clerk to take such further actions as deemed necessary in order to carry into effect the provisions of this Resolution.

Signed this 16th day of January, 2018.

Rick Primmer, Chairman

Todd Wiley

ATTEST:

Gary Bierschenk

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To authorize the chair to sign the economic development assistance contract #18-TC-021 by Frontier Natural Products Co-op, Benton County and the Iowa Economic Development Authority. Motion carried.

Wiley moved/Bierschenk seconded: To authorize the chair to sign the sponsored business financial assistance application with the Iowa Economic Development Authority, regarding Frontier Co-op as the applicant and Benton County as the sponsor. Motion carried.

Laurie Worden and Laura Miner with Kirkwood Workplace Learning Connection met with the Board to give them a presentation to update on their resources and to build awareness of existing programs already in place and also ways to improve learning environments for Benton County students. The FY 19 budget request is \$2,566, based on .10 per capita based on the 2015 population census.

The time of 9:30 a.m. having arrived, and this being the time and date for a land use hearing for John and Candace Dennis in part of the E1/2 NE of 2-82-9. John and Candace Dennis were both present, no media and no other members of the public present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Dennis would like to propose a change in 2 acres for a single family dwelling. This site will need a new septic and will be able to hook up to the rural water across the road. There were no opinions heard

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against the request after notifying the required adjacent land owners, 2 of which were relatives. Hearing no other further comments the public hearing was closed.

Bierschenk moved/Wiley seconded: To approve the request for the land use change from agricultural to non-agricultural for John and Candace Dennis in part of the E1/2 NE of 2-82-9. Motion carried.

Carrie Koelker, Executive Director of Eastern Iowa Tourism provided an annual update and also explained what is included in their \$500 FY19 budget request.

Michael Mollenhauer along with Aaron Davis, architect from Shive-Hattery presented their update after touring the old DHS building. The cost for a single-story new building would be \$150-\$170 per square foot, and \$260 for a two-story. They went over the different ADA requirements regarding elevators and such. Their recommendation was to repurpose the building, or tearing it down and building new. They listed concerns about the existing roof, security and other things vs the positives. The county owns the building and a new building would mean long-term savings. The proximity of the courthouse was also a positive.

Wiley moved/Bierschenk seconded: To adopt a Policy for Security Related Information, recommended by the Security Committee. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Alan Michael and replace Gloria Feuerbach with Scott Schlarbaum to the Licensed Real Estate Persons named to the Eminent Domain. Motion carried.

Bierschenk moved/Wiley seconded: To approve 36 hours of vacation carryover for Myron Parizek to be used by April 1, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)a. Motion carried at 10:30 a.m.

Wiley moved/Bierschenk seconded: To enter back into open session at 10:46 a.m. Motion carried. No action taken.

Novak Design Group was unable to attend due to illness, so will be rescheduled for a later meeting.

Adam Rodenberg, presented the 2019 estimated Watershed Management budget. Rodenberg estimated 4.9 million, this is all based off grant proposal amounts. Benton County is the Fiscal Agent. Discussion about purchasing a vehicle vs paying mileage was an option to check into.

Wiley moved/Primmer seconded: To approve and sign software agreement and schedule A forms with Agren Tools and Benton County. Motion carried.

A recess for lunch at 11:35 p.m.

Reconvened at 1:00 p.m.

The Board met with the following departments throughout the afternoon for their FY 19 Budget requests: Maintenance, Land Use / Health Department, Treasurer, Recorder and Relief/Mental Health.

Wiley moved/Bierschenk seconded: To approve Treasurer's Semi-Annual Report. Motion carried.

Wiley moved/Bierschenk seconded: To approve Recorder's Quarterly Report ending December 31, 2017. Motion carried.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

January 23, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve minutes of January 16, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payment of checks numbered 226010 through 226154, payroll checks numbered 139886 through 139896, and ACH deposits numbered 33288 through 33421 vendor checks numbered 226155 through 226161. Motion carried.

Wiley moved/Bierschenk seconded: Approve quotes from Schumacher Elevator in the amount of \$4,891.00 for the courthouse elevator updates needed to be code compliance. Motion carried.

Bierschenk moved/Wiley seconded: To approve Class B liquor license for Watkins Community Athletic Association. Motion carried.

Wiley moved/Bierschenk seconded: To approve fireworks permit applications for Chuck Yedlik for the following dates: February 3, 2018, April 7, 2018, May 26-27, 2018, July 28, 2018 and October 27, 2018. Motion carried.

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Bierschenk moved/Wiley seconded: To approve Resolution #18-7, Hire of Recorder clerk. Motion carried.

RESOLUTION #18-7

APPROVE HIRE OF RECORDER CLERK

WHEREAS, the Benton County Recorder requested and was granted approval to hire a clerk to replace previous deputy Recorder who was performing those duties; and

WHEREAS, the Recorder has advertised and conducted interviews for said position, including all veterans who applied; and

WHEREAS, after careful consideration, the Recorder has recommended that Marla Sutton be hired to fill the position, said hire has been a part-time employee of Benton County since March of 2017 as a part-time passport agent in the recorder office;

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the hire of Marla Sutton as full-time clerk in the Recorder's office at a rate of \$20/per hour and grant the request of 5 days of vacation for 2018, waiving the 6 month requirement be effective immediately, is hereby approved.

Dated 23rd day of January, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To enter into Law Enforcement Contract with the City of Shellsburg, providing 20 hours of coverage a week for the remainder of the current fiscal year at a monthly cost of \$6,110.00, along with notice of a termination letter of said contract to be effective until June 30, 2018 and then will need to be re-negotiated. Motion carried.

Gary Landhauser, with Novak Design Group discussed his opinion regarding the old DHS building. He would like more information to provide an initial cost estimate. Landhauser felt the building was structurally stable, but wasn't promising to be cost effective to renovate. Not adequate restrooms was an issue along with parking and use of the lower level while currently having water issues.

The Board met with the following departments throughout the morning for their FY 19 Budget requests: Department of Human Services, Sheriff, County Attorney and Engineer.

Wiley moved/Bierschenk seconded: To approve and sign the amended Pictometry contract to include the county wide low flight. The additional cost will be split out of the Assessor, Engineer, E-911 and GIS budgets for the next 3 years. Motion carried.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1j). Motion carried at 12:57 p.m.

Wiley Moved/ Bierschenk seconded: To return to open session at 1:50 p.m. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

January 29, 2018

The Benton County Board of Supervisors met in special session at 7:00 p.m. at the Emergency Management Agency office in the Benton County Law Enforcement Center. Supervisor Primmer called the meeting to order with Primmer, Wiley and Bierschenk present.

The purpose of the meeting was to be present during the public hearing on the FY19 Emergency Management Agency budget. The budget hearing was opened with Scott Hansen, agency coordinator, providing detailed information

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concerning the budget. After hearing all comments, the hearing was closed and adopted by the Emergency Management Commission.

Discussion was also had about the duties of the EMA director and possibly the conflict of adding in some of the E-911 duties to said position. Tama County EMA director Mindy Benson discussed what all is involved with such a combined position.

Wiley moved /Bierschenk seconded: To adjourn at 8:30 p.m. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

January 30, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve hire of Katelyn Welper as part-time employee in the Recorder's office at \$12/hour effective January 30, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve minutes of January 23, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve David Carte, as part-time hire for Transportation department at \$13.68/hr effective January 30, 2018. Motion carried.

Budgets discussed throughout the morning were as follows: Transportation, IT/GIS, Conservation and the Auditor/Elections.

Scot Wilkins, Consultant with Benefit Solutions Incorporated pitched to the Board about what their company can do for Benton County regarding HR Administration.

Wiley moved/Bierschenk seconded: To approve Class C Liquor license for Tara Hills Country Club. Motion carried.

Wiley moved/Bierschenk seconded: To authorize the chair to sign amended agreements for the WMA between the County and East Central Iowa Council of Government (ECICOG) for grant administration and the other with University of Iowa Flood Center for sensor modeling. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign annual Historical Report. Motion carried.

Discussed installation of a sign for locating the Juvenile probation and Department of Human Services. No action was taken.

Allison Hicks and Robert Spangler, with Benton County Historical Preservation came in and presented a budget request. They would like to attend the NAPC Forum Conference in Des Moines in July. They also brought up the idea of some projects they could do with historical documents and display in the courthouse.

The Board also discussed the Benton Development Group's letter requesting the same allocation amount as last fiscal year.

Recessed for lunch at 12:15 p.m.

Reconvened at 1:15 p.m.

Wiley moved/Bierschenk seconded: To set the public hearing date of Tuesday March 6, 2018 at 9:30 a.m. for FY 19 Budget. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution #18-8, Elected Officials salaries for FY 19. Motion carried.

RESOLUTION #18-8 ELECTED OFFICIALS' SALARIES

WHEREAS, the Benton County Compensation Board met on January 24, 2018, and recommended increases in the salaries of the elected officials pursuant to Iowa Code Sections 331.905 and 331.907; and

WHEREAS, said recommended increases are as follows:

| <u>Official</u> | <u>FY 2018 (current)</u> | <u>FY 2019 (proposed)</u> | <u>Increase</u> |
|-----------------|--------------------------|---------------------------|-----------------|
| Auditor | \$72,146.53 | \$74,310.93 | \$2,164.40 |
| Treasurer | \$68,229.69 | \$70,276.58 | \$2,046.89 |
| Recorder | \$68,229.69 | \$70,276.58 | \$2,046.89 |
| Attorney | \$101,024.85 | \$105,065.84 | \$4,040.99 |
| Sheriff | \$83,868.67 | \$87,223.42 | \$3,354.75 |
| Supervisor | \$39,000.28 | \$40,170.29 | \$1,170.01 |
| (Chairman) | \$39,000.28 | \$41,170.29 | \$2,170.01 |

NOW THEREFORE BE IT RESOLVED that the Benton County Board of Supervisors adopts the salary recommendations for elected officials for the fiscal year beginning July 1, 2018, as recommended by the Benton County Compensation Board.

Dated this 30th day of January, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

The Board discussed the wages and salaries of county employees not covered by a bargaining unit or deputies of elected officials. Most of the departments already presented their budgets with a 3% increase with a few exceptions. Department heads who were present were given the opportunity to speak up on behalf of their employees.

Wiley moved/Bierschenk seconded: To grant a 3% across-the-board increase to all employees who are not covered by a bargaining agreement or who are deputies of elected officials, except for the following employees who will receive an additional 1%: Joy McGowan; Karen Uthoff and Justin Birker. All voting aye. Motion carried.

The Board recessed from their regular posted meeting, and called the 2:00 p.m. meeting to order for the exchanging of the opening proposals between Benton County's Sheriff Department and Teamsters Union.

Bierschenk moved/Wiley seconded: To adjourn from the special meeting and return to the regular meeting in session.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 2:25 p.m.

Wiley Moved/ Bierschenk seconded: To return to open session at 3:30 p.m. Motion carried. The County Attorney will do what was discussed in closed session and report back next week.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

February 6, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors, Wiley and Bierschenk present. Primmer was absent in person but called in during closed sessions. The meeting was called to order by Co-Chairman Wiley at 8:30 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(c). Motion carried at 8:30 a.m.

Bierschenk moved/ Wiley seconded: To return to open session at 8:55 a.m. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Primmer seconded: To not entertain the settlement offer that was discussed in closed session. Motion carried.

Bierschenk moved/Wiley seconded: To approve minutes of January 29, 2018 and January 30, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve Resolution #18-9, Granting variance to Sub-Division. Motion carried.

RESOLUTION #18-9

Variance to the Benton County Subdivision Ordinance

WHEREAS, Benton County adopted the Benton County Subdivision Ordinance #72; and

WHEREAS, said ordinance prohibits the creation of multiple splits within a 40-acre aliquot part; and

WHEREAS, said ordinance sets forth the minimum requirements and improvements for subdivisions created in the unincorporated area of Benton County; and

WHEREAS, a request has been presented to the Board of Supervisors by Jill Ferguson and Timmy Johnson to vary the required provisions in Article IV, Sections 4.01 through 4.05; Article V, Sections 5.01 through 5.07; Article VI, 6.2 through 6.03 and 6.05 (f); and Article VII, Section 7.01 of the ordinance to allow for two additional divisions on a parcel located in the NE ¼ SE ¼ of 2-84-9.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the requirements of Ordinance #72 are hereby varied as stated for the division of real property located in a parcel within the NE ¼ of SE ¼ in section 2-84-9.

Adopted this 6th day of February, 2018.

Todd A. Wiley, Co-Chairman

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

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BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Bierschenk moved/Wiley seconded: To approve Resolution #18-10, Granting variance to Sub-Division. Motion carried.

RESOLUTION #18-10
Variance to the Benton County Subdivision Ordinance

WHEREAS, Benton County adopted the Benton County Subdivision Ordinance #72; and

WHEREAS, said ordinance prohibits the creation of multiple splits within a 40-acre aliquot part; and

WHEREAS, said ordinance sets forth the minimum requirements and improvements for subdivisions created in the unincorporated area of Benton County; and

WHEREAS, a request has been presented to the Board of Supervisors by Becky Beauchamp to vary the required provisions of Ordinance #72 to allow one additional division in part of Parcel A in NW ¼ 18-84-9.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the requirements of Ordinance #72 are hereby varied in its entirety for one additional division of real property located in a part of Parcel A in the NW ¼ in Section 18-84-9, subject to the stipulation that the additional parcel being created will not be allowed to become residential or commercial property at any time in the future.

Adopted this 6th day of February, 2018.

Todd A. Wiley, Co-Chairman

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To approve Resolution #18-11, Granting variance to Sub-Division. Motion carried.

RESOLUTION #18-11
Variance to the Benton County Subdivision Ordinance

WHEREAS, Benton County adopted the Benton County Subdivision Ordinance #72; and

WHEREAS, said ordinance prohibits the creation of multiple splits within a 40-acre aliquot part; and

WHEREAS, said ordinance sets forth the minimum requirements and improvements for subdivisions created in the unincorporated area of Benton County; and

WHEREAS, a request has been presented to the Board of Supervisors by Jodene Ludden to vary the required provisions of Ordinance #72, to allow one additional division on the easterly portion of Lot 1, Ludden First Addition to Benton County, that would allow the existing residential structure to be split and conveyed allowing Bradley and Alycia Ludden all associated rights with ownership.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the requirements of Ordinance #72 are hereby varied in its entirety as stated for the one additional division of real property located within Lot 1, Ludden First Addition to Benton County, located within the SE ¼ in section 10-86-10.

Adopted this 6th day of February, 2018.

Todd A. Wiley, Co-Chairman

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To authorize chair to sign final IDOT pay voucher for \$30,000 on asphalt paving on along E36. Motion carried.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 10:00 a.m.

Bierschenk moved/ Primmer seconded: To return to open session at 3:30 p.m. Motion carried.

Bierschenk moved/Wiley seconded: To have the County Auditor and County Attorney proceed with what was discussed in closed session. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Todd Wiley, Co-Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

February 8, 2018

The Benton County Board of Supervisors met in special session at 6:20 p.m. at the Farm Bureau Office Building in Vinton. Supervisor Wiley called the meeting to order with Supervisor's Wiley and Bierschenk present, Primmer was absent.

Discussion was held on the FY19 county budget, roads, watershed management, landfill, mental health region and other issues.

Bierschenk moved/Wiley seconded: To hire Kremer Appraisals for a commercial appraisal of the Governor Sherman Building. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn at 7:30 p.m. Motion carried.

Todd Wiley, Co-Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

February 13, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley, Primmer, and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes of February 6, 2018 and February 8, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payment of checks numbered 226170 through 226365, payroll checks numbered 139897 through 139922, and ACH deposits numbered 33422 through 33555 vendor checks numbered 226162 through 226169. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign the engineering contract between Benton County and WHKS & Co, for Middle Cedar Watershed Engineering services. Motion carried.

Carol Zander provided the MH/DD budget update, she needed to increase some mileage expenses due to Sarah Wagner traveling to Linn County for additional caseloads 3 days a week. Zander also demonstrated a new Mental Health App that was developed for educating people to recognize signs of mental illness and provide resources and links for treatment.

Wiley moved/Bierschenk seconded: To approve the Veteran Affairs Quarterly Report ending December 31, 2017. Motion carried.

Karen Phelps, Conservation Director and Randy Scheel, Benton County Conservation Board member had some FY19 budget adjustments to discuss. Land Acquisition \$100,000 spending authority for land and discussion about their approved wage increases was had.

The Board opened up the former Department of Human Services building for area businesses who were affected by the downtown fire. The Benton County Title Company and Bob Fischer law offices are temporarily utilizing the empty office space while they are displaced. Both businesses were very thankful for the county being so helpful and cooperative. Discussion on working on a lease agreement, regarding utilities and other expenses. Mark Burch, with the IMT Group who insures both businesses was also present and agreed the details could be worked out within 30 days.

Bierschenk moved/Wiley seconded: To allow the current occupants in the county owned formerly DHS building to make the cosmetic changes necessary for them to conduct business at their own expenses. The lease will be discussed at a later time. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign IDOT Agreement 6-18-STPS-01 (Federal-aid for surface transportation program-STP-S-CO06-(108)—5E-06, twin box culvert on D65. Motion carried.

Ben Bonar provided the Annual Benton County Integrated Roadside Vegetation Management Report and Policy.

Wiley moved/Bierschenk seconded: To approve the annual roadside vegetation management policy. Motion carried.

Wiley moved/Bierschenk seconded: To approve to advertise for seasonal employees for the weed department, truck driver at \$15.45/hr and an intern at \$12.36/hr. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Discussion on the agreement between the Board of Supervisors and the Benton County Board of Health with Virginia Gay Hospital was had. Melissa Smith, Virginia Gay Hospital and Kaitlyn Emrich, Board of Health member along with Barb Greenlee and Assistant County Attorney Brett Schilling were also present. The agreement has not been updated since 1994. The former contract was based on consumer price index increases with each budget year. Kaitlin Emrich explained how this is a three-way agreement between the supervisors, board of health and Virginia Gay Hospital. County Attorney David Thompson joined in by telephone conversation. He felt the contract for services may not be the best financial agreement for the county, and agreed this needs to be looked at for improvements. There has been a new draft written for review and will reflect how public health services are currently being delivered. Melissa Smith said the work in the communities is based on disease prevention, infection control with long-term care facilities, immunizations, disaster recovery and emergency preparedness and other community health development plans. Emrich hoped to see more of a relationship in the future between the Supervisors and Virginia Gay on how they are working to meet the health needs of the county. The board agreed to leave the allocation as is for this fiscal year, but would like this revised for the next budget year and also have updated reports of services periodically presented.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 11:50 a.m.

Bierschenk moved/ Primmer seconded: To return to open session at 12:20 p.m. Motion carried.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

February 13, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley, Primmer, and Bierschenk present. The meeting was called to order at 1:00 p.m. *Unless otherwise noted, all actions were approved unanimously.*

The Supervisors spent the afternoon working on finalizing the FY 19 budget. The board also called Bob Josten, bonds attorney with Dorsey and Whitney, LLP to ask some questions regarding general obligation debt.

Bierschenk moved/Wiley seconded: To set public hearing for General Obligation Debt for March 6, 2018 at 9:15 a.m. Motion carried.

Wiley moved/Bierschenk seconded: To approve Resolution #18-12, General Obligation Building Loan Agreement. Motion carried.

RESOLUTION #18-12

Resolution to fix a date for public hearing on a General Obligation County Building Loan Agreement in an amount not to exceed \$750,000

WHEREAS, Sections 331.402 and 331.441 of the Code of Iowa authorize counties to enter into loan agreements and borrow money for the purpose of paying the cost of acquiring, remodeling and equipping buildings for use by county employees, provided notice is published and a public hearing is held; and

WHEREAS, the Board of Supervisors (the "Board") of Benton County, Iowa (the "County"), proposes to enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$750,000, pursuant to the provisions of Sections 331.402 and 331.441 of the Code of Iowa, for the purpose of paying the costs, to that extent, of acquiring and renovating a building to house County employees; and

WHEREAS, it is necessary to fix a date of meeting of the Board at which it is proposed to take action to hold a public hearing on the Loan Agreement and to give notice thereof;

NOW, THEREFORE, Be it resolved by the Board of Supervisors of Benton County, Iowa, as follows:

Section 1. This Board shall meet on the 6th day of March 2018, on the 2nd floor at the Courthouse, Vinton, Iowa, at 9:15 a.m., at which time and place a hearing will be held on the proposal to enter into the Loan Agreement.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 3. The notice shall be substantially as follows: NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT IN A PRINCIPAL AMOUNT NOT TO EXCEED \$750,000

(GENERAL OBLIGATION COUNTY BUILDING)

The Board of Supervisors of Benton County, Iowa, will meet on the 6th day of March, 2018, at the 2nd Floor in the Courthouse, Vinton, Iowa, at 9:15 a.m. for the purpose holding a public hearing on a proposal to enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$750,000 for the purpose of paying costs, to that extent, of acquiring and renovating a building to house County employees.

The Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402 and 331.441 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections or comments may be filed or made to the proposal to enter into the Loan Agreement. After receiving objections or comments, the Board of Supervisors may determine to enter into the Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

By order of the Board of Supervisors of Benton County, Iowa.

Hayley Rippel
Benton County Auditor

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Dated this 13th day of February, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST:

Hayley Rippel, Benton County Auditor

February 20, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley, Primmer, and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve both sets of the minutes of February 13, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign the amendment 2 to the agreement between Emmons & Olivier Resources, Inc. for Resiliency Grant Number 13-NDRI-002. Motion carried.

Mark Johnson, Deputy Sheriff wanted to discuss the difference in pay schedules and classification between the two categories of employees in the Sheriff office. Certified or non-certified / reserve officers. He wanted to point out that currently there are reserve officers getting paid at more or the same rate as a certified officer. Reserves don't have to attend the academy like the certified officers do. Sheriff Tippet was also present for the discussion, and explained the differences between the positions and duties they perform. These positions are all paid on an hourly basis. Part-time employees are covered under the county handbook, not the union contract. Johnson is here as a spokesperson, and realizes that reserves are a critical aspect of our office, but wanted the board to consider this pay scale. No action was taken, but they are taking steps to correct this at a future meeting.

Wiley moved/Bierschenk seconded: To approve and sign Cyber Security Insurance Renewal with Arthur J. Gallagher RMS Inc. Motion carried.

Wiley moved/Bierschenk seconded: To approve Utility permit for Poweshiek Water Association in Bruce Township. Motion carried.

An update on the buildings affected by the fire was discussed. Both businesses are now renting office space in a county owned building. Things the board wanted to be included in the lease was the main topic. It appears both businesses have settled in.

Mike Schoonover met with the board about tuck-pointing the courthouse, not for contractor reasons, but from a concerned taxpayer standpoint. He is not impressed with spot-pointing, feels that doing it solid would be a better investment for the county. Maybe not all in one fiscal year, but to possibly do a full tuck-pointing job one side at a time, or such as other counties doing it as a maintenance program. He went over the different mortar joints, stones and caulking ways of doing things. Schoonover also pointed out the law enforcement center has some upkeep work to be done as well.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 11:32 a.m.

Bierschenk moved/ Primmer seconded: To return to open session at 12:20 p.m. Motion carried.

Wiley moved/Bierschenk seconded: To allow the sheriff the latitude needed to take action on what was discussed during closed session. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

February 27, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley, Primmer, and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve Resolution #18-14, Amending Resolution #13-21. Motion carried.

RESOLUTION #18-14

Replacing Resolution #13-21 and Resolution #16-85

RESOLUTION WAGES AND BENEFITS FOR PART-TIME EMPLOYEES IN THE BENTON COUNTY SHERIFF'S OFFICE

Part time Corrections Officers, Communications Specialists, Food Service, Deputy Sheriff and Reserve Deputy Sheriff.

WHEREAS, the Benton County Board of Supervisors adopted Resolution #13-21 on March 12, 2013, and amended said resolution on November 1, 2016 with Resolution #16-85; and

WHEREAS, the Benton County Sheriff has requested that said Resolutions be replaced in their entirety, and requested that the wages and benefits for part-time employees within his department be re-established; and

WHEREAS, the Benton County Board of Supervisors believes that establishing the wages and benefits for said employees is necessary to provide for the efficient operations of the department through the hire and retention of qualified employees;

NOW THEREFORE BE IT RESOLVED THAT THE FOLLOWING policies are adopted for the part-time employees in the Benton County Sheriff's Department:

1. Part-time employees shall receive compensation at the rate of 1.5 times their regular hourly rate of pay for hours worked on a holiday or for each hour worked in excess of 40 hours per week. Holidays, for purposes of this section, are as defined in the most current labor contract between Benton County Sheriff's Department, Vinton, Iowa and the Chauffers, Teamsters & Helpers Local Union No. 238, affiliated with the International Brotherhood of Teamsters, Chauffers & Helpers of America.
2. Starting wages per hour shall be the same as a starting full-time employee in their respective job classifications after training, except for part-time office administration employees.
3. Starting wages of part-time office administration employees shall be as agreed on by the Sheriff or his/her designee, and the Benton County Board of Supervisors. Part-time office administration employees are not covered under or subject to Paragraphs 4, 5, 6, 10 and 11.
4. Training Wage: An employee starting out with no experience will start at a wage of \$2.00 per hour less than a first year wage of a full-time employee in their respective job classification. If the trainee has prior experience, the trainee may be started at a higher training wage as agreed upon by the Sheriff or his/her designee, and the Benton County Board of Supervisors.
5. Training wages: All new employees shall complete a 120 days probation period. During that time the wage shall be \$2.00 an hour less than that of the starting full time position. After a trainee has attained some experience in "on the job training", completed the 120 day probation period, but not reached a status that they may work alone and/or obtained all necessary certifications as required of the position, the training wage may be increased \$1.00 per hour. After all training is completed the employee has reached a status that they may work alone, the wage may be moved to that of a starting fulltime employee.
6. Step Raises for: Part time Corrections Officers, Communications Specialists, Food Service, Deputy Sheriff

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

1. An employee must work a minimum of one year and 1,000 hours before being eligible for step raise comparable to that of a full-time employee after one year.
 2. An employee must work a minimum of two years and 2,000 hours comparable to that of a full-time employee after two years.
 3. An employee must work a minimum of seven years and 7,000 hours before being eligible for a step raise comparable to that of a full-time employee after ten years.
 4. An employee must work a minimum of fifteen years and 15,000 hours before being eligible for a step raise comparable to that of a full-time employee after twenty years.
 5. These step raises will not be automatic but will be based on job performance, attendance, and willingness to work requested hours. Any part-time person who fails to actively work within any consecutive six-month period shall lose their accumulated hours towards reaching the 1000 hour requirement set forth above.
7.
 - a. Any part-time employee advancing to a full-time position, with the same job classification shall retain their current wage status.
 - b. Any part-time employee advancing to a full-time position and the job classification is new or different from the current job classification that the employee is filling the wage shall be within the union agreement and agreed upon by the employee the board of supervisors and the Sheriff.
 - c. Part time Employees advancing to fulltime status and the job classification is under the civil service commission are not covered under this agreement.
 8. Part-time employment will not be used for calculations of any other type of benefits for employees going from part-time to full-time.
 9. Part-time employees are not entitled to longevity pay.
 10. Part-time employees shall receive a \$.50 per hour shift differential for night shifts worked after successful completion of training. A night shift for purposes of this section is as defined in the most current labor contract between Benton County Sheriff's Department, Vinton, Iowa and the Chauffers, Teamsters & Helpers Local Union No. 238, affiliated with the International Brotherhood of Teamsters, Chauffers & Helpers of America.
 11. Part-time employees shall receive a \$.75 per hour shift differential for weekend shifts worked after successful completion of training. A weekend shift for purposes of this section is as defined in the most current labor contract between Benton County Sheriff's Department, Vinton, Iowa and the Chauffers, Teamsters & Helpers Local Union No. 238, affiliated with the International Brotherhood of Teamsters, Chauffers & Helpers of America.
 12. A Reserve Deputy (hired on or after February 27, 2018) NOT PART TIME DEPUTY SHERIFF
 1. Reserve Deputy Sheriff is defined in Iowa Code section, 80D. All new employees are subject to a 120 day probation period.
 2. All Reserve Deputy Sheriff training shall be in accordance with Iowa code section 80 D.
 - a. Training shall be paid for by Benton County Sheriff. The reserve officer in training will volunteer the time required to complete the training.
 - b. The Reserve officer in training shall volunteer 80 hours of on the job training.
 - c. A Reserve Deputy Sheriff hired on or after February 27th, 2018 shall be paid under the following terms, A Reserve Deputy in training shall be paid \$2.00 an hour less than that of a full time Deputy Sheriff. After the completion of the required firearms training and 80 hours volunteer time. After the completion of all required Reserve Deputy training the Reserve Deputy Sheriff shall be paid \$1.00 an hour less than that of a starting full time Deputy Sheriff.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

d. After working 500 hours a Reserve Deputy Sheriff may be paid the wage of a starting full-time Deputy Sheriff.

e. After working 1500 hours a Reserve Deputy Sheriff may be paid the wage of a full-time Deputy Sheriff after one year of employment.

f. A Reserve Deputy Sheriff hired on or after February 27, 2018 and has completed the Reserve Officer training prior to employment with Benton County Sheriff may be paid \$2.00 an hour less than the wage of a starting Fulltime Deputy Sheriff starting wage. After the 120 day probation period and the Reserve Officer is able to work alone in accordance with Iowa code section 80D the Reserve Deputy may be paid \$1.00 less than the wage of a starting fulltime Deputy Sheriff. After working 500 hours the reserve Deputy Sheriff may be paid the wage of fulltime starting Deputy Sheriff. After 1500 hours the Reserve Deputy may be paid the wage of a fulltime deputy Sheriff after one year of employment.

This agreement is subject to change with or without notice at the sole discretion of the Benton County Board of Supervisors and the Benton County Sheriff, or his/her designee.

BE IT FURTHER RESOLVED that any prior agreement relative to wages and benefits of part-time employees in the Benton County Sheriff’s Department is repealed upon adoption of this resolution and specifically repeals Resolution #s13-21, and #16-85 in their entirety.

Dated this 27th day of February, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve hiring of Steven John Fish and Tyler Barr as reserve Deputy’s for the Sheriff effective February 27, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve the minutes of February 20, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payment of checks numbered 226373 through 226481, payroll checks numbered 139923 through 139951, and ACH deposits numbered 33556 through 33688 vendor checks numbered 226366 through 226372. Motion carried.

Wiley moved/Bierschenk seconded: To acknowledge resignation from Heidi Schminke from Benton-Iowa County DECAT, and to approve the amended contract as presented. The revised contract will remove Heidi Schminke’s name and leave Erin Monaghan, who will solely finish out the current fiscal year duties. Motion carried.

Bierschenk moved/Wiley seconded: To approve FY19 Family Farm Credit Applications. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve Resolution #18-13, Approving Final Plat of Hidden Meadow Third Addition to Benton County. Motion carried.

HIDDEN MEADOW THIRD ADDITION
BENTON COUNTY, IOWA
RESOLUTION #18-13
APPROVING PLAT

WHEREAS, A PLAT OF HIDDEN MEADOW THIRD ADDITION BENTON COUNTY, IOWA containing six (6) numbered lots, numbered 8 through 13 and lettered Lot C, has been presented to the Benton County, Iowa, Supervisors consisting of the following described real estate: A part of the SE1/4 NE1/4 of Section 34, Township 85 North, Range 9 West of the 5th PM, Benton County, Iowa described as follows:

Beginning at the SW corner of the said SE1/4 NE 1/4; thence N 00°12'18" W along the west line of said SE1/4 NE1/4, 624.52 feet to the SW corner of Hidden Meadow Second Addition; thence N 89°50'53" E along the south line of said Addition, 1231.74 feet to the SE corner of said Addition; thence N 02°19'20 " W along the east line of said Addition and along the east line of Hidden Meadow First Addition, 391.06 feet; thence N-ly along said on an arc of 355.81 feet of a 947.41 foot radius curve to the left having a chord length of 353.72 feet bearing N 16°11'27" W along the east line of said First Addition to the north line of said SE1/4 NE1/4; thence N 88°03'09" E along said north line, 184.60 feet to the NE corner of said SE1/4 NE 1/4; thence S 00 °0 9'18" E along the east line of said SE1/4 NE1/4, 1320.55 feet to the SE corner of said SE1/4 NE1/4; thence S 88°04'08" W along the south line of said SE1/4 NE1/4, 1303.87 feet to the Point of Beginning, containing 19.79 acres, which includes 2.51 acres of road right of way.

WHEREAS, after consideration, the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa and the Ordinances of Benton County, Iowa, and

WHEREAS, the owners have executed and filed a Consent and Dedication for said Plat; and WHEREAS, the Benton County Board of Supervisors find that the plat would be advantageous to Benton County, Iowa.

NOW THEREFORE, BE IT RESOLVED BY THE BENTON COUNTY BOARD OF SUPERVISORS that said Plat of Hidden Meadow Third Addition to Benton County, Iowa will be the same and is hereby acknowledged and approved and accepted on the part of Benton County, Iowa, subject to the following stipulations:

1. Any new driveway will be built to comply with Benton County's driveway resolution dated October 17, 1975, and amended September 4, 1981.
2. Any new private water supply will be constructed with the approval of the Benton County Department of Health.
3. Any private on-site sewage treatments systems will be constructed with the approval of the Benton County Department of Health.

The Benton County Auditor is hereby directed to certify this Resolution Approving Plat and affix the same to said Plat as provided by law.

This resolution passed and approved on the 27th day of February, 2018.

Dated this 27th day of February, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To suspend taxes on parcel #240-16300 per Iowa Code 427.9. Motion carried.

Wiley moved/Bierschenk seconded: To approve Utility permit for Poweshiek Water Association to place utility lines in the right of way along 32nd Ave in Fremont Township. Motion carried.

Wiley moved/Bierschenk seconded: To allow the Engineer permission to attend the NACE conference in Wisconsin April 22-26, 2018.

Discussion about the Engineer pursuing GATR proposals for Mack trucks was had.

Bierschenk moved/Wiley seconded: To approve and authorize signature for the twin box culvert project on D65: STP-S-CO06(108)—5E-06. Motion carried.

Discussion on language for a proposed lease agreement was had between the board and the county attorney for the tenants who are occupying the old DHS building.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(c). Motion carried at 11:00 a.m.

Bierschenk moved/ Primmer seconded: To return to open session at 11:45 a.m. Motion carried.

The board then took a tour of the Transportation Office and was provided an update of that department.

Discussion about ECICOG's grant funding that might be available to apply for by May 2019.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

March 6, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley, Primmer, and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of February 27, 2018, with the Auditor having permission to discuss with the sheriff for clarification of a few areas in Resolution #18-14. Motion carried.

Bierschenk moved/Wiley seconded: To approve out of state election training for Ben Turnis, IT Director. Motion carried.

The time of 9:15 a.m. being the time and place specified for holding a hearing on a proposal to enter into a certain loan agreement in an amount not to exceed \$750,000, related to paying the cost of acquiring and renovating a building to house county employees, the County Auditor reported that no written objections had been placed on file. The chairperson called for any written or oral objections. One member of the media was present. Hearing no comments, the chair declared the public hearing closed. After further discussing the future building and facility needs, the board settled with an amount of \$550,000 for FY 19 general obligation debt.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To adopt Resolution #18-15, intent to authorize a loan agreement and issue bond. Voting aye were Wiley, Bierschenk and Primmer. Nays none. Motion carried.

RESOLUTION #18-15

Resolution expressing intent to authorize a Loan Agreement and issue Bonds in an amount not to exceed \$550,000 and providing for the levy of taxes to pay the same

WHEREAS, Sections 331.402 and 331.441 of the Code of Iowa authorize counties to enter into loan agreements and borrow money for the purpose of paying the cost of acquiring, remodeling and equipping buildings for use by County employees; and

WHEREAS, the Board of Supervisors (the "Board") of Benton County, Iowa (the "County"), has proposed to enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$550,000, pursuant to the provisions of Sections 331.402 and 331.441 of the Code of Iowa, for the purpose of paying the costs, to that extent, of acquiring and renovating a building to house County employees, and has published a notice and held a hearing on that proposal; and

WHEREAS, it is necessary at this time for the Board to express its intent to authorize the loan agreement for the purpose set out above and to express its intent to issue General Obligation County Building Bonds in a principal amount not to exceed \$550,000 (the "Bonds") to be issued in the future in evidence of the obligation of the County under the loan agreement;

NOW, THEREFORE, Be it resolved by the Board of Supervisors of Benton County, Iowa, as follows:

Section 1. The County hereby determines to enter into a General Obligation County Building Loan Agreement in the future, providing for a loan to the County in a principal amount not to exceed \$550,000 for the purpose set forth in the preamble hereof.

Section 2. The County also determines to issue the Bonds at the time such funds are needed.

Section 3. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Bonds, there is hereby ordered levied on all the taxable property in the County a direct annual tax for collection in the fiscal year beginning July 1, 2018, sufficient to produce the amount of \$550,000.

Section 4. A certified copy of this resolution shall be filed with the County Auditor, and the County Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Bonds and for no other purpose whatsoever.

Section 5. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved on March 6, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Auditor

The time of 9:30 a.m. having arrived and this being the time and date for a public hearing on the county's FY19 Budget, the chair opened the public hearing for comment. There were no members of the public present. One member of the media was present, along with the county attorney. There were no comments heard in opposition to the FY19 budget proposal. David Thompson questioned if anything had changed in his budget, Auditor Rippel advised him everything is as

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

he presented it to have. Thompson also questioned if the Historic Preservation Budget had been approved and to think about possible office space for them as well. Rippel answered, nothing has been changed from what was presented other than the Debt Service amount discussed earlier. Hearing nothing further, the chair declared the public hearing closed at 10:05 a.m.

Wiley moved/Bierschenk seconded: To adopt Resolution #18-16, Adopt FY 19 Budget, reducing the debt service amount to \$550,000. Motion carried.

RESOLUTION #18-16 ADOPTION OF THE FY19 COUNTY BUDGET

BE IT REMEMBERED that on this, the 6th day of March 2018, the Board of Supervisors of Benton County, Iowa, met in session for the purpose of holding a public hearing on the proposed budget for fiscal year 2017-18 as filed with the Board. There was present a quorum as required by law. The notice and place of hearing had, according to law and as directed by the Board, been published in the Star Press Union, Cedar Valley Times, and Vinton Eagle, the official newspapers published in Benton County.

The budget was then taken up and considered. The public was provided an opportunity to speak.

The County Compensation Board recommendation for FY19 salaries for elected officials and as set forth and adopted in Resolution #18-8, on January 30, 2018 is included in the FY19 budget.

BE IT FURTHER RESOLVED that a committed fund balance designation of the ending fiscal year fund balance be established for the following purposes:

General Fund - \$16,000 sanitarian vehicle replacement;
 \$95,000 election equipment replacement;
 \$50,000 emergency response;
 \$500,000 infrastructure upgrades;
 \$150,000 Conservation land acquisition and building
 \$16,500 IT upgrades
 \$3,085 Historic Preservation
Rural Services Fund - \$16,000 land use administrator vehicle replacement
EMS Revolving Loan Fund - \$119,353 for emergency services loans
LOSST Fund - \$50,000 for technology upgrades and infrastructure;
 \$234,000 GIS aerial flight;

FURTHER the commitment of fund balances indicates that Benton County prefers to use available financial resources for the specific purposes set forth above, and although committed, the funds are to remain an integral part of the spendable or appropriable resources of Benton County.

The budget as adopted will approve the following property taxes for fiscal year 2018-19 (without gas and electric):

| | |
|------------------------|-------------|
| General Basic | \$4,992,578 |
| General Supplemental | \$1,127,809 |
| Mental Health Services | \$ 184,283 |
| Rural Services Basic | \$2,676,457 |
| Debt Service | \$ 670,316 |

IT IS THEREFORE RESOLVED, by the Benton County Board of Supervisors that the FY19 budget is hereby adopted.

Dated this 6th day of March 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Auditor

Dick Meyer and Dale Seeck, Benton County Fair Board provided an update on projects at the fairgrounds. There has been concrete work to walkways and handicapped accessibility along with their finished cattle barn. They originally asked for \$150,000 from LOSST funds, and received \$123,000 in FY 17, they provided invoices for the auditor to cover the additional approved funding of \$27,000.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

The Engineer reported the cost estimates for a driveway expansion to the Cedar Valley Ranch farm ground would be approximately \$225 and that he would prefer to move the driveway. The board advised Parizek to contact the renter with this information.

Bierschenk moved/Wiley seconded: To approve and authorize signature for the bridge replacement project on 62nd St. in Benton Township: BROS-CO06(106)—8J-06. Motion carried.

Dana Burmeister, Transportation Director and Lexa Speidel, Recorder met with the board to discuss sharing part-time employee Katelyn Welper that was hired part-time in the Recorder's office on January 30, 2018. Transportation would have her work Tuesday and Thursday mornings for approximately 8 hours a week. The times worked where would be reflected on Welper's timesheet for the Auditor's office to process correctly.

Wiley moved/Bierschenk seconded: To approve sharing of part-time employee, Katelyn Welper between the Recorder and Transportation office not to exceed 30 hours/week and keep her pay at \$12 an hour. Motion carried.

The lease for the old Department of Human services was briefly discussed. The county attorney reported that he has been working with the Fischer Law Firm and Benton County Title, concerns included the lengthy of the lease and if the county was to sell that building. He should have something ready for next week.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(c). Motion carried at 11:15 a.m.

Wiley moved/ Primmer seconded: To return to open session at 11:45 a.m. Motion carried.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)a. Motion carried at 11:48 a.m.

Bierschenk moved/ Wiley seconded: To return to open session at 12:20 p.m. Motion carried.

The Board discussed various committee meetings, along with the Governor Sherman Building appraisal information.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

March 9, 2018

The Benton County Board of Supervisors met in special session at 11:00 a.m. at the Conference Room of the Benton County Law Enforcement Center with Supervisors Wiley, Primmer, and Bierschenk present. Primmer called the meeting to order at 11:00 a.m.

The purpose of this meeting was to host a press conference to inform the public about Benton County implementing enhanced courthouse security measures. Chairman of the security committee Sheriff Tippett gave a brief overview of what is to be expected effective Monday, April 2, 2018, the entry to and from the courthouse will be used through the west door only. Upon entry of that door, security officers will conduct a routine security check. Benton County wants the public aware that the decision was made after several months of study by numerous county officials taking into account by recent orders of the Iowa Supreme Court along with numerous grand juries over the past number of years.

There was time allowed for questions from news media and members of the public to ask the county facility committee. After acknowledging that Benton County is among one of the first rural Iowa counties to adopt such measures, Supervisor Primmer stated that one of the main necessary reasons was that we want to be able to keep the judicial system in our county. The County Attorney mentioned that this courthouse is a historic building and this will not affect the looks of the building, but these steps are necessary for making it a safe environment for the public and county employees. Thompson felt new things can be difficult but he feels the public will understand.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

March 13, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley, Primmer, and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes of March 6, 2018 and March 8, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To set land use hearing date of Tuesday April 10, at 9:15 a.m. for Roger and Karen Lough in part of the SE ¼ SE ¼ of 31-82-11. Motion carried

Bierschenk moved/Wiley seconded: To authorize chair to sign 28/E agreement between City of Walford and Benton County Sheriff. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Ben Turnis to the County Facility Security Committee. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Jerry Petermeier, Cedar Valley Ranch Board member met with the board to discuss issues with the Cedar Valley Ranch windows needing some upkeep. The Board told him to seek advice and come back with a cost estimate.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 226490 through 22655, payroll checks numbered 139952 through 139973, and ACH deposits numbered 33689 through 33821 vendor checks numbered 226482 through 226489. Motion carried.

The Auditor informed the Board about a few members on the Eminent Domain that she has become aware that they no longer have an active realtor license. So these members will need to be replaced. With the condemnations along HWY 30, this has been an active subject. The Board advised the Auditor to send out a mailing to the Benton County Realtors and seek replacements.

County Attorney David Thompson updated the Board on the lease status in regards to the old DHS building after he discussed some options with the tenants. At this time, the potential renters are still in limbo waiting to hear from their insurance company. The Board has already waived the first 90 days regardless, and would like to get the lease amount determined and in place before any future plans to list the building for sale.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 10:15 a.m.

Wiley moved/ Bierschenk seconded: To return to open session at 11:02 a.m. Motion carried.

The Engineer discussed land value in Benton County for right of way acquisition. After doing research for land sales and auctions, he felt comfortable with \$8,000 an acre. The board was in agreeance, and reminded him they were only talking a sliver of an acre that we purchase.

Brian Gruhn met with the board to discuss the labor negotiations for the sheriff's department employees and secondary road employees. Gruhn went over the language changes that were to take place, and employee insurance costs.

Wiley moved/Bierschenk seconded: To approve the labor agreement between Benton County Sheriff's Department and Chauffers, Teamsters & Helpers Local No. 238, An Affiliate of International Brotherhood of Teamsters, Chauffers & Helpers of America (Sheriff) starting July 1, 2018, as presented. All members voting aye thereon. Motion carried.

The Board went into an exempt session per Iowa Code 21.9 to discuss matters pertaining to the Secondary Roads Union.

Todd Wiley provided an update on the recent Middle Cedar Watershed meeting that took place. It was for informational purpose to provide options to the land owners regarding the available programs with the grant funding. There is a 25% cost to the landowner with the remaining 75% to be a grant match.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

March 20, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley and Primmer were present, Bierschenk was absent. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Primmer seconded: To approve the minutes of March 13, 2018 with some wording changes regarding the WMA. Motion carried.

Wiley moved/Primmer seconded: To appoint Chief of Vinton Police to the County Facility Security Committee. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Primmer seconded: To approve Resolution #18-17, Amending Resolution # 17-42. Motion carried.

Resolution #18-17, Amending Resolution #17-42
Bank Depositories

WHEREAS, the Benton County Board of Supervisors adopted Resolution #17-42 on June 19, 2017,

WHEREAS, the Treasurer has requested that said Resolution be amended to allow for a bank name change,

NOW THEREFORE BE IT RESOLVED that Resolution #17-42, is hereby amended as follows:

Security State Bank, is now known as Northeast Security Bank;

The remaining resolution, as amended, remains in full force and effect.

Signed this 20th day of March, 2018

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Primmer seconded: To approve purchase of two (2) new Mack cab/chassis heavy duty trucks at the cost of \$109,658.69 each. Motion carried.

Wiley moved/Primmer seconded: To authorize chair to sign Iowa DOT Agreement #2018-C-204 for Hwy 30/21 interchange project. Motion carried.

Wiley moved/Primmer seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

March 20, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley and Primmer were present, Bierschenk was absent. The meeting was called to order at 9:30 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Primmer seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 9:30 a.m.

Wiley moved/ Primmer seconded: To return to open session at 10:30 a.m. Motion carried.

Wiley moved/Primmer seconded: To entertain the actions of what was discussed in closed session. Motion carried.

Wiley moved/Primmer seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

March 27, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Primmer seconded: To approve both sets of the minutes of March 20, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 226663 through 226771, payroll checks numbered 139974 through 14004, and ACH deposits numbered 33822 through 33956 vendor checks numbered 226656 through 226662. Motion carried.

Wiley moved/Bierschenk seconded: To appoint the Assessor or designee to the County Facility Security Committee. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Tami Timm, Dave Wessling and Brian Bierschenk as members to the Eminent Domain. Motion carried.

Wiley moved/Bierschenk seconded: Set public hearing date of Tuesday April 24, 2018 at 9:30 a.m. to amend the FY 18 Budget. Motion carried.

Abby Michael and Kiandra Benson of Riverview Center presented a proclamation to the Board to sign. Riverview Center were here earlier in the year and this will be the first year the Board provided some funding to the service. They currently serve three counties: Linn, Benton and Jones. There is also a 24/7 crisis response available. Jerry Michael spoke up and said this is a new venture for Benton County law enforcement. Riverview center helps with the most difficult investigations possible. The response team consists of local law, local hospitals and clinics along with the county attorney's office but what would be most beneficial is if the local hospital could have a SANE nurse on staff. Having a nurse certified in sexual abuse would really speed up the process and benefit the victims. There was a roomful of those showing support of the proclamation; Sheriff, Deputy Mark Johnson, Vinton Police Chief and Officer Alex Reinert, Urbana Police and also Benton County Detective Jerry Michael.

Bierschenk moved/Wiley seconded: To authorize the chair to sign the Proclamation of Sexual Assault Awareness Month. Motion carried.

PROCLAMATION OF SEXUAL ASSAULT AWARENESS MONTH

Whereas; sexual assault affects women, children and men of all racial, cultural and economic backgrounds; and

Whereas; in addition to the immediate physical and emotional costs, sexual assault may also have associated consequences of post-traumatic stress disorder, substance abuse, depression, homelessness, eating disorders and suicide; and

Whereas; sexual assault can be devastating not only to the survivor, but also for the family and friends of the survivor; and

Whereas; since no one person, organization, agency or community can eliminate sexual assault on their own, We must work together to educate our entire population about what can be done to prevent sexual assault, support victims/survivors and their significant others and support those agencies providing services to victims/survivors.

Now, therefore be it resolved, by the Benton County Board of Supervisors, on behalf of all the staff and citizens of Benton County that the Month of April 2018 is hereby proclaimed as:

"SEXUAL ASSAULT AWARENESS MONTH"

In Benton County and encourages all citizens of the county to learn more about preventing sexual violence. Passed this 27th day of March, 2018.

Rick Primmer, Chairman

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BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Moved/seconded to Approve Resolution #18-18, Changing Employment Status. Motion carried.

RESOLUTION #18-18

CHANGING EMPLOYMENT STATUS OF RICHARD STALLMAN PART-TIME EMPLOYEE TO FULL-TIME EMPLOYEE

WHEREAS, the Benton County Sheriff’s Department has posted positions for a full-time courthouse security officer; and

WHEREAS, Stallman has been employed part-time by Benton County since August of 2005 and has the required state certifications and training; and

WHEREAS, the Sheriff recommended that Stallman have his employment status be changed from part-time to full-time and waive the 120 day probation period.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that Richard Stallman is changed to full-time security officer in the Sheriff’s Department, effective April 2, 2018 with a continuing wage at \$25.64 an hour and his employment benefits will be awarded per union contract.

Dated this 27th day of March, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Janssen Waterproofing came to discuss waterproofing and tuck-pointing needs of the courthouse along with Rick Bramow, Maintenance Supervisors. Randy Janssen provided pictures of Benton County’s courthouse along with other counties for comparison. He went over various treatment options, but agreed the condition of the courthouse was not by any means in a critical state. The Board agreed they would need an RFP, and this would be a possible project to be addressed later. There was some money put into FY 19 Budget for some repair work that is needed to the courthouse along with the Law Enforcement Center.

Wiley moved/Bierschenk seconded: Approve and sign plans for RCB Culvert Replacement Project on 75th Street in Florence Township: BROS-CO06(98)—8J-06. Motion carried.

The County Attorney did not have the lease agreement ready for the old DHS building tenants but thought next week it would be feasible.

Wiley moved/Bierschenk seconded: To enter into closed session at 10:50 a.m. per Iowa Code 21.5(1)j. Motion carried.

Bierschenk moved/ Wiley seconded: To return to open session at 11:30 a.m. Motion carried.

Supervisor Bierschenk provided the update of his recent trip to Washington D.C. with other Iowa County Supervisors to attend a conference. It was cut short due to the weather.

Auditor Rippel reported about the recent Heartland Insurance Risk meeting she attended.

Supervisor Wiley gave a brief update of his time spent at the Regional ASAC board meetings.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

March 29, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 4:30 p.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To enter into closed session at 4:30 p.m. per Iowa Code 21.5(1)k. Motion carried.

Bierschenk moved/ Wiley seconded: To return to open session at 11:30 a.m. Motion carried.

Wiley moved/Bierschenk seconded: To implement the security measures as was discussed in closed session. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

April 3, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve both sets of the minutes of March 27, 2018 and March 29, 2018 with a few corrections. Motion carried.

Marc Greenlee, Land Use Administrator, presented information for the Board to consider relative to a construction permit application made to the Iowa Department of Natural Resources from Austin Schulte for a confined animal feeding operation on his farm. The permit application is for the purpose of constructing a new concrete sand lane and one new earthen manure storage basin for an existing dairy cattle confinement facility. Greenlee reminded the Board that as part of the construction permit evaluation process the Board is to make recommendations to the IDNR as to whether an application should be approved or not. The original basin was constructed in 1992. The application proposes to allow for a new basin that expands his storage capabilities. The existing operation currently consists of 200 head of mature dairy cows and 170 immature dairy heifers in confinement. There is no expansion proposed in the number of animals onsite, therefore, no master matrix is required. Greenlee reported that a public notice of the application was published in the Star Press/Union on March 21, 2018, and that no written comments have been submitted by the public. His review of the project found that the proposed construction meets the requirements as set out in the Law, with one exception, but Mr. Schulte has received a written waiver of distance separation from a neighbor to compensate for that.

Bierschenk moved/Wiley seconded: To recommend approval to the IDNR of the construction permit application for Austin Schulte. All members voting aye thereon. Motion carried.

Wiley moved/Bierschenk seconded: To set up (2) meeting dates for the DNR to provide flood map updates. May 1, 2018 at 1:00 p.m. for city and county officials and 6:00 p.m. open to the public, both to be held at the Sheriff's office conference room. Motion carried.

Wiley moved/Bierschenk seconded: Approve Auditor's Quarterly Report ending March 31, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign FY19 renewal with Employee Benefit Systems Group. Motion carried.

Mindy Fisher, Blairstown EMS presented a quote for a new ambulance and requested the 10% match from LOSST Funds. The Auditor recommended she come back for payment when the purchase is complete and have an official invoice instead of quote to pay from. The Board was in agreement to fund the 10% match.

Rick Bramow and Justin Birker, courthouse maintenance department met with the board to discuss the impact of the new security and what it has on the hours they will be in the courthouse. They can be more flexible and try and dissolve the split shifts but would still get in 8 hours a day, and will always be accessible when courthouse is open. Also other issues were brought up and a safety reminder will be sent out by the Auditor. All departments are to notify the maintenance department in the future anytime work is to be done within the courthouse ahead of time.

Bierschenk moved/Wiley seconded: Approve and sign contract with Henry Adkins for upgrading ADA Election Equipment. Motion carried.

Kate Robertson, BDG and Toni Parizek, Veterans Affairs presented the Board with an overview of what Home Base Iowa Community Incentives they have approved and ready to offer to veterans who relocate within Benton County. There are 27 businesses signed up within the county so far. Two signs per community have been ordered and being processed. Supervisor Primmer would like to see some additional signs for entering Benton County in the future as well. The resolution of support will be sent to the state for approval.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: Approve Resolution #18-19, Home Base Iowa Initiative Support. Motion carried.

RESOLUTION #18-19

SUPPORTING THE HOME BASE IOWA INITIATIVE

WHEREAS, the Office of the Governor of the State of Iowa has launched a public-private partnership called Home Base Iowa Initiative, which is an effort to match military veterans with jobs available across Iowa; and

WHEREAS, the Home Base Iowa initiative consists of two programs, Home Base Iowa Businesses and Home Base Iowa Communities; and

WHEREAS, the Governor is requesting Iowa businesses and communities to promote and support the Home Base Iowa initiative and one of the requirements for Benton County to be a Home Base Community is that the Supervisors adopt this resolution.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors as follows:

Section 1. Benton County hereby proclaims its support for the Home Base Iowa initiative and encourages its residents to take whatever actions are necessary for Benton County to become and continue to be a Home Base Iowa Community.

Section 2. Benton County also encourages Benton County businesses to take whatever actions are necessary to become and continue to be a Home Base Iowa Business.

Section 3. That Benton County is authorized to take such further action as may be necessary to carry out the intent and purpose of this resolution.

Dated this 3rd day of April, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Moved/seconded: To approve hiring of part-time jailer Shelly Lynn Flickinger-Williams in the Sheriff's office at an hourly rate starting at 13.99 an hour through probation period, with a step increase to 14.99 an hour after probation period effective April 3, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve Utility permit for Farmer's Mutual Telephone in section 22 of Benton Township to bury cable for a new residence. Motion carried.

Bierschenk moved/Wiley seconded: To approve Utility permit for Poweshiek Water Association in sections 9 and 16 of Kane Township to bore under 70th Street between 12th and 13th Ave. Motion carried.

Wiley moved/Bierschenk seconded: To approve Utility permit for Interstate Light and Power & Light (Alliant Energy) in section 33 of Eldorado Township to move aerial lines from the west side to east side of road south of HWY 30/HWY 218 intersection. Motion carried.

Wiley moved/ Primmer seconded : To approve the labor contract between Benton County and Public, Professional & Maintenance Employees Local Union 2003 International Brotherhood of Painters & Allied Trades, AFL-CIO (Secondary Roads) for the period July 1, 2018 through June 30, 2020. Motion carried.

Wiley moved/Bierschenk seconded: To go into closed session pursuant to Iowa Code 21.5(1)k. Motion carried at 10:20 a.m.

Bierschenk moved/Wiley seconded: To enter back into open session at 10:45a.m. Motion carried.

Bierschenk moved/Wiley seconded: To approve purchase of what was discussed and presented in closed session. Motion carried.

Wiley moved/Bierschenk seconded: To go into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 10:50 a.m.

Wiley moved/Bierschenk seconded: To enter back into open session at 12:01 p.m. Motion carried.

Upcoming committee meetings were discussed.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

April 6, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 10:30 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Katie Schmit and Tim Johnson with Kingston Life and Health Insurance presented the board its array of services. ISAC Board of Directors recently signed a partnership between ISAC Group Health Program and Kingston Life and Health Consulting. Kingston is an employee benefits brokerage firm specializing in helping employers offer competitive employee benefits programs. Johnson provided a folder with history statistics along with different scenarios regarding Benton County's exposure amounts.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

April 10, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bob Fischer came to the meeting to ask about the lease agreement, what the status was. Supervisor's advised Fischer to follow up with the County Attorney, he will be the one drawing up the legal document.

Wiley moved/Bierschenk seconded: To approve Resolution #18-20, Variance to the Sub-Division Ordinance. Motion carried.

RESOLUTION #18-20

Variance to the Benton County Subdivision Ordinance

WHEREAS, Benton County adopted the Benton County Subdivision Ordinance #72; and

WHEREAS, said ordinance prohibits the creation of multiple splits within a 40-acre aliquot part; and

WHEREAS, said ordinance sets forth the minimum requirements and improvements for subdivisions created in the unincorporated area of Benton County; and

WHEREAS, a request has been presented to the Board of Supervisors by W. Lee Raub, Ricky L. Raub and Joanne Louise Witter to vary the requirements of the ordinance to allow for two non-buildable tracts of land by plat of survey on a parcel located within the SW ¼ SW ¼ of 29-85-12.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the requirements of Ordinance #72 are hereby varied in its entirety for two additional divisions of real property located in the parcel located within the SW ¼ SW ¼ of 29-85-12.

Adopted this 10th day of April, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST: _____
Hayley Rippel, Benton County Auditor

The time of 9:15 a.m. having arrived, the board opened the public hearing on a land use change requested by Roger and Karen Lough. Marc Greenlee presented the technical information in accordance with the Benton County Agricultural Land Use Preservation Ordinance. The change in use is for approximately 2 acres located in part of a 13 acre parcel in the SE1/4 SE ¼ of section 31-82-11. The request is to change the classification to a residential use. The property has an existing driveway that meets requirements, but will be improved. CSR is 30, and this is not in production.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: to approve the request for a land use change from agricultural to non-agricultural use on approximately 2 acres for a residential purpose on a parcel generally described as being located in part of SE ¼ SE ¼ of section 31-82-11. Motion carried.

Wiley moved/Bierschenk seconded: To approve both sets of the minutes of April 3, 2018 and April 6, 2018 with a few corrections. Motion carried.

Larry Andreesen, Benton County Assessor discussed the assessment put on the old DHS building. It will go from exempt back into Commercial taxation due to the county renting to those businesses currently displaced from the downtown fire. The Board was concerned with the assessment being too high on this property. Andreesen will compare other factors and see if it can be more comparable. Otherwise the Board of Review process, they have criteria they would look at if the board wants to dispute it.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 226780 through 226934, payroll checks numbered 140005 through 140020, and ACH deposits numbered 33957 through 34091 vendor checks numbered 226772 through 226779. Motion carried.

Wiley moved/Bierschenk seconded: To approve Integrated Roadside Vegetation Management (IRVM) internship hiring wage of \$13 an hour. Motion carried.

Notification that the 2018 Pictometry flight has begun and they were 40% complete with the planned flight lines. As the imagery is being processed, you can see small amounts of snow along low lying areas. It was agreed, that we will notify Pictometry that we do not feel comfortable with accepting these.

The Engineer discussed the 2018 dust control program provided by secondary roads. The engineer advised that the cost of oil went up some and that the board increase the costs by \$40 to cover the expenses.

Bierschenk moved/Wiley seconded: To approve the cost of MC-70 dust control applied by Benton County Secondary Roads for the summer of 2018 at \$1,040.00 for two applications of 400 feet each. The cost per additional foot is set at \$1.77 per foot for two applications. Dust control permits are to be submitted no later than May 4, 2018. Motion carried

Wiley moved/Bierschenk seconded: To approve IDOT FY19-23 Secondary Road Construction Program. Motion carried.

Wiley moved/Bierschenk seconded: To approve IDOT FY 19 Secondary Road Budget. Motion carried.

Wiley moved/Bierschenk seconded: To approve the Sheriff's Quarterly Report. Motion carried.

Wiley moved/seconded: To approve the Veteran's Affairs Quarterly Report. Motion carried.

Bierschenk moved/Wiley seconded: To approve Treasurer's Quarterly Investment Report ending March 31, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To go into closed session pursuant to Iowa Code 21.5(1)k. Motion carried at 10:56 a.m.

Bierschenk moved/Wiley seconded: To enter back into open session at 11:37a.m. Motion carried.

Bierschenk moved/Wiley seconded: To set public hearing date of Tuesday May 1, 2018 at 9:30 a.m. for a real estate purchase. Motion carried.

Wiley moved/Bierschenk seconded: To go into closed session pursuant to Iowa Code 21.5(1)c. Motion carried at 12:00 p.m.

Wiley moved/Bierschenk seconded: To enter back into open session at 12:41 p.m. Motion carried.

Bierschenk moved/Wiley seconded: To authorize the County Attorney to proceed with what was discussed in closed session. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

April 17, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the April 10, 2018 minutes. Motion carried.

Wiley moved/Bierschenk seconded: To approve General Assistance Quarterly Report. Motion carried.

Wiley moved/Bierschenk seconded: To approve Recorder's Quarterly Report ending March 31, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve use of courthouse lawn for Vinton Car Cruise on Saturday July 14, 2018 between 8:00 a.m. and 10:00 p.m. Motion carried.

Bierschenk moved/Wiley seconded: To hire Kent Buckingham as part-time driver for Transportation at a starting rate of \$13.68 an hour effective April 17, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve and sign mail services agreement for Treasurer's Tax Statements for 2018/2019. Motion carried.

Wiley moved/Bierschenk seconded: To approve tax suspension on parcel #240-02660 pursuant to Iowa Code section 427.9. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Gary Hughes, Grant Writer and Administrator with ECICOG, presented requests for proposals for archaeological services associated with the county's wetland project and also explained the review process. The project comprises the development of watershed improvement practices within the Middle Cedar River Watershed. As part of environmental review, Phase I Archaeological Surveys will be needed where the possibility of unearthing artifact discovery will be pre-determined.

Wiley moved/Bierschenk seconded: Authorized requesting proposals for archaeological services to assist a project awarded funding from the Community Development Block Grant (CDBG) Program through the Iowa Economic Development Authority (IEDA) and publish notice in the paper. Motion carried.

Members of the 2018 Grand Jury met with the board for its annual visit. The County Attorney's office leads the tour of all the county facilities. A brief introduction was had along with discussion on the new security measures implemented. Supervisor Wiley explained how the supervisors manage the business of the county and how it is not just the Tuesday board meetings, there is a lot of time spent outside of the courthouse. Supervisor Primmer agreed that a lot of travel time is required to attend all the committee meetings and how eye opening it has been. Supervisor Bierschenk touched on the how government through a region works and the amount of control the local governments have. The Grand Jury will officially present their recommendations at a later time.

Bierschenk moved/Wiley seconded: To hire two seasonal/part-time drivers for Roadside Noxious Weed spraying at \$15.45 an hour effective April 17, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To Sign Title Plan Sheet for HMA Resurfacing on D65: Mt Auburn east and north to Buchanan Co Line (Project No. FM-CO06(113)--55-06). Motion carried.

Wiley moved/Bierschenk seconded: To Sign Purchase Agreement for permanent & temporary easement for bridge project. Motion carried.

The County Attorney explained a proposed resolution that needs to be published with a hearing notice so the public knows why the transaction is taking place, therefore the hearing date will need pushed back a week for publication reasons. This is a county effort to get more office space and move some offices out of the flood plain.

Bierschenk moved/Wiley seconded: To amend public hearing date for the purchase and exchanging of real estate from May 1, 2018 to May 8, 2018 at 9:30 a.m. with the support of the proposed resolution for the publication notice. Motion carried.

Wiley moved/Bierschenk seconded: To approve request for tenants in the old DHS building to install two new doors estimated cost of \$512. Motion carried.

Bierschenk moved/Wiley seconded: To go into closed session pursuant to Iowa Code 21.5(1)c. Motion carried at 11:20 a.m. Motion carried.

Wiley moved/Bierschenk seconded: To enter back into open session at 12:41 p.m. Motion carried.

Wiley moved/Bierschenk seconded: To execute the plan that was discussed in closed session. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

April 24, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve minutes of April 17, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 226942 through 227058, payroll checks numbered 140021 through 140033, and ACH deposits numbered 34092 through 34230 vendor checks numbered 226935 through 226941. Motion carried.

Wiley moved/Bierschenk seconded: To appoint David Vermedahl to the Civil Service Board for the Sheriff's representative. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To approve Resolution #18-21, Hiring Environmental Health and Land Use Technician. Motion carried.

RESOLUTION #18-21

WHEREAS: Environmental Health and Land Use office has a full-time position to fill and;

WHEREAS: Applications were accepted for the position and;

WHEREAS: These applications have been narrowed to one.

THEREFORE BE IT RESOLVED BY the Benton County Board of Supervisor’s that Trevor Dickerson be hired to fill the position as Benton County Environmental Health and Land Use Technician in the office of Environmental Health and Land Use at a starting salary of \$60,000 effective July 9th, 2018.

He will be awarded 35 hours of sick leave and three weeks of vacation per year starting upon his hiring date of July 9th, 2018. Trevor Dickerson’s employment is governed by all other applicable parts of the Benton County Employee Handbook.

Dated this 24rd day of April, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To approve Iowa Roadside Vegetation Management (IRVM) intern Garald Rivers at \$13.00/hour effective May 14, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign extended business lease agreements between Benton County and Cedar Valley Ranch, Inc. for the periods from July 1, 2017 through June 30, 2018 and July 1, 2018 through June 30, 2019. Motion carried.

Wiley moved/Bierschenk seconded: To enter into a lease agreement with Robert B. Fischer Law Firm for office space located at 116 E 4th Street, Vinton, Iowa, effective May 12, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To enter into a lease agreement with Benton County Title Company for office space located at 114 E 4th Street, Vinton, Iowa, effective May 12, 2018. Motion carried.

The time of 9:30 a.m. having arrived and this being the time and date for a public hearing on the adoption of the county’s FY18 budget amendment, the chair opened the public hearing for comment. There were no members of the public present. There were no comments heard in opposition to the FY18 budget amendment. Hearing nothing further, the chair declared the public hearing closed.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/seconded: To adopt Resolution #18-22, FY 18 Budget Amendment. Motion carried.

RESOLUTION #18-22

BE IT REMEMBERED on this, the 24th day of April 2018, the Board of Supervisors of Benton County, Iowa, met in session for the purpose of hearing on an amendment to the current operating budget adopted on March 7, 2017. There was a quorum present as required by law. Thereupon, the Board found that the notice of time and place of the hearing had been published. Thereafter, and on said date the amendment was taken up and considered. Thereafter, the Board took up the amendment to the budget for final consideration and determined that said budget be amended as follows:

| <u>Expenditures</u> | <u>Amendment</u> |
|-----------------------------------|------------------|
| Public Safety | \$ -40,000 |
| Physical Health & Social Services | \$0 |
| Mental Health | \$ 0 |
| County Environment & Education | +\$42,000 |
| Roads & Transportation | \$0 |
| Government Services to Residents | \$ +25,000 |
| Administration | +\$110,000 |
| Debt Service | \$ 0 |
| Capital Projects | \$ 0 |
| Operating Transfers Out | \$ 0 |

REVENUES NO CHANGE

Dated this 24th of April 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Carol Zander, Interim Benton County Social Services Director requested to enter into closed session regarding management issues.

Bierschenk moved/Wiley seconded: To enter into closed session per Iowa Code 21.5(1)i at 9:51 a.m. Motion carried.

Wiley moved/Bierschenk seconded: To enter back into open session at 11:35 a.m. Motion carried.

Wiley moved/Bierschenk seconded: To execute what was discussed in closed session. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

May 1, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve minutes of April 24, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve Class B Liquor License for Bloomsbury Farms, Atkins. Motion carried.

Bierschenk moved/Wiley seconded: To approve use of courthouse lawn for Sheriff Fry Memorial Committee for a ceremony on Saturday May 5, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To set land use hearing date for Tuesday May 29, 2018 for Chad McLaud in part of the NW ¼ SE ¼ 23-85-9. Motion carried.

Wiley moved/Bierschenk seconded: To sign letter in approval to waive the final construction permit for a CAFO structure for Austin Schulte. Motion carried.

Wiley moved/Bierschenk seconded: To approve hiring of Larry Feaker as part-time deputy sheriff at \$22.85 an hour effective May 1, 2018. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Sheriff Tippett also discussed the interest Benton Community Schools has for a resource officer in their schools and how he feels strongly in favor of this. The school is currently looking into a grant process for this.

Wiley moved/Bierschenk seconded: To approve utility permit for Farmers Mutual Telephone in Canton Township to bore under the right of way along 63rd Street for a new landline. Motion carried.

Wiley moved/Bierschenk seconded: To approve utility permit for Century Link to upgrade fiber in various areas of Harrison, Taylor, Cedar and Benton Townships. Motion carried.

Wiley moved/Bierschenk seconded: To approve Iowa DOT agreement 2018-C-154 for HYW 30/US 218 interchange project for the 4 lane extension. Motion carried.

Discussion on right of way acquisition plans for bridge replacement project STP-S-CO06(108)—5E-06 near the intersection of 53rd Street and 18th Ave.

Peggy Moses and Elizabeth Lucas with Horizons came to discuss lease options if the county purchases the building they are leasing in currently. They were willing to combine two office spaces into one.

Wiley moved/Bierschenk seconded: To approve the FY 19 Wellmark renewal with ISAC’s representative Kingston Life and Health Insurance and to change from Plan 10 to Plan 11E. Motion carried.

The County Attorney asked to go into closed session to discuss employee conduct and departmental issues within a county department.

Bierschenk moved/Wiley seconded: To enter into closed session per Iowa Code 21.5(1)i at 11:00a.m. Motion carried.

Wiley moved/Bierschenk seconded: To enter back into open session at 11:30 a.m. Motion carried.

Wiley moved/Bierschenk seconded: To sign the letter of reprimand that was discussed in closed session and deliver to the employee. Motion carried.

Bierschenk moved/Wiley seconded: To enter back into closed session per Iowa Code 21.5(1)i at 11:30a.m. Motion carried.

Wiley moved/Bierschenk seconded: To enter back into open session at 12:10 p.m. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

May 8, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes of May 1, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payment of checks numbered 227067 through 227216, payroll checks numbered 140034 through 140048, and ACH deposits numbered 34231 through 34370 vendor checks numbered 227059 through 227066. Motion carried.

Wiley moved/Bierschenk seconded: To approve and authorize the chair to sign the Certification of Cost Allocation Plan for FY17 prepared by Cost Advisory Services, Inc. Motion carried.

Sheriff Tippett discussed current law enforcement contracts with the City of Walford and Shellsburg. Walford gave notice that they will be going with Linn county starting in July. He asked to extend the City of Shellsburg’s contract for an additional 6 months. Shellsburg is ranked 3rd in population for the county and 8th in how much time is spent there. Every deputy commits 3 hours of their 8 hour shifts for contracted law enforcement. City of Atkins has the most calls, while the most time is spent in Keystone. Tippett said the eastern side of the county has more calls that could be impacted by their closeness to Cedar Rapids. The board asked that Tippett analyze costs and come back in for further discussion and action.

The time of 9:30 a.m. having arrived, the chairman opened the public hearing on the proposed resolution to buy and exchange county property. The following persons were present: Jim Morrison representing the news media, Benton County Attorney David Thompson, Mike Elwick, Toni Parizek, Veterans Affairs Director, Mary Lee Summy, Mike Silhanek, Dale Henry and Bill Newton.

The County Attorney shared the proposed resolution with those present. Thompson stated historically this county has been looking for a solution for more office space needs for quite some time. The courthouse is not big enough for everything that Benton County has to do to govern the county. Referring to the old Theisens building as a previous purchase years ago that didn’t work out, the board has done their due diligence and this was the proposed deal and is out of the flood plain. The old building that used to house DHS (Department of Human Services) offices was also looked into. The prices were too high to remodel or build to what was needed. There will be room for a conference room and also an office space for Benton County Historical Society. Along with this building purchase comes 3.2 acres of land. There is possibility for expansion in the future as well as mentioning to possibly move the transportation offices and vehicles out of the flood plain.

Toni Parizek, Benton County Veterans Affairs director was concerned of the new location. She agreed to the positive of being out of the flood plain but felt with it not being in close proximity to the courthouse that some wouldn’t take the extra time to travel. Supervisor Primmer pointed out that there would need to be signage put out for notification, and other ways to get the word out cheaper like social media for example. Supervisors Bierschenk brought up the Linn

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

County's government and all the different locations for an example. County Attorney pointed out that the walls are paper thin at the current office location. Primmer handed out a rough draft of an office layout plan and explained this was all just that, a rough plan. Mary Summy asked the board if all these needs would be met after the move including handicap accessibility and signage. DOT approval will be needed for signage placement. The security committee would look at doorways, but it was agreed this will be more accessible than the current Governor Sherman Building. Primmer also noting about the parking expansion in the new area will be an added bonus. Mike Elwick observed how along 1st Ave, there was limited handicap spots and felt the new location would be a definite positive. Supervisor Wiley agreeing about the parking options and less traffic in the new location but also pointing out how Parizek's position was recently made full time and he felt this was a good opportunity relative to this change. Wiley also reminding everyone that the county is currently paying rent to lease office space from Elwick and over the next 3 years, that amount spent on lease will make this purchase even more attractive. Supervisor Bierschenk would like to see a spike in the amount of Veterans served in Benton County because of this move and feels this is a very positive thing for the county and that everyone will need to work through the challenges that come with change. Dale Henry, local veteran and adjoining neighbor to the new location, doesn't feel this will cause a decline, he feels enough local vets like himself can share the information at meetings and get the word out. Elwick welcomed anyone who wanted to go look through the building, he'd be more than happy to show them around. Moving forward things will get worked out as far as doorways and other renovations needed and keeping the welfare of the public in mind as well as all of the employees. Hearing no further public comments, the supervisors agreed to meet with Parizek at a later time but they needed to move on.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To close the public hearing and adopt Resolution #18-23, Buy and Exchange County Property. Motion carried.

**RESOLUTION #18-23
RESOLUTION TO BUY AND EXCHANGE COUNTY PROPERTY
PURSUANT TO IOWA CODE SECTION 331.361**

WHEREAS Section 331.361, Iowa Code, allows the County to buy and exchange real estate for the benefit of the public good ; and

WHEREAS, the Supervisors believe it would benefit the governance of Benton County to establish a central administrative office complex to address the County's lack of office space for offices that cannot be located in the Courthouse; and

WHEREAS, the Supervisors also believe a central administrative office complex should be located out of the flood zone; and

WHEREAS the County has for a considerable time rented office space for the Iowa Department of Human Services at 811 D Avenue, Vinton, IA and the owners of that building, Michael and Cindy Elwick, have indicated that they are willing to sell said building and its 3.2 acres of land to the County; and

WHEREAS a consolidation of County offices into 811 D Avenue would allow Benton County to stop using the Governor Sherman Building for office space and would allow the County to return the Governor Sherman Building to private ownership which would place it on the tax rolls; and

WHEREAS the additional land located at 811 D Avenue would allow the County, over time, to move additional facilities out of the flood zone, and

WHEREAS, a proper notice of the date, time and place of hearing on this issue has been published and a hearing has been held and following said hearing, the Supervisors have determined that, in fact, it would benefit the public to purchase 811 D Avenue.

NOW THEREFORE, be it resolved that the County is purchasing from Michael and Cindy Elwick the property located at 811 D Avenue, Vinton, Iowa and described as to-wit:

The North Twenty-five (25) feet of lots One (1) and Two (2), Block Two (2), Donelan's Addition to Vinton, Iowa;
AND
All of Block Fifteen (15), and the East One-half (E1/2) and the Southwest Quarter (SW1/4) of Block Fourteen (14) in the Sub-Division of Aaron Webb's Estate in the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) of Section Twenty (20), Township Eighty-five (85) North, Range Ten (10), West of the 5th P.M.;
AND
That part of Ninth Street lying between the West line of the intersection of Ninth Street with D Avenue, thence West to the East line of the intersection of Ninth Street with E Avenue, all in Vinton, Iowa.

IT IS FURTHER RESOLVED that the County shall pay a purchase price of \$357,500.00 Michael and Cindy Elwick and shall further transfer title to the Governor Sherman building, 303 1st Avenue, Vinton, Iowa to Michael and Cindy Elwick in partial trade and that this transaction is conditioned upon certain zoning changes being made to the Elwick property;

IT IS FURTHER RESOLVED that the Chairperson of the Supervisors shall execute, deliver and receive all deeds and documents necessary to complete this transaction.

Adopted this 8th day of May, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To recess at 10:27 a.m. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Board reconvened at 1:00 p.m. at the Sheriff's office conference room for a flood plain meeting with the Iowa DNR and FEMA reps. City and county officials were in attendance to learn about the process of implementing these proposed new flood maps and also about community based programs available. These new FIRM (flood insurance rate maps) won't take effect until the fall of 2019.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

May 15, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of May 8, 2018 with a few changes. Motion carried.

Wiley moved/Bierschenk seconded: To set the date of Tuesday June 12, 2018 for a land use hearing for Nick and Megan Krough in part of Parcel C SW ¼ NE1/4 Section 28-85-11. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved / Primmer seconded: To approve Resolution #18-24, “Stepping up to reduce the number of people with mental illnesses in jail” and supporting Gary Bierschenk as the supervisor member to sit on the committee. Motion carried.

RESOLUTION #18-24

“Stepping Up to Reduce the Number of People with Mental Illnesses in Jails”

WHEREAS, counties routinely provide treatment services to the estimated 2 million people with serious mental illnesses booked into jail each year;

WHEREAS, prevalence rates of serious mental illnesses in jails are three to six times higher than for the general public;

WHEREAS, almost three-quarters of adults with serious mental illnesses in jails have co-occurring substance use disorders;

WHEREAS, adults with mental illnesses tend to stay longer in jail and, upon release, are at a higher risk of recidivism than people without these disorders;

WHEREAS, county jails spend two to three times more on adults with mental illnesses that require interventions compared to those without these treatment needs;

WHEREAS, without the appropriate treatment and services, people with mental illnesses continue to cycle through the criminal justice system, often resulting in tragic outcomes for these individuals and their families;

WHEREAS, Benton County and all counties take pride in their responsibility to protect and enhance the health, welfare, and safety of its residents in efficient and cost-effective ways;

WHEREAS, through Stepping Up, the National Association of Counties, The Council of State Governments Justice Center, and the American Psychiatric Association Foundation are encouraging public, private, and nonprofit partners to reduce the number of people with mental illnesses in jails.

NOW THEREFORE, LET IT BE RESOLVED THAT, Benton County, does hereby sign on to the Call to Action to reduce the number of people with mental illnesses in our county jail, commit to sharing, lessons learned with other counties in my state and across the country to support a national initiative and encourage all county officials, employees, and residents to participate in Stepping Up. We resolve to utilize the comprehensive resources available through Stepping Up to:

- Convene or draw on a diverse team of leaders and decision makers from multiple agencies committed to safely reducing the number of people with mental illness in jails;
- Collect and review prevalence numbers and assess individuals’ needs to better identify adults entering jails with mental illnesses and their recidivism risk, and use that baseline information to guide decision making at the system, program, and case levels;
- Examine treatment and service capacity to determine which programs and services are available in the county for people with mental illnesses and co-occurring substance use disorders, and identify state and local policy and funding barriers to minimizing contact with the justice system
- Develop a plan with measurable outcomes that draws on the jail assessment and prevalence data and the examination of available treatment and service capacity, while considering identified barriers;
- Implement research-based approaches that advance the plan; and
- Create a process to track progress using data and information systems, and to report on successes.

Adopted this 15th day of May, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve the hiring of Damien Fairbanks and Haley Davidson as reserve officers effective May 15, 2018. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve a cigarette permit for Kimm's Mini-Mart in Blirstown. Motion carried.

Bierschenk moved/Wiley seconded: To approve Class B Liquor license for Blirstown Sauerkraut Days Beer Tent. Motion carried.

Wiley moved/Bierschenk seconded: To give the Recorder's office approval to start the process to hire another full-time employee. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign the real estate contract for purchase/exchange with Mike and Cindy Elwick. Motion carried.

Bierschenk moved/Wiley seconded: To approve utility permit for Keystone Communications between sections 28 and 29 of Kane Township. Motion carried.

Wiley moved/Bierschenk seconded: To adopt Resolution #18-25, Destruction of Noxious Weeds. Motion carried.

Resolution #18-25 DESTRUCTION OF NOXIOUS WEEDS

Be It Resolved by the Board of Supervisors of Benton County, Iowa that pursuant to the provisions of Chapter 317, Code of Iowa, it is hereby ordered:

1. That each owner and each person in the possession or control of any lands in Benton County shall cut, burn or otherwise destroy all noxious weeds thereon, as defined in this chapter, at such times in each year and in such manner as shall prevent said weeds from blooming or coming to maturity, and shall keep said lands free from such growth of any other weeds as shall render the streets or highways adjoining said land unsafe for public travel. Additionally, weeds listed in Group 4 have been designated as noxious by the Benton County Board of Supervisors and will be controlled via the same procedures as state listed noxious weeds. Noxious weeds shall be cut or otherwise destroyed on or before **May 28, 2018** and as often thereafter as is necessary to prevent seed production:

Group 1. Leafy Spurge, Perennial Peppergrass, Sour Dock, Smooth Dock, Sheep Sorrel, and Purple Loosestrife.

Group 2. Canada thistle, Russian Knapweed, Wild Mustard and Buckthorn.

Group 3. European Morning Glory or Field Bindweed, Wild Carrot, Poison Hemlock, Multiflora Rose, Horsenettle, Perennial Sowthistle, Quackgrass, Butterprint, Puncture Vine, Cocklebur, Bull Thistle, Musk Thistle, Tall Thistle, Wild Sunflower, Shattercane and Teasel.

Group 4. Palmer Amaranth (*Amaranthus palmeri*)

2. That each owner and each person in the possession or control of any lands in Benton County infested with any of the following noxious weeds shall adopt a program of weed destruction described by the Weed Commissioner, which may be expected to destroy and will immediately keep under control such infestations of said noxious weeds.

(a) Primary Noxious Weeds: Quackgrass, Perennial Sowthistle, Canada Thistle, Bull Thistle, Musk Thistle, European Morning Glory or Field Bindweed, Horsenettle, Leafy Spurge, Perennial Peppergrass, Russian Knapweed, Buckthorn, Tall Thistle, Purple Loosestrife, and all other species of thistles belonging in general of *Cirsium* and *Carduus*.

(b) Secondary Noxious Weeds: Butterprint, Cocklebur, Wild Mustard, Puncturevine, Teasel, Wild Carrot, Buckthorn Plantain, Sheep Sorrel, Sour Dock, Smooth Dock, Poison Hemlock, Wild Sunflower, Multiflora Rose and Shattercane.

(c) Benton County Noxious Weeds: Palmer Amaranth

3. That if the owners or persons in possession or control of any land in Benton County fail to comply with the foregoing orders, the Weed Commissioner or his designee shall cause this to be done and the expense of said work, including costs of serving notice and other costs, if any, shall be assessed against the real estate.

4. That the County Engineer is hereby directed to cause notice of the making and entering of the foregoing order by one publication in each of the official newspapers of the County.

Dated this 15th day of May 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve the selection of Bear Creek Archeology's proposal and move forward with the Phase I archeological surveys for the middle cedar watershed project. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To enter into The Howard E. Nyhart Company, Inc. ("Nyhart") Service Agreement to complete the full GASB 75 actuarial update for Benton County at a cost of \$3,750.00 for the fiscal year ending June 30, 2018. Both members voting aye thereon. Motion carried.

Wiley moved/Bierschenk seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

May 22, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes of May 15, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 227224 through 227379, payroll checks numbered 140049 through 140065, and ACH deposits numbered 34371 through 34511 vendor checks numbered 227217 through 227223. Motion carried.

Wiley moved/Bierschenk seconded: To approve utility permit for Farmer's Mutual Telephone to bore under the road in section 15 of Benton Township. Motion carried.

Marc Greenlee discussed the need for more office space to accommodate the new hire who will start in his department July 9, 2018. The ideal room to annex over would be what is known as the "GIS" room that is adjacent to their current space. Barb Greenlee mentioned she offered to switch office spaces with county attorney's collection office. Auditor Rippel mentioned she needs the use of the GIS Room for election training and certain times throughout the year for other occasions as well. The supervisors said they will hold off at this time making any decisions.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution #18-26, Approving Palisades Paradise Final Plat. Motion carried.

RESOLUTION #18-26 APPROVING THE "PALISADES PARADISE" FINAL PLAT, BY BENTON COUNTY, IOWA

WHEREAS, A Final Plat of Palisades Paradise to Benton County, Iowa, containing two (2) parcels, has been submitted for approval to the Benton County Board of Supervisors consisting of the following described real estate:

DESCRIPTION - PALISADES PARADISE

I CERTIFY THAT DURING THE MONTH OF JANUARY 2018, AT THE DIRECTION OF TIMOTHY A. JOHNSON A SURVEY WAS MADE UNDER MY SUPERVISION OF A PORTION OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, A PORTION OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, AND A PORTION OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER ALL OF SECTION 2, TOWNSHIP 84 NORTH, RANGE 9 WEST, OF THE FIFTH PRINCIPAL MERIDIAN, BENTON COUNTY, IOWA, DESCRIBED AS FOLLOWS:

Beginning at the Southwest Corner of the Northwest Quarter of the Southeast Quarter of Section 2, Township 84 North, Range 9 West, of the Fifth Principal Meridian, Benton County, Iowa; Thence N00°43'50"W, along the West Line of the Northwest Quarter of the Southeast Quarter of said Section 2, and the West Line of Parcel "D" of the Plat of Survey recorded in Book 9 at Page 385 of the Records of the Benton County Recorder's Office, 1094.23 feet, to the Northwest Corner of said Parcel "D"; Thence N89°46'10"E, along the North Line of said Parcel "D", and the South Line of Parcel "C" of the Plat of Survey recorded in Plat Book 9 at Page 385 of the Records of the Benton County Recorder's Office, 1538.60 feet to the Southeast Corner of said Parcel "C"; Thence N00°24'57"W 455.07 feet, to its intersection with the North Line of Parcel "B" of the Plat of Survey recorded in Plat Book 7 at Page 65 of the Records of the Benton County Recorder's Office; Thence N88°03'21"E, along said North Line, 1057.62 feet; Thence N00°47'38"W, along said North Line, 415.84 feet; Thence S88°51'56"E, along said North Line, 20.01 feet, to the Northwest Corner of the Parcel of Land Conveyed by Warranty Deed and Recorded in Book 278 at Page 221 of the Records of the Benton County Recorder's Office; Thence S00°47'38"E, along the West Line of said Conveyed Parcel, 615.01 feet, to the Southwest Corner thereof, the East Quarter Corner of said Section 2, and a Point on the East Line of said Parcel "B"; Thence S00°47'38"E, along said East Line, and the East Line of the Northeast Quarter of the Southeast Quarter of said Section 2, a distance of 1317.23 feet, to the Southeast Corner thereof; Thence S88°22'06"W, along the South Line of said Parcel "B", the South Line of the North One Half of the Southeast Quarter of said Section 2, and the South Line of said Parcel "D", 2620.43 feet, to the Point of Beginning. Said Tract of Land contains 75.73 Acres, and is subject to easements and restrictions of record.

WHEREAS, after consideration, the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa and the ordinances of Benton County, Iowa, and

WHEREAS, the Benton County Board of Supervisors find that the Final Plat of Palisades Paradise would be advantageous to Benton County, Iowa, and

NOW, THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that said Final Plat of Palisades Paradise to Benton County, Iowa, will be and the same hereby acknowledged and approved and accepted on the part of Benton County, Iowa, subject to the following stipulations:

1. Any new driveway will be built to comply with Benton County's driveway resolution dated October 17, 1975, and amended September 4, 1981.
2. Any new private water supply system will be constructed with the approval of the Benton County Health Department.
3. Any new private on-site sewage treatment system will be constructed with the approval of the Benton County Health Department
4. Any change in land use upon the parcels described will be subject to review and approval by the Benton County Board of Supervisors.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Benton County Board of Supervisors that said board, on May 22, 2018, at the request of Timmy A. Johnson & Jill R. Ferguson, Owners, did grant a variance waiving the following items regarding the submission of the "Palisades Paradise" Final Plat:

All of Article IV:
All of Article V:
All of Article VI: EXCEPT 6.04 Final Plat and 6.05 Attachments to the Final Plat

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

The Benton County Auditor is hereby authorized and directed to certify a copy of this Resolution to the County Recorder of Benton County, Iowa, and affix the same to said Final Plat as provided as law.

ADOPTED AND PASSED this 22nd day of May, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Judy Funk, Heartland Insurance Risk Pool met with the Board of Supervisors to present the renewal illustrations. They had time to review and ask questions. In addition to the renewal estimate, Funk informed the Board of a premium credit of \$34,004 that will be applied to the premium due for the FY 19 renewal. The mod factor reduced from 1.20 in FY 18 to 1.03. Benton County is in a pool along with 10 other counties and is self-funded.

Wiley moved/Bierschenk seconded: To enter into and authorize the chair to sign the Client Authorization to Bind Coverage and the Client Confirmation of Schedules and Exposures with Heartland Insurance Risk Pool for insurance coverage for July 1, 2018 through June 30, 2019. Motion carried.

Discussion on the newly purchased county building was had. Topics ranged from parking, doorways, walls, internet, office plans and maintenance contracts. The building already houses the Department of Human Services and that will remain the same. The Supervisors also considered moving their board room out of the courthouse to the new building, but that warrants further discussion. Supervisor Primmer suggested bringing the office staff to the proposed new office space and see what will work for them.

Wiley moved /Bierschenk seconded: To direct the chair to sign the Letter of Understanding for FY18 audit services with Eide Bailly. All members voting aye thereon. Motion carried.

Discussion was had about selling the old DHS building.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

May 29, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of May 22, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Approve handwritten claim for Employee Benefit Systems, Motion carried.

Wiley moved/Bierschenk seconded: Certify tax suspended list to the Department of Human Services. Motion carried.

Bierschenk moved/Wiley seconded: To approve application for courthouse grounds use by the Vinton Park and Rec Department for Thursday June 21, 2018 from 3-10:00 p.m. and Saturday October 27, 2018 from 8:00 a.m. to noon. Motion carried.

Wiley moved/Bierschenk seconded: To set land use hearing date of Tuesday June 26, 2018 for Caleb Svoboda in part of the NE ¼ SE ¼ 23-85-9. Motion carried.

Wiley moved/Bierschenk seconded: To enter into and authorize the chair to sign the contract agreement between Bear Creek Archeology and Benton County for archeological services associated with the Iowa Watershed Approach project. Motion carried.

Wiley moved/Bierschenk seconded: To set public hearing date of Tuesday July 17th, 2018 at 10:00 a.m. for bid letting for the sale of the old DHS building, property located at 114 E 4th St in Vinton. Motion carried.

The time of 9:15 a.m. having arrived, the board opened the public hearing on a land use change requested by Chad McLaud. Marc Greenlee presented the technical information in accordance with the Benton County Agricultural

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Land Use Preservation Ordinance. The change in use is for 1 acre located in part of NW ¼ SE ¼ of section 23-85-9. There is an existing house and building already on this land. The request is for permission to buy, sell and trade firearms from this location. McLaud has submitted an application to the Bureau of Alcohol, Tobacco, Firearms and Explosives for a federal firearms license. Adjacent land owners have been notified and no response or issues noted. McLaud plans to be open Monday through Friday from 4-8:00 P.M., no weekends, and would not house large inventory and there would not be any gunsmithing at this location. **Bierschenk moved/Wiley seconded:** to approve the request for a land use change from agricultural to non-agricultural use on approximate 1 acre for federal firearm license use on a parcel generally described as being located in part of NW ¼ SE ¼ of section 23-85-9. Motion carried

Kelly Geater briefly discussed possibly doing some employee sharing for someone to do drives in her office once a week, she was in the advertising process, but had a current county employee interested in job sharing.

Chris Ward and Brian Parr, representing the City of Vinton, came to discuss partnering with the county for Engineer services for re-building West 1st Street in Vinton. The board waited for the Engineer to come and discuss it further. Further discussion on asphalt vs concrete and making it thick enough to handle the weight from secondary roads trucks. Estimating project in 2020. No action was taken at this time.

Wiley moved/Bierschenk seconded: To approve Resolution #18-27, Abate taxes. Motion carried.

RESOLUTION #18-27

WHEREAS, the Benton County Treasurer has reported that three mobile homes have been deemed to have no value by the court pursuant to Iowa Code 562B.27 and Chapters 555B and 648; and

WHEREAS, there are currently tax liens filed against the properties and has determined that it is impractical to pursue collection of the total amount of tax due through the tax sale and the personal judgment remedies and has recommended that the board of supervisors abate the tax on these parcels,

IT IS THEREFORE RESOLVED that the delinquent tax, penalty, interest and costs assessed on the below listed parcels and unpaid through the 2015 assessment year, are hereby abated pursuant to Iowa Code 445.16. The treasurer is directed to strike the amount due from the county system.

#270-12501 - \$298.00 in tax, penalty and interest

#28H7419- \$400.00 in tax, penalty, and interest

#46979- \$213.00 in tax, penalty and interest

Dated this 29th day of May 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/ Bierschenk seconded: To accept retirement notification for Penny Applegarth, Secondary Roads Office Manager effective June 29, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve utility permit for Poweshiek Water Association in St. Clair Township for water service. Motion carried.

Bierschenk moved/Wiley seconded: To approve utility permit for East Central Iowa REC in Leroy, St. Clair, Monroe, Bruce and Benton townships to move overhead lines underground. Motion carried.

The supervisors moved the meeting out to the new county purchased building. Benton Development Group, Social Services and the Veterans Affairs department officials along with a few others came to the new location to discuss office layouts and what each envisioned and feels they need. Other topics of interest was the handicap parking, internet drop sites and security.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

June 5, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of May 29, 2018. Motion carried.

Dana Burmeister, Transportation director discussed wages of drivers with a D3 license. With just a regular chauffeur license they can't drive the 3 bigger busses. She feels once they receive their class C passenger endorsement that the wage should be increased from \$11/hour to \$13.68 an hour.

Wiley moved/Bierschenk seconded: To approve hiring of Gwen Vogeler as part-time driver and office help in the Transportation Department for starting wage of \$11/an hour effective June 6, 2018, and after obtaining her class C license, the rate will increase to \$13.68 an hour. Motion carried.

Wiley moved/Bierschenk seconded: To set the date of Tuesday June 19, 2018 as the time and date for Home Based Iowa Ribbon cutting ceremony from 11a.m. -noon. Motion carried.

Bierschenk moved/Wiley seconded: To approve and renew FY 19 contracts with the following:

-Decategorization Program Administration between the Benton County Board of Supervisors and Benton/Iowa County Decat and Erin Monaghan for decategorization services.

-Community Partnership for Protecting Children Coordination of Services between the Iowa Department of Human Services and Benton County. Motion carried.

Ben Turnis, IT Director for Benton County provided 5 quotes to get internet to the new county purchased building. The options would be to install fiber, or place a wireless link between Sheriff's office tower and the new county owned building. The board asked him to get more information on the tower heights. No action taken.

Discussion on other issues that need to be addressed at the new building was also had. A work session will be scheduled next week to address them in more detail.

Bierschenk moved/Wiley seconded: To enter into closed session at 10:07 a.m. per Iowa Code 21.5 (c). Motion carried.

Wiley moved/Bierschenk seconded: To exit closed session at 10: 44a.m. Motion carried.

Wiley moved/Bierschenk seconded: To direct the County Attorney to investigate the matter discussed in closed session and that all employees cooperate with this. Motion carried.

Wiley moved/Bierschenk seconded: To adjourn first meeting. Motion carried.

Supervisor Primmer called the second meeting to order at 10:45 a.m.

Sherriff Tippett and Shellsburg Mayor, Lonnie Speckner came to discuss the law enforcement contract. Benton County has been covering Shellsburg law enforcement in the short term since the departure of their police chief, and would like to extend it. All cities contracts are up June 30, 2018 for renewal. The county Attorney stressed that it's a contract in which two sides bargain. It is the sole responsibility of Shellsburg to provide police protection for their citizens, not Benton County's job. Speckner is pleased with the quality of the Benton County Sheriff's office and their response time, and said his city can't come up with a department with the quality that is a one-man service. It puts the person into a position of failure. Thompson asked what the county would do if other cities like Urbana and Belle Plaine were to close their departments. Not fair to the tax payers. Primmer said the contract work needs to be negotiated to come into modern day. Tippett explained the current rate is \$23.50 an hour. An average officer salary with benefits and everything is \$39.95 an hour, and on top of this are added fuel and vehicle costs. It was agreed the costs will need to be adjusted to be more realistic. During the next year, county could do a cost analysis and take to the city councils for FY2020 contracts, since all have put together their 2019 budget. The board will wait and see what Sheriff will recommend for these communities and what contracted hours would be fair. Reconcile the difference between caseloads as well with each city. The dilemma is not just with the city of Shellsburg, but with every community whom the sheriff's department contracts with said Wiley. Mayor Speckner agreed why the rates need to increase. Thompson hoped the city would also look into grants available.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

June 12, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes of June 5, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 227387 through 227629, payroll checks numbered 140066 through 140162, and ACH deposits numbered 34512 through 34795, handwrite number 227380, vendor checks numbered 227381 through 227386 and 227630 through 227637 . Motion carried.

Wiley moved/Bierschenk seconded: To set Tuesday, July 10, 2018 at 9:15 a.m. for a land use hearing date for Todd Neal in part of SW ¼ SE ¼ 28-86-10. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To approve suspended tax on parcel #MY8970075K per Iowa Code 427.9. Motion carried.

Wiley moved/Bierschenk seconded: To approve quotes received from Radio Communications and RCTech for getting internet installed at the new county owned building. Motion carried.

The time of 9:30 a.m. having arrived, and this being the time and date for a land use hearing for Nick and Megan Krough in part of Parcel C SW NE of 28-85-11. No media and no other members of the public present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Krough's would like to propose a change of 1 acre to convert an existing ag structure into a residential non-ag use. This site will need a new septic. A non-conventional system with a cocoa filter. NoCSR at this site due to the mixed soils. The required notification was sent to the adjacent landowner's. Hearing no other further comments, the public hearing was closed.

Wiley moved/Bierschenk seconded: To approve the request for the land use change from agricultural to non-agricultural for Nick and Megan Krough in part of Parcel C SW NE of 28-85-11. Motion carried.

Bierschenk moved/Wiley seconded: To approve hiring of Ann Werning for a part-time dispatcher at the Sheriff's office at \$13.99 an hour while in her probation period effective June 14, 2018, and after probation period will increase to \$14.99 an hour. Motion carried.

A work session was had regarding the newly purchased county building. Internet installation, utilities meter readings and room assignments were among topics discussed along with an official title for the building. It was agreed to now be referred to as "The Benton County Service Center." The board will inquire on quotes for lawn mowing, office cleaning and moving services. An estimated closing date will be July 9, 2018 so that the Auditor can send out bid sheets for issuance of debt from banks.

Mark Pingenot came to the board for informational purposes on a fence viewing he has been waiting on. His intent was to stimulate action on behalf of the County Attorney's Office. Assistant County Attorney Brett Schilling was present, and explained how this viewing was demanded by a witness, so that was a part of the hold-up. Owners have to be the one to initiate a fence viewing and it typically does not take place during the winter months. Most generally local township trustees do the fence viewing themselves, but when there is a conflict of interest, other township officials can cover for them. Eden Township has agreed to cover for Taylor Township with this particular viewing. Pingenot wanted to thank Schilling for helping make this happen.

The time of 11:00 a.m. having arrived, the Board proceeded with the canvass of the Primary Election held on June 5, 2018. The results were reviewed and verified by the Board.

Wiley moved//Bierschenk seconded: Approve the canvass of the June 5, 2018, Primary Election and to declare the results official and declare the following candidates as winners of said election. Motion carried.

Democrat:

US Representative District 1 – Abby Finkenauer
 Governor – Fred Hubbell
 Secretary of State – Jim Mowrer
 Auditor of State – Rob Sand
 Treasurer of State – Michael L. Fitzgerald
 Secretary of Agriculture – Tim Gannon
 Attorney General – Tom Miller
 State Representative District 75– Paula Denison
 County Supervisor I – Scott Hepker
 County Treasurer– No Candidate
 County Recorder – Cliff Potts
 County Attorney – David C. Thompson

Libertarian:

US Representative District 1 – No Candidate
 Governor – Jake Porter
 Secretary of State – No Candidate
 Auditor of State – No Candidate
 Treasurer of State – No Candidate
 Secretary of Agriculture – No Candidate
 Attorney General – No Candidate
 State Representative District 75 – John George
 Board of Supervisor District 1 – Scott Hepker –write-in
 County Treasurer – No Candidate
 County Recorder – No Candidate
 County Attorney – No Candidate

Republican:

US Representative District 1 – Rod Blum
 Governor – Kim Reynolds
 Secretary of State – Paul D. Pate
 Auditor of State – Mary Mosiman

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Treasurer of State – Carlos Armstrong -write-in (**Wiley moved/Primmer seconded:** Accept various spellings for Carlos Armstrong for scatterings. Motion carried)
Secretary of Agriculture – Dan Zumbach
Attorney General – Maya Echols-wriote-in (**Bierschenk moved/Wiley seconded:** Accept various spellings for Maya Echols for scatterings. Motion carried.
State Representative District 75– Thomas Gerhold
County Supervisor I – Tracy L. Seeman
County Treasurer – Kelly Rae Geater
County Recorder – Lexa S. Speidel
County Attorney – Nathan Samuelson-write-in

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

June 19, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of June 12, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve Resolution #18-28, Amend service area. Motion carried.

RESOLUTION #18-28
SERVICE AREA BUDGET AMENDMENT

WHEREAS, the Benton County Board of Supervisors adopted the FY2018 budget on March 7, 2017; and

WHEREAS, the Board now desires to amend said budget within a service area to reallocate funds;

NOW, THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the FY2018 county budget is hereby amended within the following service areas:

Service Area 6 - \$2,010 from Function 6320 (Fund 0001 Department 99) to Function 6400 (Fund 0040 Department 99)

IT IS FURTHER RESOLVED that said funds are hereby appropriated.

The auditor is directed to make the necessary changes.

Signed this 18^h day of June 2018.

Rick Primmer

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve fireworks permit application from Chris Herr for July 7, 2018. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve Resolution #18-29, Approve full-time hire in Recorder's office. Motion carried.

RESOLUTION #18-29

APPROVE HIRE OF RECORDER CLERK

WHEREAS, the Benton County Recorder has requested and was granted approval to hire another full time clerk; and

WHEREAS, the recorder has advertised and conducted interviews for said position, including all veterans who applied; and

WHEREAS, after careful consideration, the recorder has recommended that Katelyn Welper fill the position, said hire is currently a part-time employee of the Benton County Recorder since January 2018;

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that Katelyn Welper's position change from part-time to a full time clerk in the recorder's office, at an hourly wage of \$12 and to waive the 6-month requirement for vacation is hereby approved.

Dated 19th day of June, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/ Bierschenk seconded: Approve and sign agreement to participate in the ISAC HIPPA Program for FY19. Motion carried.

Bierschenk moved/Wiley seconded: To approve utility permit for Poweshiek Water Association in Watkins. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution #18-30, FY19 Departmental Appropriations. Motion carried.

RESOLUTION # 18-30 APPROPRIATIONS

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2018, in accordance with Section 331.434, Subsection 6, Code of Iowa,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BENTON COUNTY, IOWA, as follows:

Section 1. The amounts as shown, published, and approved in the County Budget for fiscal 2018/2019 on March 6, 2018, be and are itemized by service area to each department on the budgets filed in the office of the county auditor on July 1, 2018 are hereby appropriated. Federal and State grants and/or reimbursements expendable during the fiscal year are hereby appropriated to the designated departments or offices. For purposes of this resolution all departments relating to elections are considered one department. Further, the auditor is authorized to expend funds from the following budgets: Auditor, Elections, District Court, General Services, Non-departmental, GIS, Medical Examiner, Human Resources, and other budgets not under the specific authority of an elected official or full-time county official to ensure the day-to-day operations of the county.

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, 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.

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, she 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 at least quarterly during the 2018-2019 budget year.

Section 6. Tax Increment payments, which are subject to annual appropriation are authorized.

Section 7. All appropriations authorized pursuant to this resolution lapse at the end of the business day on June 19, 2019, for payment of goods and services received and/or performed as of that date. The board reserves the right to waive this date at its sole discretion for specific payments for the provision of goods and services that it deems should be paid within said fiscal year.

Section 8. Departmental appropriations remain in full force and effect through June 30, 2019, for payroll expenses occurring after the date stated in Section 7, for the final processing of expenses submitted on or before June 25, 2019, and for any expenses approved by the Board of Supervisors subsequent to June 25, 2019. All appropriations will lapse at the close of business June 30, 2019.

The Board of Supervisors of Benton County, Iowa, adopted the above and foregoing resolution on June 19, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Primmer seconded: To approve Resolution #18-31, FY19 Bank Depositories. Wiley abstained due to conflict of interest. Voting aye were Primmer and Bierschenk. Motion carried.

Resolution #18-31
Bank Depositories

BE IT RESOLVED by the Benton County Board of Supervisors that we do hereby designate the following named banks to be depositories for the County funds in amounts not to exceed the amount named opposite said designated depository, and the County Treasurer is here by authorized to deposit said county funds in amounts not to exceed the maximum approved for each respective bank as follows for fiscal year 2019.

| | |
|------------------------------|---------------|
| US Bank | |
| Vinton | \$ 500,000 |
| Farmers Savings Bank & Trust | |
| Vinton/Traer | \$ 20,000,000 |
| Midwest One Bank & Trust | |
| Belle Plaine | \$ 5,000,000 |
| Wells Fargo Bank Iowa, N.A. | |
| Des Moines/Newhall | \$ 5,000,000 |
| Wells Fargo Bank Iowa, N.A. | |
| Des Moines/Urbana | \$ 5,000,000 |
| Regions Bank | |
| Waterloo/Vinton | \$ 5,000,000 |
| Chelsea Savings Bank | |
| Belle Plaine | \$ 5,000,000 |
| Chelsea Savings Bank | |
| Van Horne | \$ 5,000,000 |
| Benton County State Bank | |
| Blairstown | \$ 3,000,000 |
| Bank Iowa | |
| Norway | \$ 2,000,000 |
| Watkins Savings Bank | |
| Watkins | \$ 1,000,000 |
| Cedar Valley Bank & Trust | |
| La Porte City/Vinton | \$ 5,000,000 |
| Central State Bank | |
| Walford | \$ 2,000,000 |
| Atkins Savings Bank & Trust | |
| Atkins | \$ 750,000 |
| Keystone Savings Bank | |
| Keystone | \$ 1,000,000 |
| Dysart State Bank | |
| Dysart | \$ 500,000 |
| Northeast Security Bank | |
| Urbana/Independence | \$ 1,000,000 |

Signed this 19th day of June, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution #18-32, FY19 Officials' Bank Depository Amounts. Motion carried.

RESOLUTION #18-32
COUNTY OFFICIAL BANK DEPOSITORY LIMITS

IT IS HEREBY RESOLVED by the Benton County Board of Supervisors that we do hereby designate the following named banks to be depositories for County funds in amounts not to exceed the amount named opposite said depository and the following named county officers are hereby authorized to deposit said County funds in amounts not to exceed the maximum amount named after said bank as follows for fiscal year 2019:

| | |
|---|------------|
| Lexa Speidel, Recorder US Bank | \$150,000 |
| Ron Tippett, Sheriff Farmers Savings Bank & Trust – Vinton | \$ 500,000 |
| Ron Tippett, Sheriff US Bank | \$ 1,000 |
| Ron Tippett, Sheriff Regions Bank | \$ 100,000 |
| Hayley Rippel, Auditor US Bank | \$ 5,000 |
| Dana Burmeister, Transportation Dept. Midwest One Bank | \$ 2,500 |

Signed this 19th day of June, 2018

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

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BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To approve Resolution #18-33, FY19 Salary Certifications for Deputies. Motion carried.

RESOLUTION #18-33
CERTIFICATION OF DEPUTY SALARIES FOR FY19

WHEREAS, Iowa Code 331.904(1) states that auditor, treasurer, and recorder shall certify the annual base salary of the deputies in the auditor’s, recorder’s, and treasurer’s office pursuant to said code section; and

WHEREAS, Iowa Code 331.904(2) states that the sheriff shall certify the salaries of the first and second deputies within his department pursuant to said code section; and

WHEREAS, Iowa Code 331.904(3) states that the county attorney shall set the salaries of the assistant county attorneys pursuant to said code section; and

WHEREAS, the salaries of the deputies and assistants of the auditor, treasurer, recorder and sheriff, have been certified by the principal officers to the board of supervisors; and

WHEREAS, the base salaries will not exceed the limitations specified in Iowa Code for the deputies in the auditor’s, treasurers, recorder’s and sheriff’s departments; and

WHEREAS, Iowa Code 331.904 states that the Board shall certify the salaries to the county auditor if the salaries are within the budgets set for the auditor, treasurer, recorder and sheriff,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the following salaries for deputies and assistants in the respective offices be certified to the county auditor:

Auditor’s Office:

- Gina Edler – 85% of the principal officer
- Nancy Jorgensen –67% of the principal officer

Treasurer’s Office:

- Michele Sauer – 82.5% of the principal officer
- Melinda Schoettmer – 72.5% of the principal officer
- Rose Sackett – 62.5% of the principal officer

Sheriff’s Department:

- Chief Deputy–85 % of the principal officer
- 2nd Deputy– 80% of the principal officer

FURTHER BE IT KNOWN that the county attorney has set the salaries for the assistants in his office as follows:

- Brett Schilling – 85% of the principal officer
- Kelly Smith-\$71,080.30/year

Dated this 19th day of June 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To approve quote from Price Lawn Care for \$260 a month from July 1, through October 31 for lawn services at the Benton County Service Center. Motion carried.

Other discussions regarding signage placement, and acquiring moving company quotes also took place regarding the offices relocating from Governor Sherman Building to The Benton County Service Center.

The Supervisors all attended and spoke at the Home Based Iowa Ribbon Cutting Ceremony at 11:00 a.m. on the courthouse lawn.

Bierschenk moved/Wiley seconded: To adjourn.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

June 26, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of June 19, 2018. Motion carried.

After looking over the claims report for end of the fiscal year. Supervisor Wiley expressed his concern about some departments obviously using up all of their budgets before the end of the fiscal year with large expenditures. Supervisors agreed that this report will be discussed at budget time, and the board should pay attention to that.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 227638 through 227822, payroll checks numbered 140163 through 140181, and ACH deposits numbered 34796 through 34939, vendor checks numbered 227823 through 227829. Motion carried.

Wiley moved/Bierschenk seconded: To set land use hearing date of Tuesday July 24, 2018 for Vic and Andria Jones for part of NE ¼ SW ¼ of 2-85-9. Motion carried.

Further discussion continued about the moving of offices. They discussed internet, mailboxes, addresses, cost for utilities based on square footage and the confidentiality of documents. Benton County was to take possession on July 1st, but wanting to wait for the city to record the documents from the vacated alley before the closing takes place. County Attorney David Thompson presented a lease proposal for the Governor Sherman building. He went with the rate of \$7.23 per square foot based on what the county paid when they leased the West School property. This lease will temporarily take place during the moving process when all offices are between the two buildings. Elwick might move into the Governor Sherman Building before all county offices are out, and some county offices might inhabit the Benton County Service Center before the closing all takes place.

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing for Caleb Svoboda in part of NE ¼ SE ¼ of 23-85-9. No media was present, Tracy Seeman was present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Svoboda would like to propose a change of 1 acre to build a house. This site will need a new septic. CSR is 68. The driveway options have been approved. The required notification was sent to the adjacent landowner's. Hearing no other further comments, the public hearing was closed.

Wiley moved/Bierschenk seconded: To approve the request for the land use change from agricultural to non-agricultural for Caleb Svoboda in part of NE SE of 23-85-9. Motion carried.

Wiley moved/Bierschenk seconded: To approve Resolution #18-34, Transfer of Funds. Motion carried.

RESOLUTION #18-34 TRANSFER OF FUNDS

BE IT RESOLVED by the Benton County Board of Supervisors that the following interfund funds are ordered:

Local Option Sales & Services (LOSST) to Secondary Roads - \$255,000.00
Local Option Sales & Services (LOSST) to Rural Services - \$255,000.00
Local Option Sales & Services (LOSST) to General Basic - \$74,393.00

The auditor is authorized to make the necessary adjustments to the FY18 budget.

The Board of Supervisors of Benton County, Iowa, adopted the above and foregoing resolution on June 26th, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve Resolution #18-35, Inter-fund Transfers for FY19. Motion carried.

RESOLUTION #18-35 INTERFUND OPERATING TRANSFERS

WHEREAS, it is desired to authorize the auditor to periodically transfer sums from the general basic fund to the secondary road fund, general supplemental fund, and conservation land acquisition fund; and rural services fund to secondary road and sanitary disposal funds during the 2018-2019 budget year, and

WHEREAS, said transfers must be in accordance with section 331.432, Code of Iowa,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BENTON COUNTY, IOWA as follows:

Section 1. The total maximum transfers for the fiscal year beginning July 1, 2018, shall not exceed the amounts listed in the respective funds as follows:

| <u>FROM (Fund)</u> | <u>TO (Fund)</u> | <u>AMOUNT (max.)</u> |
|----------------------|----------------------|----------------------|
| General Basic | Secondary Road | \$ 209,039.00 |
| General Basic | General Supplemental | \$ 1,400,000.00 |
| General Basic | Debt Service | \$ - |
| General Basic | Capital Projects | \$ 155,000.00 |
| General Basic | Other | \$ \$15,000.00 |
| Rural Services Basic | Secondary Road | \$ 2,390,342.00 |

Section 2. The auditor shall order a transfer each quarter of fiscal year 2018-2019. Said quarterly transfers shall be one quarter of the total transfer to each fund as set forth in Section 1.

Section 3. Exceptions to Section 2 shall be transfers to the Conservation Land Acquisition fund, which may be done at any time during the fiscal year

Section 3. The amount of the transfers required in section 1 to the Secondary Road fund shall be in accordance with Iowa Code 331.429(1)(a) and (b).

Section 4. The amount of any transfer shall not exceed available fund balances in the transferring fund.

Section 5. The auditor is directed to transfer said funds in accordance with this resolution and to notify the treasurer and county engineer of the amounts of said transfers.

The Board of Supervisors of Benton County, Iowa, adopted the above and foregoing resolution on June 26th, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To approve Resolution #18-36, Committing of Funds. Motion carried.

RESOLUTION #18-36
RESOLUTION COMMITTING FUND BALANCES IN ACCORDANCE WITH GASB 54

WHEREAS, the Governmental Accounting Standards Board has adopted statement #54 (GASB 54); and

WHEREAS, Benton County desires to commit a portion of fund balances in accordance with GASB 54,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the following funds are committed as of June 30, 2018:

COMMITTED FUND BALANCES:

General Fund:

- \$16,000 sanitarian vehicle replacement;
- \$75,000 election equipment replacement;
- \$50,000 emergency response;
- \$500,000 infrastructure upgrades;
- \$16,500 IT upgrades

Rural Services Fund - \$16,000 land use administrator vehicle replacement

EMS Revolving Loan Fund – \$119,821 for emergency services loans

LOSST Fund - \$50,000 for technology upgrades and infrastructure;
\$234,000 GIS aerial flight;

BE IT RESOLVED that committed fund balances established prior to June 30, 2018, are hereby uncommitted as of June 30, 2018, and the committed fund balances stated above are established in lieu thereof.

BE IT FURTHER RESOLVED that the designation of committed fund balances indicates that Benton County prefers to use available financial resources for the specific purposes set forth above, and although committed, the funds are to remain an integral part of the spendable or appropriable resources of Benton County

Signed this 26th of June 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

It was reported that, in response to an invitation to bid that was sent to area banks, seven bids had been received for the purchase of the County's \$550,000 General Obligation County Building Note, as follows:

| <u>Name of Bank</u> | <u>Interest Rate</u> |
|------------------------------|----------------------|
| Cedar Valley Bank & Trust | 2.95% |
| Northeast Security Bank | 2.95% |
| Chelsea Savings Bank | 2.97% |
| Bank Iowa | 3.50% |
| Central State Bank | 3.68% |
| Farmers Savings Bank & Trust | 3.875% |
| Atkins Savings Bank | 4.15% |

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

After two bids being exactly the same, the Supervisors called them, giving them the opportunity to lower their rate. They came back as such:

| | |
|---------------------------|-------|
| Cedar Valley Bank & Trust | 2.8 % |
| Northeast Security Bank | 2.9 % |

Wiley moved/Bierschenk seconded: To approve Resolution #18-37, Authorizing and Approving Loan Agreement. Motion carried.

RESOLUTION #18-37

Resolution authorizing and approving a Loan Agreement and providing for the issuance of a \$550,000 General Obligation County Building Note

WHEREAS, pursuant to the provisions of Section 331.402 of the Code of Iowa, the Board of Supervisors (the "Board") of Benton County, Iowa (the "County"), has heretofore proposed to contract indebtedness and enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$550,000, for the purpose of paying the cost, to that extent, of acquiring and renovating a building to house County employees, and has published notice of the proposed action and has held a hearing thereon; and

WHEREAS, bids have been received and noted in the minutes for the purchase of a \$550,000 General Obligation County Building Note, (the "Note") in evidence of the obligation of the County under the Loan Agreement, and it is necessary at this time to authorize and approve the Loan Agreement and to make provision for the issuance the Note;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Benton County, Iowa, as follows:

Section 1. The Board hereby determines that the bid from Cedar Valley Bank & Trust, Vinton, Iowa (the "Bank") is the best bid, providing the lowest interest cost to the County, and the Board determines to enter into the Loan Agreement with the Bank, providing for a loan to the County in the principal amount of \$550,000 for the purpose set forth in the preamble hereof.

The Chairperson and County Auditor are hereby authorized and directed to sign the Loan Agreement on behalf of the County, and the Loan Agreement is hereby approved.

Section 2. The Note is hereby authorized to be issued in evidence of the obligation of the County under the Loan Agreement, in the principal amount of \$550,000 for the purpose set forth in the preamble hereof.

The County Auditor is hereby designated as the registrar and paying agent for the Note and may be hereinafter referred to as the "Registrar" or the "Paying Agent."

Principal of the Note shall be payable in two equal installments in the amount of \$275,000 each, on December 1, 2018 and June 1, 2019.

Accrued interest on the Note shall be payable on December 1, 2018 and June 1, 2019. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Payment of both principal of and interest on the Note shall be made to the registered owner appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the payment date and shall be paid by check or draft mailed to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and interest shall be payable only upon presentation and surrender of the Note to the Paying Agent.

The County reserves the right to prepay principal of the Note in whole or in part at any time prior to and in inverse order of maturity on terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the prepayment date.

The Note shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson and attested by the official manual or facsimile signature of the County Auditor and shall be a fully registered Note without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Note shall cease to be such officer before the delivery of the Note, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

The Note shall be fully registered as to principal and interest in the name of the owner on the registration books of the County kept by the Registrar, and after such registration, payment of the principal thereof and interest thereon shall be made only to the registered owner or its legal representatives or assigns. The Note shall be transferable without cost to the registered owner thereof only upon the registration books of the County upon presentation to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The record and identity of any owners of the Note shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

Section 3. The Note shall be in substantially the following form:

(Form of Note)

**UNITED STATES OF AMERICA
STATE OF IOWA
BENTON COUNTY**

GENERAL OBLIGATION COUNTY BUILDING NOTE

\$550,000

MATURITY DATE

June 1, 2019

NOTE DATE

_____, 2018

Benton County (the "County"), Iowa, for value received, promises to pay in the manner hereinafter provided to

Cedar Valley Bank & Trust
Vinton, Iowa

or registered assigns, the principal sum of FIVE HUNDRED FIFTY THOUSAND DOLLARS, together with interest on the outstanding principal hereof from the date of this Note, or from the most recent payment date on which interest has been paid, except as the provisions hereinafter set forth with respect to prepayment prior to maturity may be or become applicable hereto.

Principal of this Note is payable in two equal installments in the amount of \$275,000 each, on December 1, 2018 and June 1, 2019.

Accrued interest on this Note is payable on December 1, 2018 and June 1, 2019. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Both principal of and interest on this Note are payable to the registered owner appearing on the registration books of the County maintained by the County Auditor (hereinafter referred to as the "Registrar" or the "Paying Agent") at the close of business on the fifteenth day of the month next preceding the payment date in lawful money of the United States of America by check or draft mailed to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and interest shall be payable only upon presentation and surrender of this Note to the Paying Agent.

This Note is issued by the County to evidence its obligation under a certain Loan Agreement (the "Loan Agreement") entered into by the County for the purpose of paying the cost, to that extent, of acquiring and renovating a building to house County employees.

This Note is issued pursuant to and in strict compliance with the provisions of Chapters 76 and 331 of the Code of Iowa, 2017, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the County Board of Supervisors authorizing and approving the Loan Agreement and providing for the issuance and securing the payment of this Note (the "Resolution"), and reference is hereby made to the Resolution and the Loan Agreement for a more complete statement as to the source of payment of this Note and the rights of the owner of this Note.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

The County reserves the right to prepay principal of this Note, in whole or in part, at any time prior to and in inverse order of maturity on terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the prepayment date.

This Note is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the County in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Note to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The County, the Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all other purposes, and the County, the Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa, to exist, to be had, to be done or to be performed precedent to and in the issue of this Note were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the County for the payment of the principal of and interest on this Note as the same will respectively become due; and that the total indebtedness of the County, including this Note, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, Benton County, Iowa, by its Board of Supervisors, has caused this Note to be executed by its Chairperson and attested by its County Auditor, on June 26, 2018.

BENTON COUNTY, IOWA

By (DO NOT SIGN)
Rick Primmer, Chairperson, Board of Supervisors

Attest:

(DO NOT SIGN)
Hayley Rippel, Benton County Auditor

ABBREVIATIONS

The following abbreviations, when used in this Note, shall be construed as though they were written out in full according to applicable laws or regulations:

| | | | |
|---------|---|--|--|
| TEN COM | - | as tenants in common | UTMA _____ (Custodian) |
| TEN ENT | - | as tenants by the entireties | As Custodian for _____ |
| JT TEN | - | as joint tenants with right of survivorship and not as tenants in common | (Minor) under Uniform Transfers to Minors Act _____ (State) |

Additional abbreviations may also be used though not in the list above.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Note to

(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

and does hereby irrevocably appoint _____, Attorney, to transfer this Note on the books kept for registration thereof with full power of substitution.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Dated: _____

Signature guaranteed:

NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears on this Note in every particular, without alteration or enlargement or any change whatever.

Section 4. The Note shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon shall be delivered to the Registrar for registration and delivery to the Bank, upon receipt of the loan proceeds, and all action heretofore taken in connection with the Loan Agreement is hereby ratified and confirmed in all respects.

Section 5. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds to the sum thus advanced.

Section 6. It is the intention of the County that interest on the Note be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the “Internal Revenue Code”). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with the applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Note will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

The County hereby designates the Note as a “Qualified Tax Exempt Obligation” as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

Section 7. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

The Board of Supervisors of Benton County, Iowa, adopted the above and foregoing resolution on June 26th, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Sheriff Ron Tippett and Deputy John Lindaman compiled some data and analyzed the law enforcement contract data from the municipalities which contract services with Benton County between September 1, 2017 and May 31, 2018. All dispatched calls are tracked since 911 started back in the 90s. Comparing per capita rates, it might not be fair to all involved, but they hope to make it equitable. It was reported that it would take \$34/hour to cover the actual costs of the contract. Lindaman stated that an increase in the cost for law enforcement for a community is still lower than it would cost a community to start its own police department. A proposed rate to at least cover the wage of the officer would be a start. Needs do vary among towns, and those who do not have a contract and do not have its own police department, the sheriff’s department would still have to respond for reports of assaults and crimes of violence. Tippett proposed having a

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

meeting with all the communities and the county, get input from each on what they feel will be an equitable contract rate. Shellsburg Mayor Lonnie Speckner pointed out that cities are already paying a county tax, and he agreed to an increased rate. Jackie Michael, City of Urbana council member mentioned how Urbana doesn't contract a lot of hours but they do reciprocate calls. Supervisors agreed the task force of communities is a good idea, but rates for 2018-19 will continue as is, and hope to have all this figured out before the 2019-2020 budget planning takes place for everyone.

Bierschenk moved/Wiley seconded: To accept resignation of Shelley Flickinger-Williams from the Transportation Department. Motion carried.

Wiley moved/Bierschenk seconded: To approve final payment IDOT voucher with Vieth Construction Corporation for project HRRR-C006(76)—5R-06. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

June 28, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley were present. Bierschenk absent. The meeting was called to order at 11:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Primmer seconded: To set two moving dates, July 18th will be the first part with ½ of the food pantry, Volunteers and Benton Development Group. Second date of July 25th, with the other ½ of food pantry, Veterans Affairs and Social Services with the accepted quote from Two Men and a Truck. Motion carried.

Wiley moved/Primmer seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

July 3, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes of June 26, 2018 and June 28, 2018. Motion carried.

Gary and Julia Rocarek visited the board briefly to discuss their concern of not finding any handicapped parking areas or signs for the county fairgrounds grandstand events. Rocarek already visited with a fair board member about this during the fair held last week. Supervisor Primmer said he would check into it.

Wiley moved/Bierschenk seconded: To authorize chair to sign lease termination with Agren software, regarding the Middle Cedar Watershed, and Benton County will receive a refund for the remainder left in agreement. Motion carried.

Wiley moved/Bierschenk seconded: To approve and authorize chair to sign the renewal quote for flood insurance policy with Gallagher on the Benton County Law Enforcement Center. Motion carried.

Wiley moved/Bierschenk seconded: To approve handwritten claim number 227831 for \$9,669.38 for the down-payment to RCTech so that the wiring can start taking place at the Benton County Service Center. Motion carried.

A lease agreement was discussed with the Sixth Judicial District. They are currently leasing and paying rent to Elwick. It was pointed out the county does not have to provide space for the judicial district but always have in the past. When they were across the street from the courthouse, they only paid for their utilities.

Bierschenk moved/Wiley seconded: To allow the Sixth Judicial District to remain in current office at the newly purchased county building, with no lease payment, but a percentage of the utilities and other services will be billed to them accordingly. Motion carried.

Wiley moved/Bierschenk seconded: To enter into a lease agreement with Michael and Cynthia Elwick for office space located at 303 1st Ave. Vinton, Iowa, commencing on July 17, 2018 and ending August 16, 2018. Motion carried.

Other details regarding the move were addressed along with setting an established closing date of July 17, 2018.

Wiley moved/Bierschenk seconded: Approve utility permit for Interstate Power & Light to bore under the road in Leroy Township North of Blairstown. Motion carried.

Wiley moved/Bierschenk seconded: Approve utility permit for MidAmerican Energy in Florence Township to place fiber between sub stations. Motion carried.

Bierschenk moved/Wiley seconded: Approve utility permit for Windstream Iowa Communications in Iowa Township East of Belle Plaine. Motion carried.

The engineer stated that four bids were received for the bridge replacement project on 62nd St. in Benton Township. The bids were as follows:

| | |
|----------------------------|--------------|
| Taylor Construction., Inc. | \$328,868.10 |
| Peterson Contractors, Inc. | \$367,035.98 |
| Iowa Bridge & Culvert, LC | \$381,138.29 |
| Boulder Contracting, LLC. | \$400,458.00 |

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

The engineer recommended that the board award the bid to the apparent low bidder: Taylor Construction Inc. Moved by Bierschenk seconded by Wiley, to award the bid for the Bridge Replacement Project BROS-CO06(106)—8J-06 to Taylor Construction Inc. in the amount of \$328,868.10. Motion carried.

Wiley moved/Bierschenk seconded: To approve Resolution #18-38, Salary and Job Title Change for Alisha Burmeister. Motion carried.

RESOLUTION #18-38

APPROVE SALARY AND JOB TITLE CHANGE

WHEREAS: The Benton County Secondary Roads Department had the office manager, Penny Applegarth retired the end of June 2018; and

WHEREAS: This office manager position needs to be filled; and

WHEREAS: Alisha Burmeister is recommended and deserving of this promotion; and

WHEREAS: This position warrants a salary comparable with those positions within other counties,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that Alisha Burmeister be the office manager of Benton County Secondary Roads at a salary of \$39,000 per year effective July 2, 2018.

Dated 3rd day of July, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Dust control issues were discussed, particularly regarding a property owner who is applying his own dust control without obtaining a permit. What was applied in this particular case is causing splatter on vehicles and creating traffic hazards. The Engineer was advised to present the property owner with a copy of the Iowa code sections in regards to the situation. Chapter 657.3(Nuisances), and Chapter 318 (obstructions in HWY right of ways). This matter could amount to an aggravated misdemeanor in enforcing the dust control law.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

July 10, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisor Primmer present and Supervisor Wiley called in. Bierschenk was absent. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Primmer seconded: To approve the minutes of July 3, 2018. Motion carried.

Wiley moved/Primmer seconded: To set land use hearing date of Tuesday August 7, 2018 for Jacob and Samantha Fish in part of Lot 1 in Red Brush Estates in NW ¼ SW ¼ of 23-85-9. Motion carried.

Wiley moved/Primmer seconded: Approve payment of checks numbered 227830 through 228000, payroll checks numbered 140182 through 140193, and ACH deposits numbered 34940 through 35082, vendor checks numbered 228001 through 228006. Motion carried.

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing for Todd Neal in part of SW ¼ SE ¼ of 28-86-10. No media or members of the public was present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Neal would like to propose a change of 2 acres to build a house. This site will need a new well and septic. The driveway options have met approval on the west side of said parcel, with the possibility of adding a new culvert. The required notification was sent to the adjacent landowner's. Hearing no other further comments, the public hearing was closed.

Wiley moved/Primmer seconded: To approve the request for the land use change from agricultural to non-agricultural for Michael Neal in part of SW ¼ SE ¼ of 28-86-10. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Supervisor Primmer reported on IT work at the Service Center. Primmer stated he had, Ben Turnis IT Director, get quotes on a battery backup system, 4 wireless access points with licenses and shelving. Turnis explained that the licenses for the wireless access points were for 3 years. Total quote came to \$3,778.00. **Wiley moved/Primmer seconded:** To approve quote as presented for IT work at the Benton County Service Center for battery back-up, wireless access points with licenses and shelving units. Motion carried.

Primmer also discussed they were having issues with the placement of the antenna for Point to Point Connection at the Benton County Service Center.

Wiley moved/Primmer seconded: To approve purchase of used caterpillar motor grader for \$198,000.00 from Mid Country Machinery, Inc. Motion carried.

Wiley moved/Primmer seconded: To approve Resolution #18-39, Wage and classification change. Motion carried.

RESOLUTION #18-39

WAGE CLASSIFICATION CHANGE

WHEREAS: Benton County Secondary Roads Department has an employee that has been employed by Benton County for six months, and

WHEREAS: Upon the completion of the six -month period the base wage will be increased from the starting wage (per bargaining unit agreement)

THEREFORE BE IT RESOLVED By the Benton County Board of Supervisors that the hourly wage for Wayne Frickson be set at \$20.85 per hour effective July 3, 2018. This position carries a Labor Grade VB classification.

Signed this 10th day of July, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Primmer seconded: To adjourn.

Rick Primmer, Chairman

ATTEST:

Hayley Rippel, Benton County Auditor

July 17, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Primmer seconded: To approve the minutes of July 10, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To set the date of Tuesday August 14th at 9:15 a.m., for a land use hearing for Jay Cassill a part of the SE ¼ SW ¼ 29-83-9. Motion carried.

Wiley moved/Bierschenk seconded: Approve ECICOG contract with Benton County Transportation for FY19. Motion carried.

Wiley moved/Bierschenk seconded: To approve use of the courthouse lawn for Saturday August 25, 2018 for Boomtown festivities from 6:00 a.m. until 6:00 p.m. Motion carried.

Loel Fink, with the Benton County Volunteers asked if they can wait and move on the 25th instead of the 18th. Board didn't see a problem with the delay. They want to be sure internet and phones are all up and running.

Bierschenk moved/Wiley seconded: To approve and sign contract and contractors performance bond in the amount of \$328,868.10 with Taylor Construction, Inc. for bridge replacement for project No. BROS-CO06-(106)—8J-06. Motion carried.

Wiley moved/Bierschenk seconded: To authorize Chair to sign the C.D.B.G. Single Audit funding statement regarding the Middle Cedar WMA. Motion carried.

Wiley moved/Bierschenk seconded: To enter into a business agreement with Iowa Counties Technology Services. Motion carried.

Wiley moved/Bierschenk seconded: To approve Treasurer's Semi-Annual Report. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: Approve Social Services Quarterly Report ending June 30, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve Recorder's Quarterly Report ending June 30, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Approve Auditor's Quarterly Report ending June 30, 2018. Motion carried.

The time of 10:00 a.m. having arrived and this being the time and date for a public hearing on accepting bids for county owned building located at 114 E 4th Street, Vinton, Iowa. The Chairman opened up the hearing for public comments. One bidder was present along with one tenant of the building, Bob Fischer. No media in attendance. Fischer's current lease with the county is until February of 2019, and they anticipate needing the space until April of 2019. He is concerned the new owner would possibly evict their business after the expiration date or possibly start on a construction project. He asked that the board put some restrictions on to the potential new owners to continue the lease on a month-to-month needed basis.

Bids were received as followed:

Steve and Susan Hinz, Oceanside, CA-\$41,500

Mike Elwick, Vinton, IA -\$27,500

Kurt's Enterprises, Vinton, IA-\$50,000

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 10:10 a.m.

Wiley moved/Bierschenk seconded: To enter back into open session at 10:20 a.m. and close the public hearing. Motion carried.

Wiley moved/Bierschenk seconded: To adopt Resolution #18-40, Dispose of an Interest in Real Property and to close the public hearing. Motion carried.

RESOLUTION #18-40 DISPOSE OF AN INTEREST IN REAL PROPERTY

WHEREAS, Benton County, Iowa owns certain real estate described as:

WHEREAS, The Benton County Board of Supervisors has accepted sealed bids on Tuesday, July 17, 2018 at 10:00 a.m. for the sale of county-owned property located in Vinton, Iowa, at **114 E 4th Street** and described as:

VINTON W 1/3 LOT 2 AND CENTER 1/3 LOT 2 BLOCK 1

WHEREAS, the Board of Supervisors considers it is in the best interest of the County to dispose of said real estate by sale of the same; and

WHEREAS that the notice of this public hearing was published pursuant to Iowa Code Section 331.305; and

WHEREAS, the Board accepts the highest bid and offer to purchase the Benton County Property by Kurt's Enterprises for \$50,000;

WHEREAS, the Board authorizes the County Attorney to handle the closing of the said property; and convey the County Property by Quit Claim Deed to Kurt's Enterprises upon payment in full to the Benton County Auditor and/or Treasurer.

Dated this 17th day of July 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: Adopt Resolution #18-41, Approve Hires in Sheriff's department. Motion carried.

RESOLUTION #18-41 APPROVE HIRES IN SHERIFF'S DEPARTMENT

IT IS HEREBY RESOLVED that Tyler Barr and Justin Coshow be approved as a Full-time Deputy Officers, The position will be effective July 17, 2018;

WHEREAS Justin Coshow has been a part-time sheriff deputy with Benton County since January of 2018; and Tyler Barr since February 2018 and both have met all their requirements; and

WHEREAS, the Sheriff recommended that Coshow and Barr have their employment status changed to full-time deputy sheriff,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors, that Justin Coshow and Tyler Barr have their positions be changed to full-time deputies in the Sheriff's Department, effective July 17, 2018 with a continuing wage at \$22.85 an hour, per union contract.

Date this 17th day of July 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Discussion about the duty officer position at the sheriff's office. Sheriff Tippett will properly post and advertise for this position and bring it back for official approval.

Wiley moved/Bierschenk seconded: To approve Sheriff's Quarterly Report ending June 30, 2018. Motion carried

Wiley moved/Bierschenk seconded: To approve lease agreement between Benton County and ACT I for a satellite antenna to be placed on exterior of their roof and allow access to the roof as needed. This lease approved with the provision giving authority to move the date to start July 17th if approved by ACT 1. Motion carried.

Discussed maintenance issues regarding the new Benton County Service Center with Rick Bramow.

Wiley moved/Bierschenk seconded: To execute closing documents for the \$550,000 General Obligation Note with Cedar Valley Bank & Trust and issue the checks necessary to Benton County Title company. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST:

Hayley Rippel, Benton County Auditor

July 24, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley were present, Bierschenk was running late. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Primmer seconded: To approve the minutes of July 17, 2018. Motion carried.

Wiley moved/Primmer seconded: Approve payment of checks numbered 228008 through 228136, payroll checks numbered 140194 through 140206, ACH deposits numbered 35083 through 35227, vendor checks numbered 228139 through 228145, voided check number 228007. Motion carried.

Bierschenk arrived at 9:07a.m.

Wiley moved/Bierschenk seconded: To approve and sign plan amendment #1 to Employee Benefit Systems. Motion carried.

The time of 9:14 a.m. having arrived, and this being the time and date for a land use hearing for Vic and Andria Jones in part of the NE ¼ SW ¼ of 2-85-9. One adjoining neighbor was present, no media a present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Jones would like to propose a change of 1 acre for a new residence in an existing building. He has lived in the area for 15 or more years. This site will need a new septic and will be able to hook up to the existing well and has an existing driveway. Ground is not in production. Adjoining landowner present voiced her concern over property lines and if it had been surveyed. She just wanted to be kept informed of what was going on. Another phone call received from a curious adjacent owner prior to the hearing wondering what was going on, nothing about being for or against the land use change. Hearing no other further comments the public hearing was closed.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve the request for the land use change from agricultural to non-agricultural for Vic and Andria Jones in part of the NE ¼ SW ¼ of 2-85-9. Motion carried.

Discussion on areas of concern with the new Benton County Service Center move. The board would like to wait on some of the wants and needs of the people once they get in and settled in a bit. Then they would like to do a walk-thru of the new building and look at the needs and also have the security committee be involved.

Kate Robertson and Marlyn Jorgensen of Benton Development Group (BDG) along with Chad Sands of East Central Iowa Council of Governments (ECICOG) met with the board regarding the county's current land use ordinance. With the four-lane highway coming across southern Benton County very quickly, they felt the county needed to be proactive instead of reactive. There are greater opportunities for development along the corridor and would like to find out what the county wants and needs to do on land use. They suggested a study committee be created and give broad input on this and to come back to the board with their findings. Zoning and other concerns were brought up within the discussion. Benton County developed its first plan back in 1984 when it became effective in 1986. Since then, they've added a subdivision ordinance to slow housing developments down and there have been periodic updates made to that including adding the requirement of being near a hard-surfaced road. The Board would like to meet with the county zoning commission before anything else is done in regards to this topic.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

July 31, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes of July 24, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve amended fireworks permit date for Chuck Yedlik from July 28th to August 2nd with a rain date of August 3rd. Motion carried.

Bierschenk moved/Wiley seconded: To approve Resolution #18-43, Approval and Disapproval of Homestead, Military and Disabled Veteran's Homestead Credits for 2018. Motion carried.

RESOLUTION #18-43

APPROVAL AND DISAPPROVAL OF HOMESTEAD TAX CREDITS, MILITARY TAX CREDITS, AND DISABLED VETERAN'S HOMESTEAD TAX CREDITS FOR 2018 ASSESSMENT

WHEREAS, Iowa law provides that property owners may apply for certain credits against their property tax; and

WHEREAS, new applications for various credits have been submitted to the assessor, in accordance with law, for his approval or disapproval; and

WHEREAS, the assessor has made recommendations and provided said applications to the auditor; and

WHEREAS, the auditor has submitted said applications to the board of supervisors for their consideration; and

WHEREAS, the board of supervisors is required to allow or disallow the credit,

IT IS FURTHER RESOLVED that the remainder of the applications for Homestead Credit, Military Credit, and/or Disabled Veteran's Homestead Credit that were filed with the assessor on or before July 1, 2018, for the 2018 assessment year are allowed based on the assessor's recommendation. The assessor is to maintain a permanent file of the applications in accordance with law.

Signed this 31st day of July 2018.

Rick Primmer, Chairman

Todd A. Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve utility permit for East Central Iowa REC in Benton Township to bore utility lines underground in the county's right of way. Motion carried.

The Engineer reported that the Iowa DOT HWY 218 Interchange project detour due to the four-lane expansion on HWY 30 began on Monday July 23.

Wiley moved/Bierschenk seconded: To approve and sign purchase agreement for a permanent easement for road project along the Oak Grove Rd project with Jon and Ginger Kaestner for .74 Acre for \$4,900.00. Motion carried.

Bierschenk moved/Wiley seconded: To approve handwritten claim to Jon Kaestner for \$5,000.00 for purchase easement and abstract costs. Motion carried.

Wiley moved/Bierschenk seconded: To approve 16 hours of vacation carry-over for Rick Bramow to be used by September 30, 2018. Motion carried.

The board did their annual employee evaluation with Rick Bramow. He did not request closed session. Discussion on goals accomplished over the past year and future goals and needs for the county maintenance. The additional needs asked of his department that come with the added Benton County Service Center was also discussed.

Marc Greenlee, Sanitarian/land use administrator requested that the board go into closed session to perform his evaluation.

Wiley moved/ Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)i. Motion carried at 10:30 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 11:15 a.m.

Wiley moved/ Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)c. Motion carried at 11:20 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 12:20 a.m.

Carol Zander, Social Services Director requested that the board go into closed session.

Wiley moved/ Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)i. Motion carried at 12:20 p.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 12:42 p.m.

Wiley moved/Bierschenk seconded: To suspend employee discussed in closed session for 7 days with pay. Instructed the county attorney to provide a formal letter to said individual with regards to the suspension and take up the matter on the boards agenda next week. Motion carried.

Various topics continue to be discussed regarding the new Benton County Service Center.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

August 7, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk were present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of July 31, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payment of checks numbered 228146 through 228279, payroll checks numbered 140207 through 140220, ACH deposits numbered 35228 through 35372, vendor checks numbered 228280 through 228285. Motion carried.

Bierschenk moved/Wiley seconded: To approve the hire of Larry Yeager as a part-time driver /maintenance person at \$11.33 an hour effective August 7, 2018. Motion carried.

Dana Burmeister, Transportation director presented a draft of a new transportation building. Burmeister is in the beginning stages of applying for an ECICOG grant for said new building.

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing for Jacob and Samantha Fish in part of Lot 1 in Red Brush Estates in NW ¼ SW ¼ 23-85-9. The Fish family was present, no media in attendance. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Fish would like to propose a change of 1 acre for a new residence on his existing parcel. There is already an existing dwelling on the same parcel that they hope to later sell off. CSR is a 70, most of the land is all timber, nothing in production and they will use same existing driveway. Most adjoining landowners are family and there were no comments heard for or against this change. Hearing no other further comments, the public hearing was closed.

Bierschenk moved/Wiley seconded: To approve the request for the land use change of one acre from agricultural to non-agricultural for Jacob and Samantha Fish in part of Lot 1 in Red Brush Estates in NW ¼ SW ¼ 23-85-9. Motion carried.

Scott Hepker spoke on behalf of Urbana first responders, requesting LOSST funds. Having ambulance service in rural areas is becoming a big issue. After losing ambulance service 7 years ago, the community is in need of such services as they continue to grow. Currently North Benton Ambulance and Area Ambulance provides the service. They

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

now have 5 willing members are already trained to start one up again. They will need to get a vehicle purchased and get state inspection approval and they should hopefully be up and running in 30 days.

Wiley moved/Bierschenk seconded: To authorize the Auditor to issue the 10% match from Local Option Sales and Service Tax fund for an emergency vehicle for Urbana EMS once an official invoice is presented. Motion carried.

Toni Parizek, Veterans Affairs Director updated the board on a provision that the commission already approved to be added to assistance guidelines. In order to receive assistance in Benton County, a veterans service officer must be a resident of the county. They would need to produce two official pieces of mail showing the address and a valid ID confirming that.

Wiley moved/Bierschenk seconded: To approve Veteran's Affairs Quarterly Report ending June 30, 2018. Motion carried.

John Whitson, resident along 61st St. Drive, Vinton came to discuss sealcoating and how to get the process moving. Primmer explained a signed petition is needed by those willing property owners. That petition would then be given to the County Engineer who would figure up the estimated cost. The cost would be divided up as an assessment put on the owner's taxes.

The Engineer presented Bids received for a new 4x4 pickup for the maintenance superintendent. Bids were as followed:

Thys Motor Company-2019 Ram SLT Quad 1500 4X4-\$32,375.60

Van Horn Motors-2019 Chevrolet Silverado 1500 Double Cab 4X4-\$31,316.00

Ervin Motor Company-2019 GMS Sierra 1500 Double Cab 4X4-\$31,502.00

Bierschenk moved/Wiley seconded: To approve bid from Van Horn Motors for 2019 Chevy Silverado for \$31,316.00. Motion carried.

Bids received from a DOT bid letting for bridge project FM-CO06(113)—55-06, resurfacing on D65 east of Mt. Auburn were as follows:

Mathy Construction Company-\$1,337,583.55

Inroads, LLC-\$1,668,432.98

Wiley moved/Bierschenk seconded: To award the bid for DOT Bridge project to Mathy Construction Company for \$1,337,583.55. Motion carried.

Wiley moved/ Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)i. Motion carried at 10:30 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 11:23 a.m.

Bierschenk moved/ Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)c. Motion carried at 11:24 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 11:57 a.m.

Bierschenk moved/ Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)c. Motion carried at 11:58 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 12:28 p.m.

Wiley moved/Bierschenk seconded: To accept Carol Zander's resignation from Social Services effective immediately. Motion carried.

Wiley moved/Bierschenk seconded: To approve hiring of Sydney Barton for part-time jailer/kitchen help for the Sheriff office at the rate of \$14.67 an hour effective August 7, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve hiring of Darian Smothers as part-time jailer in Sheriff's office at \$14.67 an hour effective August 7, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To acknowledge that Jerry Michaels is retiring on August 10, 2018, and to change his status to part-time on August 11, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To acknowledge resignation of Zach Mann and Ann Werning as communication specialists in the Sheriff's office effective August 7, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To appoint John Lindaman as Chief Deputy Sheriff to replace Mike Ferguson effective August 7, 2018. Wiley withdrew said motion due to further discussion. The county attorney inquired if the position had been posted properly referring to Iowa code section 35c.

Sheriff Tippett previously discussed at a prior meeting how he was in favor of a school resource officer for Benton Community Schools and wanted to provide an update in regards to this moving forward. Gary Zittergruen, will come present something to the board so that they can work out cost-share agreement. The Department of Justice is not funding any new positions, as their current focus is on opioid addiction.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

August 14, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes of August 7, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve Class B Liquor license for Blairstown Lions Club. Motion carried.

Wiley moved/Bierschenk seconded: To approve quote on new keys and locks to the Benton County Service Center from Tomcat, and to authorize the auditor to do a handwrite to purchase the equipment and balance to be paid in full after completion of the work. Motion carried.

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing for Jay Cassill, a part of the SE ¼ SW ¼ 29-83-9, North side of Highway 30. Jay Cassill was present along with 4 adjoining land owners. No media was in attendance. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Cassill would like to propose a change of 7.89 acres for a new 20 X 800 foot shop to house a storage business and his residence on his parcel of land. There is already an existing dwelling on the same parcel that is going to be sold to his son. Greenlee said this is a mixed use in the area, with commercial, residential and farming nearby. With a csr of 48, it is compatible and won't affect the farming in the area. Cassill will use same existing driveway. Greenlee addressed concerns that were brought up in the form of a written letter from a neighbor about the possible runoff from the property. This neighbor also had concerns about existing property lines relating to the fence. Property has been surveyed and this fence issue is being resolved, per Brain Engineering. Gary and Lori Jaster were opposed to the change being proposed, stating this should be a residential area and felt it was currently a nuisance by how many vehicles Cassill had sitting around his property along with a broken hot tub. Jaster's passed around some pictures of the junk spoken of. Jane Dorman another neighbor, was not opposed to people doing what they want on their property and understands the need for commercial growth and revenue for Benton County. She would like to see this be planned out in a smart sensible way for a master plan to look at the whole big picture. Primmer stated that potential zoning may be in our future with this area in mind, but that is a timely process to make the land owner wait. Lana Clement wants to keep small businesses in Iowa, but concerned that the lighting will be an issue like it is for a neighboring tiling business. She moved to the country to be in the country. Some other discussion about DOT and their requirements along the HWY in regards to proper signage and restrictions of how many vehicles can be allowed to privately sell in a year. After addressing other concerns regarding fencing, lighting, landscaping and slatting, Cassill assured the neighbors that he was spending money to make it look nice and would make it classy. He agreed to plant trees on the south and west sides of the fenced storage area as well. This isn't a business with other employees, but his hobby business. Hearing no other further comments, the public hearing was closed at 10:24 a.m.

Wiley moved/Bierschenk seconded: To approve the request for the land use change from agricultural to non-agricultural for Jay Cassill in a part of the SE ¼ SW ¼ 29-83-9. Motion carried.

Bierschenk moved/Wiley seconded: To approve lease agreement between Benton County, Iowa and Horizons from July 18, 2018 through June 17, 2019 for office space at the Benton County Service Center. Motion carried.

The board toured the Benton County Service Center and met with department heads to go over some needs and wants after they've had time to get settled in.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

August 14, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 1:30 p.m. *Unless otherwise noted, all actions were approved unanimously.*

A conference call to Mechelle Dhondt with the Mental Health Region was had to discuss the replacement of the Benton County Social Service Director. Dave Thompson was also in attendance. The Region will be highly involved with this hiring process and would like one of the supervisors to serve on the committee also.

Wiley moved/Bierschenk seconded: To approve the concept and idea for the job description that was presented for a Licensed Independent Social Worker (LISW) for Benton County and understands it might be slightly modified. The employee's salary and benefits will be 100% reimbursable by the Region. Advertising will also be done how the Region sees fit. Motion carried.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

August 21, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve both sets of minutes from August 14, 2018 as improved. Motion carried.

Bierschenk moved/Wiley seconded: Approve payment of checks numbered 228286 through 228441, payroll checks numbered 140221 through 140236, ACH deposits numbered 35373 through 35514, vendor checks numbered 228442 through 228448. Motion carried.

A farm exemption was presented for Ann Reinberg for land in part of the S1/2 of NE ¼ of 5-83-12. They plan to build 1200-head swine building. Marc Greenlee said it meets all the required criteria for a farm exemption. After pointing out a residence within 600 feet of this proposed site, the board felt it was an inappropriate place. They would like to suggest it have further set back so it was farther away from the nearby residence. No action was taken at this time.

Wiley moved/Bierschenk seconded: To approve Resolution #18-44, Abatement of Taxes. Motion carried.

RESOLUTION #18-44

WHEREAS, the City of Vinton and City of Shellsburg have acquired property and were given the appropriate notice of the taxes due; and

WHEREAS, these entities failed to pay said tax; and

WHEREAS, Iowa Code 445.63 provides that the board of supervisors shall abate the tax if the governing body fails to immediately pay the tax,

IT IS THEREFORE RESOLVED that the 2017 tax assessed against parcels #240-02300 and 190-21350 are hereby abated in full pursuant to Iowa Code 445.63. The treasurer is directed to strike the amount due from the county system.

Dated this 21st day of August 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve and sign quote for new door on the Benton County Service Center from Automatic Door Group for \$12,595.00. Motion carried.

Wiley moved/Bierschenk seconded: To approve the appointment of John Lindaman as Chief Deputy Sheriff, with a salary of 85% of the elected official. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution #18-45, Employee Appointments in Sheriff's office. Motion carried.

RESOLUTION #18-45 EMPLOYEE APPOINTMENTS IN SHERIFF'S OFFICE

WHEREAS, the Benton County Sheriff's Department has posted positions for various positions within; and

WHEREAS, these employees meet the qualifications required of said positions and are already employees of the Sheriff's Department; and

WHEREAS, the Sheriff recommended that Rusty Denison be appointed to Jail Supervisor; Ladonna Fairbanks be appointed as Jail Support Staff Supervisor and Dawn Markland as Communications Supervisor,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that these employees' title status be changed to said appointments in the Sheriff's Department effective August 21, 2018 with each getting a \$2,500.00 wage increase, and after 6-month evaluation of their duties and job performance, they may be able to receive an additional \$500.00 per year.

Dated this 21st day of August 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Further discussion was held regarding resource officers in schools. Sheriff Tippett had previously mentioned to the board regarding Benton Community Schools, and since that time has also been in touch with the Belle Plaine Police Chief. The questions regarding how to split the costs was discussed and looking at how the school calendar will impact the position. It was agreed to continue moving forward on the subject matter.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 10:06 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 10:30 a.m.

Wiley moved/Bierschenk seconded: To authorize Adam Rodenberg to move forward with what was discussed in close session. Motion carried.

Rodenberg also gave an update on the Middle Cedar WMA. There are 26 entities represented on the WMA Board. A public open house is also planned for Monday September 10th, 4-6:00 p.m. at the UNI campus. The first draft of the plan is expected in December.

Bierschenk moved/Wiley seconded; To approve and sign contract and contractors performance bond with Mathy Construction Co. for HMA resurfacing on D65 (Mt. Auburn east) Project No. FM-CO06(113)—55-06. Motion carried.

Discussed some public concerns regarding the HWY 218 Interchange project detour. Changing a yield sign to a stop sign or put flashing lights on a yield ahead sign to draw more attention. The Board agreed to allow the Engineer to make necessary changes to make it safer.

Wiley moved/Bierschenk seconded: To approve Iowa Department of Transportation Agreements for box culverts and bridge replacements as followed:

IDOT # 6-18-HBP-SWAP-012 for BROS-C006(107)--FF-06 [Box Culvert Replacement on E24],

IDOT #6-18-HBP-SWAP-013 for BROS-C006(109)--SE-06 [Bridge Replacement on 59th St Tr],

IDOT #6-18-HBP-SWAP-014 for BROS-C006(110)--FE-06 [Bridge Replacement on 24th Ave Dr over Bear Creek],

IDOT# 6-18-HBP-SWAP-015 for BROS-C006(112)--SE-06 [Bridge Replacement on 51st St Dr over Spring Creek], Motion carried.

Myron Parizek, Engineer requested that the board go into closed session to perform his evaluation.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 11:27 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 12:32 p.m.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

August 23, 2018

The Benton County Board of Supervisors met in special adjourned session with Supervisors Primmer present, Wiley and Bierschenk via telephone. The meeting was called to order at 11:30 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve use of courthouse lawn for Vinton Kiwanis Club on August 25, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn. Motion carried.

Rick Primmer, Chairman

ATTEST: _____
Gina Edler, Benton County Deputy Auditor

August 28, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from August 21, 2018 and August 23, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To set a land use hearing date of Tuesday September 25, 2018 at 9:15 a.m. for Jeffrey and Rebecca Junge. Motion carried.

Wiley moved/Bierschenk seconded: To approve farm exemption application for Ann Reinberg for land in part of the S½ of NE ¼ 5-83-12. Motion carried.

Bierschenk moved/Wiley seconded: To approve farm exemption application for Jennifer Klein in part of the SE¼ of 3-82-10. Motion carried.

Wiley moved/Bierschenk seconded: To approve Resolution #18-46, Employment status change in Sheriff's office. Motion carried.

RESOLUTION #18-46

EMPLOYMENT STATUS CHANGE FOR CATHY CLOUSE

WHEREAS, the Benton County Sheriff has a need for more help in the kitchen and custodial department; and

WHEREAS, Clouse has been employed by Benton County as part-time since June 2017 and has been averaging over 32 hours a week, and

WHEREAS, Clouse has been currently performing the duties of the above mentioned positions; and

WHEREAS, the Sheriff recommended that Clouse have her employment status be changed from part-time to permanent part-time to allow her health insurance benefits,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that Cathy Clouse be changed to a permanent part-time kitchen and custodial employee in the Sheriff's office, effective August 28, 2018 at her same hourly rate of 14.67.

Dated 28th day of August, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST: _____
Hayley Rippel, Benton County Auditor

Toni Parizek, Veterans Affairs Director requested that the board go into closed session to perform her evaluation.
Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 9:45 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 10:35 a.m.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Dana Burmeister, Benton County Transportation Director requested that the board go into closed session to perform her evaluation.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 10:36 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 11:17 a.m.

The board moved the meeting over to the Benton County Service Center to talk to the locksmith there working and a sales rep for some petition walls and furniture needs.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

September 4, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer and Bierschenk present. Wiley absent. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Primmer seconded: To approve Resolution #18-47, Variance to Subdivision. Motion carried.

RESOLUTION #18-47

Variance to the Benton County Subdivision Ordinance

WHEREAS, Benton County adopted the Benton County Subdivision Ordinance #72; and

WHEREAS, said ordinance prohibits the creation of multiple splits within a 40-acre aliquot part; and

WHEREAS, said ordinance sets forth the minimum requirements and improvements for subdivisions created in the unincorporated area of Benton County; and

WHEREAS, a request has been presented to the Board of Supervisors by Jake Fish to vary the required provisions in Article IV, Sections 4.01 through 4.05; Article V, Sections 5.01 through 5.07; Article VI, 6.2 through 6.03 and 6.05 (f); and Article VII, Section 7.01 of the ordinance to allow for one additional division on a parcel located in the NW ¼ NW ¼ of 23-85-9.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the requirements of Ordinance #72 are hereby varied as stated for the division of real property located in a parcel within the NW ¼ of NW ¼ in section 23-85-9.

Adopted this 4th day of September, 2018.

Rick Primmer, Chairman

Gary Bierschenk

ATTEST: _____
Hayley Rippel, Benton County Auditor

Bierschenk moved/Primmer seconded: To approve the minutes from August 28, 2018. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Primmer seconded: To approve Resolution #18-48, Abatement of Taxes. Motion carried.

RESOLUTION #18-48

WHEREAS, the State of Iowa has acquired property and were given the appropriate notice of the taxes due; and

WHEREAS, these entities failed to pay said tax; and

WHEREAS, Iowa Code 445.63 provides that the board of supervisors shall abate the tax if the governing body fails to immediately pay the tax,

IT IS THEREFORE RESOLVED that the 2017 tax assessed against parcels #460-00620, 460-01170, 470-01720, 480-04170, 470-06270, 480-16120 are hereby abated in full pursuant to Iowa Code 445.63. The treasurer is directed to strike the amount due from the county system.

Dated this 4th day of September 2018.

Rick Primmer, Chairman

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Primmer seconded: To approve the quote from Welter's Storage for office furniture at the Benton County Service Center minus the wall panels at this time. Motion carried.

Bierschenk moved/Primmer seconded: To approve advertising in the Auditor's office to hire part-time help. Motion carried.

Auditor Rippel wanted guidance on the upcoming required employee training and scheduling conflicts. She will move forward on setting a time and date with the possible need to close county offices for a few hours on said morning.

Holly Ollinger, resident on 61st St. Drive presented a petition from herself and other residents to request to reduce the speed limit on the set road portion of 61st Street Drive, Vinton. The request is being made for the safety concerns of residents and for a proposed new driveway access to be made. The Engineer spoke up regarding the different criteria on this particular dead-end road. The Iowa Code determines the speed limits on the roads if a sign is not posted. This is a non-posted speed limit area of 55 mph between sunrise and sunset. The request is to reduce and post the speed limit on a set portion of the gravel road of 61st Street Drive to be 40 mph. The board requested the input from the sheriff's office as well on this matter and did not take any action at this time.

Bierschenk moved/Primmer seconded: To approve utility permit for Poweshiek Water Association in Kane Township. Motion carried.

Bierschenk moved/Primmer seconded: To approve utility permit for East Central Iowa REC in Taylor Township. Motion carried.

Bierschenk moved/Primmer seconded: To authorize chair to sign letter of support for historical preservation grant application. Motion carried.

Scott Hansen, Benton County EMA, spoke briefly regarding the Cedar River flood levels. At the current stage, they are predicting we should be okay, but with upcoming forecasts, things could change. He will continue to keep everyone posted, but wanted to make them think about the county transportation building, if things change what they will want to do regarding sandbagging.

Dave Thompson updated the board on the hiring process of a Licensed Independent Social Worker (LISW). The deadline for applications is today, and the next step would be to set up the interview process. The Region has proposed three people to be involved, Thompson would like to recommend one of the board members along with Bethany Wheaton and himself to sit in on the interview process as well.

Bierschenk moved/Primmer seconded: To appoint Gary Bierschenk, Bethany Wheaton and David Thompson to sit on the interview committee along with the three regional members to hire a LISW for Benton County and the Mental Health Region. Motion carried.

Bierschenk moved/Primmer seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

September 11, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Justin Birker, Courthouse maintenance employee came to discuss courthouse sidewalk. With the employees using the north entrance, there had been requests to see about putting in an additional sidewalk from the north doorway along to the east sidewalk. Birker felt it would not be in the best interest, he felt there is enough sidewalks already. This is an area where all the snow gets pushed to, and the generator exhaust exits in this area. There are also many different utility lines in this vicinity to take into consideration. It does not get a lot of sunlight, so safety concerns of ice, and falling debris from the courthouse roof. The board agreed with Birker, no action will be taken further on this matter.

Bierschenk moved/Primmer seconded: To approve the minutes from September 4, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payment of checks numbered 228455 through 228637, payroll checks numbered 140237 through 140250, ACH deposits numbered 35515 through 35653, vendor checks numbered 228449 through 228454. Motion carried

Bierschenk moved/Wiley seconded: Acknowledge resignation of Dakota Rundlett in the sheriff's office effective August 28, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To appoint Judy Breja to the LISW Interview committee. Motion carried.

Wiley moved/Bierschenk seconded: To approve class B Liquor License for Blairstown Lions Club set for September 16th, the original date previously approved was cancelled due to weather. Motion carried.

Wiley Approved/Bierschenk seconded: To approve signage quote from Tharp Design for interior signs at the Benton County Service Center. It will include, signs, frames and mounting for \$1,744.00. Motion carried.

Holly Ollinger, was back meeting with the board presenting more signatures on her petition to reduce the speed limit along 61st Street Drive. She followed up last week's request and contacted the sheriff's office in regards to the petition. Chief Deputy John Lindaman's opinion was that lowering the speed limit would not negatively affect traffic safety. Engineer Parizek drove that road, and felt that reducing the speed would also lessen the site distance requirements for a new driveway to be planned on Ollinger's property.

Bierschenk moved/Wiley seconded: To approve Resolution #18-48, Reduce Speed Limit. Motion carried.

R E S O L U T I O N #18-48

WHEREAS: The Board of Supervisors is empowered under authority of the Iowa Code Sections 321.255 and 321.285 of the Code of Iowa, to determine upon the basis of an engineering and traffic investigation, that the speed limit on any secondary road is greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

WHEREAS: Such investigation has been conducted by the Benton County Sheriff Office and Benton County Engineer.

NOW, THEREFORE, BE IT RESOLVED by the Benton County Board of Supervisors that a speed limit be established and appropriate signs erected at the location described as follows:

61st Street Drive from US Hwy 218, west approximately one-half mile, 40 MPH.

Resolution adopted this 11th day of September, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To approve and sign title plan sheet for bridge replacement on 51st St. Drive in Section 10 of Cedar Township Project No BROS-SWAP-CO06(112)—SE-06. Motion carried.

Wiley moved/Bierschenk seconded: To sign and approve purchase agreement for permanent and temporary easement for bridge project in the amount of \$2,395.00. Motion carried.

The Supervisors revisited the previous topic of changing the county's land use policy. They invited the county zoning commission members to join in the discussion along with Benton County's Land Use office, Benton Development

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Group along with a few others. Members of the commission present were: Mark Kotouc, Elaine Harrington, Steve Thompson, Larry Beatty, Nancy Jensen and Larry Koster. Marc Greenlee, Land Use Administrator started out by explaining the county's land use ordinance. It established the entire unincorporated area of Benton County as an agricultural land use district in 1986. No real changes to the ordinance have been made since. Any new non-agricultural use has to be reviewed by the board of supervisors. A farm is defined as being 21 or more acres used in the commercial production of farm products according to the plan. Some use farm exemptions to build houses on the quality land. Adding that land to be changed needs to have a corn suitability rating (CSR) under 70. Kate Robertson of BDG stated that from an economic standpoint, they would like to see development along the HWY 30 corridor. They would like to see an amendment to the current plan, and later on look at the whole plan. Kristina Kremer also with BDG, wants to make it easy to do business in the county and to get people to want to come here. How do we bring growth and how can we make that happen so the county reaps the reward off taxation? If something new is going to be done, it needs to follow the Iowa Code per Greenlee, and needs to start with comprehensive mapping of the county. The current plan calls for preserving agricultural land. Zoning Commission member Elaine Harrington stressed that Benton County needs growth and the room to progress. Another member asked how development is being done in other counties, if we could compare. Steve Thompson didn't see the benefit of a business right off HWY 30, when a town can provide the services they need. Discussion continued on the matter. After Primmer asking if there was enough interest into holding another meeting on the topic, the consensus was in favor. Supervisor Wiley encouraged all zoning commission members to read the land use policy. Auditor Rippel has an electronic copy she can share with those interested, as it is quite lengthy.

Allison Hicks and Jeff Young, members of the Benton County Historical Preservation Commission provided a brief review on their attendance to the National Alliance of Preservation Commission Forum 2018 held in Des Moines, Iowa in July. These two members along with two other commission members and one county resident attended. They all brought back information and tools that can and will be used to help the county grow in support of historic preservation.

Wiley moved/Bierschenk seconded: To authorize and approve RFP for appraisal services and advertisement for such in regards to the uniform relocation assistance and real property acquisition act. The City of Vinton is proposing voluntary acquisition of two parcels they want to develop a watershed storm water detention basin. Motion carried

Adam Rodenberg, WMA Director requested that the board go into closed session to perform his evaluation.

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 11:45 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 12:16 p.m.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

September 18, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from September 11, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve pest control quote from Presto-X for the Benton County Service Center. Motion carried.

John Fish came to discuss traffic and maintenance concerns on 59th Street Trail, between Shellsburg and Urbana. There are safety concerns with no oil or dust control, it is just a fog he said and if nearby roads have been addressed, he feels this road should be as well. Wiley said he'd like to address highly traveled roads. The county also has a cost-sharing program for seal-coating roads. This is not the only road with dust issues, this is a big county with hundreds of miles to cover. The Engineer later reported that the traffic counts have not been updated on the DOT website yet. The board asked that he provide them as soon as they become available. They would like to get a work session scheduled regarding these problem roads when the new counts are done.

Greg Walston with Iowa State Extension and Outreach and Mike Elwick from Old School Produce came to introduce the possibility of community gardens at the Benton County Service Center's open space. Walston said he was not only here for extension office but as a community member as well. The perennials are already there and established, and they would like to continue the good work that Elwicks have done on the property. The county purchased the building from the Elwick's for office space. Walston has been meeting with other community partners for ideas what to do with a garden at the site and what to do with the produce from the garden. Possibly donating to food pantries in the area, or see what current customer base from Old School Produce will want to continue. The board asked for their approach to continue and present back at a later date with more specific details.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution #18-49 Approve Hire in Sheriff's Department. Motion carried.

RESOLUTION #18-49

APPROVING HIRE IN SHERIFF'S DEPARTMENT

IT IS HEREBY RESOLVED that Tyler A. Brandt is hereby approved as a Full-time Deputy Officer, fulfilling a void in the department;

WHEREAS, Brandt has completed the Civil Service testing procedure and is an ILEA Certified Peace Officer;

WHEREAS, Brandt has signed a conditional job offer with the Benton County Sheriff's Office;

IT IS FURTHER RESOLVED that the starting wage of Tyler A. Brandt is as follows:

Deputy Sheriff - \$22.85 per hour per union contract.

Date this 18th day of September 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To approve Resolution #18-50, Employment Status Change in Sheriff's office. Motion carried.

RESOLUTION #18-50

EMPLOYMENT STATUS CHANGE FOR LAURA PRIEST

WHEREAS, the Benton County Sheriff has a need for more help in communications department; and

WHEREAS, Priest has been employed by Benton County as part-time since January 2, 2018 and;

WHEREAS, Priest has been currently performing the duties of the above mentioned position; and

WHEREAS, the Sheriff recommended that Priest have her employment status be changed from part-time to full-time,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that Laura Priest be changed to a full-time communications specialist in the Sheriff's office, effective September 18, 2018 at the hourly rate of \$16.47.

Dated 18th day of September, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve utility permit for Windstream Iowa Communications in section 14 of Harrison Township,. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Bierschenk moved/Wiley seconded: To sign and approve purchase agreement for permanent and temporary easement for bridge project along 51st Street in Cedar Township in the amount of \$312.00. Motion carried.
Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

September 25, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes from September 18, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payroll checks numbered 140251 through 140263, ACH deposits numbered 35654 through 35790, vendor checks numbered 228638 through 228645 and payment of checks numbered 228645 through 228773. Motion carried.

Supervisor Primmer commented how the new furniture purchased from Welter’s was delivered to the Benton County Service Center. A big thank you to the Benton County AmVets who donated chairs and an American Flag with flagpole to be displayed at the new county building. Also pictures of the new sign was shared that will be placed outside the new building.

Wiley moved/Bierschenk seconded: To approve Resolution #18-51, National Voter Registration Month/Day. Motion carried.

**Resolution #18-51
National Voter Registration Month/Day**

WHEREAS, registering to vote empowers eligible citizens to exercise their right to vote on Election Day; and

WHEREAS, while Iowa is one of the nation’s leaders in voter registration and voter participation, with more than two-million residents currently registered to vote, some eligible citizens have not yet registered; and

WHEREAS, this month, the Iowa Secretary of State’s Office is contacting hundreds of thousands of eligible Iowans, encouraging them to register to vote; and

WHEREAS, the voter registration process in Iowa is easier and more convenient than ever before, with online voter registration, Election Day registration, and applications available through government agencies across the state; and

WHEREAS, the State of Iowa has an online voter registration system enabling citizens to register to vote and update their registration status quickly and easily, any time of day; and

WHEREAS, more than 250,000 Iowans have registered to vote for the first time in the state since January 2015; and

WHEREAS, we encourage all interested citizens and all appropriate media outlets and civic organizations to participate in this non-partisan voter registration awareness campaign to encourage the maximum participation of qualified voters in Iowa.

NOW, THEREFORE, Benton County Supervisors do hereby proclaim September 2018 as National Voter Registration Month; and Tuesday, September 25th, 2018 as National Voter Registration Day.

Signed this 25th day of September, 2018.

Rick Primmer, Chairman

Todd Wiley

ATTEST: _____
Hayley Rippel, Benton County Auditor

Gary Bierschenk

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Supervisor Wiley wanted to point out he has noticed political signs posted in the wrong places. Candidates need to remember they are illegal to be placed within the city or county right of ways', or within 300 feet of a polling location on election day.

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing for Jeffrey and Rebecca Junge in a part of the NE ¼ SE ¼ 33-83-9. Jeffrey Junge and Larry Carl were present. No media in attendance. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Junge would like to propose a change of 2 acres to build a new home on this 5 acre parcel of land. Rural water already exists, so no well is needed but a new septic will be required. The CSR is a 48. Surrounding land uses in the area are 44 acreages within a mile. Notification was sent to 6 adjacent land owners. Greenlee read a letter from the only one he heard from and that was in support of the proposed change. Existing driveway is in compliance. After hearing no other comments, the public hearing was closed.

Wiley moved/Bierschenk seconded: To approve the request for the land use change from agricultural to non-agricultural for Jeffrey and Rebecca Junge in a part of the NE ¼ SE ¼ 33-83-9. Motion carried.

Bierschenk moved/Wiley seconded: To approve to publish early notice and public review of a proposed activity in a 100-year floodplain or wetland for the WMA projects. Motion carried.

Wiley moved/Bierschenk seconded: To approve the RFP to publish for an appraiser for most of the future required projects for the WMA. Motion carried.

Greg Walston, Iowa State Extension and Outreach office, came to ask for permission for use of courthouse lawn starting October 8th. Local Benton County 4-H groups have a scarecrow contest they would like to be able to display them on the courthouse lawn.

Bierschenk moved/Wiley seconded: To approve use of the courthouse lawn for 4-H groups to display scarecrow projects on the courthouse lawn with the direction of courthouse maintenance. The Iowa State Extension Outreach will be responsible for the cleanup process when it is done. Motion carried.

Ben Turnis, IT Director requested that the board go into closed session to perform his evaluation.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 10:00 a.m.

Wiley moved/Bierschenk seconded: To exit closed session and enter into open session. Motion carried at 12:16 p.m.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

October 2, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from September 25, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To set Tuesday October 30, 2018 at 9:15 a.m., as a land use hearing date for Michael and Stacie Miller, in the S ½ of SE ¼ NE ¼ of 17-82-9. Motion carried.

County Attorney David Thompson introduced Mona Krugger, a Licensed Independent Social Worker whom Thompson is requesting the Board to hire her as the Utilization Coordinator pursuant to a contract. Krugger will start December 1, 2018 for 4 days a week at a rate of \$32.93 per hour, and commencing to full-time effective December 21, 2018, at a salary of \$68,500 annually. The contract provides in part that Krugger will receive two weeks of paid vacation during the first year of employment and three weeks of paid vacation during each subsequent year. In addition, she will be granted 40 hours of sick leave effective December 21, 2018. She will be entitled to receive holiday pay regardless of whether she has worked thirty continuous days for the county. She shall be governed by all other terms set forth in the Benton County, Iowa Employee Information Handbook. Thompson explained Krugger's employment costs would be 100% reimbursable by the East Central Regional Governing Mental Health Board. There is also talk of purchasing a vehicle that would also be reimbursable in the near future.

Wiley moved/Bierschenk seconded: Approve the hire of Mona Krugger and enter into presented employee contract with the stipulation that the Mental Health Region will reimburse Benton County for all her salary and benefit expenses. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Resolution # 18-52, accepting final plat of Red Brush Estates 2nd Addition to Benton County, IA. Motion carried.

RESOLUTION #18-52
REPLAT OF LOT '1', RED BRUSH ESTATES
TO BENTON COUNTY, IOWA

WHEREAS, A Replat of Lots 1, Red Brush Estates in Benton County, Iowa, containing two (2) lots has been presented to the Benton County Board of Supervisors consisting of the following described real estate:

Replat of Lot '1', Red Brush Estates in Benton County, Iowa is a subdivision of Lot '1', Red Brush Estates in Benton County located in the Northwest Quarter of the Northwest Quarter, in Section 23, Township 85 North, Range 9 West of the Fifth Principal Meridian, Benton County, Iowa, as described on Exhibit "A" attached hereto and made a part hereof.

And

WHEREAS, after consideration, the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa and the ordinances of Benton County, Iowa, and

WHEREAS, the owners will execute and file a Consent and Dedication for said Plat; and

WHEREAS, the Benton County Board of Supervisors find that the plat would be advantageous to Benton County, Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Benton County Board of Supervisors that said plat of the Red Brush Estates 2nd Addition, Replat of Lot '1', Red Brush Estates in Benton County, Iowa, will be and the same is hereby acknowledged and approved and accepted on the part of the Benton County, Iowa, subject to the following stipulations:

1. Any new driveways will be built to comply with Benton County's driveway resolution dated October 17, 1975, and amended September 4, 1981 and April 17, 2008.
2. Any new private water supply will be constructed with the approval of the Benton County Health Department.
3. Any private on-site sewage treatment system will be constructed with the approval of the Benton County Department of Health.

The Benton County Auditor is hereby directed to certify the Resolution Approving Plat and affix the same to said Plats as provided by law.

This Resolution passed and approved on the 2nd day of October, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To approve farm exemption for Dave Reinburg in part of the NW ¼ NE ¼ of 20-84-12. Motion carried.

Wiley moved/Bierschenk seconded: To approve farm exemption for Matthew Shaver in part of the NW ¼ NW ¼ of 32-82-11. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve Resolution #18-53, changing Shelly Flickinger- Williams employment status in the Sheriff's office. Motion carried.

RESOLUTION #18-53

EMPLOYMENT STATUS CHANGE FOR SHELLY FLICKINGER-WILLIAMS

WHEREAS, the Benton County Sheriff has a need for more help in communications department; and

WHEREAS, Flickinger-Williams has been employed by Benton County as part-time since August of 2017, and transferred to Sheriff's office on April 3, 2018 and;

WHEREAS, Flickinger-Williamst has been currently performing the duties of the above mentioned position; and

WHEREAS, the Sheriff recommended that Flickinger-Williams have her employment status be changed from part-time to full-time,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that Shelly Flickinger-Williamst be changed to a full-time communications specialist in the Sheriff's office, effective October 2, 2018 at the hourly rate of \$16.47.

Dated 2nd day of October, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve hiring of three part-time communication specialists in the Sheriff's office: Casey Hazen, Candy Martinez, and Matthew Vogeler, all effective on October 2, 2018 at \$14.67 an hour during probation period, then after all training is complete a raise of \$1 an hour. Motion carried.

Bierschenk moved/Wiley seconded: To approve and sign FY16 and FY17 Equitable Sharing Agreement and Certification. Motion carried.

Wiley moved/Bierschenk seconded: To acknowledge John Beck's retirement from Secondary Roads Department effective November 30, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve handwritten claim for Insurance Premiums. Motion carried.

Wiley moved/Bierschenk seconded: To approve quote from Tharp Design for an outdoor lighted sign and installation at the Benton County Service Center for \$6,125.00. This does not include landscaping and electrical hook up. Motion carried.

Proposals received for appraisal services to assist a project awarded funding from the Community Development Block Grant (CDBG) program through Iowa Economic Development Authority (IEDA), regarding the Middle Cedar WMA were received as followed:

Kremer Appraisals, LLC-\$425.00

MRS Appraisals, LLC -\$2500.00

Wiley moved/Bierschenk seconded: To hire Kremer Appraisals, LLC subject to Section 3 clause included in a service contract that stipulates compliance with noted provisions required by the CDBG Program. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

October 9, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from October 2, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Approve payroll checks numbered 140264 through 140281, ACH deposits numbered 35791 through 35933, handwritten 228774, vendor checks numbered 228775 through 228780 and payment of checks numbered 228781 through 228964. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To approve Treasurer's Quarterly Investment Report ending September 30, 2018. Motion carried.

Phil Borleske, Benton County Historical Preservation Commission provided an update to the board regarding a \$100,000 grant for mediation of broken down properties such as the Herring Hotel in Belle Plaine. Borleske feels the hotel is a perfect candidate for that full amount, however it has to go through the City of Belle Plaine. The Historical Preservation Commission has been asked to get involved, and they wanted to let the supervisors know what they were doing to help out.

Bierschenk moved/Wiley seconded: To approve the Recorder's Quarterly Report for period ending September 30, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve the Auditor's Quarterly Report for period ending September 30, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve the Sheriff's Quarterly Report for period ending September 30, 2018. Motion carried.

Supervisor Bierschenk reported on the informational Iowa DOT meeting he attended regarding HWY 30. There has been a push to have an interchange at the Van Horne/Blainstown corner. Other brief committee reports were also had.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

October 16, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Wiley and Bierschenk present. Primmer absent. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve hiring of Jeremy Fisher and Brandon Geiger as part-time correctional officers in the Sheriff's office effective, October 16, 2018 at the rate of \$14.47 /hour. Motion carried.

Bierschenk moved/Wiley seconded: To approve hiring of Brian Reeves as a chaplain in the Sheriff's office for \$1.00 a year. Motion carried.

Bierschenk moved/Wiley seconded: To approve minutes of Tuesday, October 9, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To appoint Tyler Henkle as Medical Examiner Investigator. Motion carried.

Jackie Seitz and Darren Stein, residents who live along 22nd Ave. Road, north of Vinton came to discuss flooding and accessibility concerns. They would like to see improvements made so that emergency response vehicles could still get access if needed. During minor flood stages the water goes over the road and they have to leave their homes. No emergency vehicles can get there and they hope that something can be done to allow access. They discussed options with Benton County Engineer Myron Parizek and the supervisors. It was thought that past flooding may have caused the road to lower possibly by a foot, and the river has changed a lot over the years and the flow changes. Wiley preferred to have the Engineer come up with a solution but also reminded residents there are risks to having property that close to the river. He couldn't justify spending taxpayers' money to protect their low area, but would support grading up a road, and hoped a solution would be had by this fall. Parizek just started a big two-week project but thought he could put this on his list to accomplish.

The Engineer provided an update on the D65 HMA resurfacing project that is in progress near Mt. Auburn. With the wet fall, it was delayed but is scheduled to start later this week. Also reported on the 2017 Iowa Department of Transportation traffic count map that was recently released on the IDOT website. Also mentioned some alternatives for sealcoating roads. They will discuss more in further at a future meeting.

Bierschenk moved/Wiley seconded: To approve Veteran's Quarterly Report ending September 30, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To approve the final notice and public explanation of a proposed activity in the floodplain regarding the WMA. Motion carried.

Benton County requested proposals for appraisal services for voluntary acquisition of agricultural land and/or the acquisition of conservation or access easements needed for a watershed improvement project using the Community Development Block Grant (CDBG) from the U.S. Department of Housing and Urban Development (HUD). It will assist with the development of a variety of improvement practices along the Middle Cedar Watershed.

Proposals were received as follows:

-Farmers National Company-Minimum of \$2,500 to a maximum of \$5,000 per report depending on specific requirements, timeline between 39-90 days.

-MRS Appraisals-\$2,500 for first report, subsequent reports at \$1,500/owner, would be completed within 30 days of the notification of acceptance.

-Cook Appraisal-\$2,500 to \$4,000 range, determined by number of parcels assigned. Completion date no later than 8 weeks from receipt of request, any additional consulting services will be billed at \$250/hour.

Adam Rodenberg, WMA Coordinator, recommended the board award the project to Farmers National Company.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve the proposal from Farmers National Company. Motion carried.

Bierschenk moved/Wiley seconded: To approve the following law enforcement contracts from July 1, 2018 through June 30, 2019 with the following cities and their amounts listed to be paid quarterly: Luzerne-\$611.00, Norway-\$3,055.00, Urbana-\$3,055.00, Mt. Auburn-\$611.00 and Garrison-\$3,666.00. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn.

Todd Wiley, Co- Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

October 18, 2018

The Benton County Board of Supervisors met in a special adjourned session with Supervisors Wiley and Bierschenk present. Primmer absent. The meeting was called to order at 1:30 p.m. via conference call. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve claim number 228973 to Vinton Postmaster for \$1,290.00. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn.

Todd Wiley, Co- Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

October 23, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from October 16, 2018 and October 18, 2018. Motion carried.

Bierschenk moved/Wiley seconded: To set land use hearing date of Tuesday, November 20, 2018 at 9:15 a.m., for Justin Harberts in part of the NW ¼ of the SE ¼ of 24-85-9. Motion carried.

Wiley moved/Bierschenk seconded: Approve payroll checks numbered 140282 through 140293, ACH deposits numbered 35934 through 36076, vendor checks numbered 228965 through 228971 and payment of handwritten 228972 & 228973, checks numbered 228974 through 229114. Motion carried.

Wiley moved/Bierschenk seconded: To approve hiring of Patricia Lint as a part-time food service/custodian at the sheriff's office effective October 23, 2018 for beginning training wage of \$12.67 an hour. After completion of training and probation period the rate will increase to \$14.67/hour. Motion carried.

Bierschenk moved/Wiley seconded: To approve City of Keystone Law Enforcement contract with Benton County effective July 1, 2018 through June 30, 2019 for a quarterly amount of \$6,110.00. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/ Bierschenk seconded: To approve Resolution #18-54, Amending Resolution #13-22. Motion carried.

RESOLUTION #18-54 AMENDING RESOLUTION #13-22

A RESOLUTION ESTABLISHING A HISTORIC PRESERVATION COMMISSION FOR BENTON COUNTY, IOWA; PROVIDING FOR THE RECOGNITION AND PROMOTION OF HISTORIC SITES AND DEFINING POWERS AND DUTIES OF THE COMMISSION AND REPEALING PRIOR RESOLUTIONS CREATING THE SAME.

BE IT RESOLVED BY THE BENTON COUNTY BOARD OF SUPERVISORS that Resolution #13-22 was adopted on March 26, 2013;

WHEREAS, The State Historic Preservation Office has recommended that the Resolution #13-22 be amended;

WHEREAS, the Board concurs with the recommendation,

NOW THEREFORE BE IT FURTHER RESOLVED by the Benton County Board of Supervisors that Resolution #13-22 is hereby amended to reflect the following changes (deletions are shown through a strike-through):

Section 3: Benton County Historic Preservation Commission

a. The Commission shall consist of a minimum of five members ~~and alternates~~ who shall be residents of the County.

Passed, adopted and approved this 23rd day of October, 2018 by the Benton County Board of Supervisors.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To approve the request from the Historic Preservation Commission to hook into the county's phone and email and they will pay for it out of their annual budgeted funding. Motion carried.

Katie Schmitt and Tim Johnson, Kingston Life came to discuss 3rd party vendor for partial self-funding. The county currently is in contract with Employee Benefit Systems (EBS) through December 31, 2018 for the flex benefits for employees. Johnson reported that Benton County is still currently money ahead in their new health care plan regarding the partial self-funding. They discussed Secure Benefits as an option to replace Employee Benefit Systems who would handle these secure benefits. They currently have a great communication record with employees and Benton County would only have to issue payment once a month instead of the way it currently is being handled a few times a week. There will be a conference call scheduled for a later date with Secure Benefits and also with Kingston Life to go over other benefits that could be added for employees with the savings utilized.

Discussion about quotes received for office walls in some of the rooms at the Benton County Service Center. The Board did not take any action on at this time. They wanted to get a few more details ironed out and check on some lighting and wiring projects also.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST:

Hayley Rippel, Benton County Auditor

October 30, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes from October 18, 2018. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: Acknowledged resignation of Lydia Wieneke, part-time food service employee in the Sheriff's office effective October 1, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To set land use hearing date of Tuesday November 27, 2018 for David and Rebecca Schulze in part of NE ¼ of the SE ¼ of 30-85-9. Motion carried.

Bierschenk moved/Wiley seconded: To approve and sign the Benton County Annual Urban Renewal Report. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign letter of engagement for appraisal services with Farmers National Company for the Middle Cedar Watershed. Motion carried.

The time of 9:30 a.m. having arrived, and this being the time and date for a land use hearing for Michael and Stacie Miller in part of the S1/2 SE NE of 17-82-9. Michael Miller was present, no media and no other members of the public present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Miller would like to propose a change in 1 acre for a single family dwelling on their 17 acre parcel they purchased. This site will need a new septic. It meets all driveway requirements and the proposed use is compatible with others in the area. There were no opinions heard for or against after proper notification was given. Hearing no other further comments the public hearing was closed.

Wiley moved/Bierschenk seconded: To approve the request for the land use change from agricultural to non-agricultural for Michael and Stacie Miller in the S ½ of SE ¼ NE ¼ of 17-82-9. Motion carried.

Various representatives were present to speak to the supervisors regarding the Benton County mental health fund and regards to the Senate File 504 Act. Deborah Guard, the finance coordinator for the East Central Iowa Region gave a brief overview of the history of funding for mental health. Benton County will need to consider how they will bring the excess down. The East Central Region's maximum levy is \$36.51. Each region has to certify the amount of the region's cash flow which is the combined account.(each County account plus the Region's account) Each individual county must have no more than a 20% fund balance based on FY 20 actual expenditures and the end of FY 20. Auditor Rippel pointed out how in the current FY, the county increased the debt service levy to offset the reduction in the Mental Health levy when purchasing the new Benton County Service Center, keeping the total levy rate the same. Some other suggestions and scenarios were discussed and decisions will need to be made moving forward for FY 20 budget planning. There is various scenarios based on fund balance, revenues, levies and population. After this board approves, it would then need to be approved by the Regional Board as well.

Wiley moved/Bierschenk seconded: To approve discontinuation of accepting any new clients for payee services in the Social Services Office and encourage existing clients to access services elsewhere. Motion carried.

Jerry Petermeier provided a Cedar Valley Ranch update to the Board. There is some concerns with some window overhangs on the south side of the west wing. The board appreciates the maintenance being done on the county owned building.

Wiley moved/Bierschenk seconded: Approve handwritten claims of \$2025.00 to Waterloo Auto Parts and one for \$31,316.00 for Van Horn motors for prior approved purchased truck for secondary roads. Motion carried.

Christmas Eve hours were discussed, with it falling on a Monday this year, the board was approached to their thoughts on closing all day instead of noon. After realizing the Clerk of Courts office is open until noon, it was a unanimous decision to leave it as is. All courthouse offices will remain open to the public until noon, those employees who want those additional hours off will need to use vacation or comp time accordingly. It was also decided to have the board meeting on Wednesday December 26, and the Auditor will research with the bank on payroll and how that will fall into place with the holiday cutting it short, if they will need time sheets earlier or employees might have to get paid a day later.

Wiley moved/Bierschenk seconded: To approve lighting and wiring quote from Elwick Electric, and P the quote from Paretti Mobile Wall for splitting 3 of the rooms on the North side of the Benton County Service Center. Motion carried.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

November 13, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes from October 30, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve 29 vacation hours to carryover for Ben Turnis, to be used no later than January 31, 2018. Motion carried.

Wiley moved/Bierschenk seconded: Authorize the chair and designees Hayley Rippel and Gina Edler to sign electronic signatures for the Contract number 13-NDRI-002. Motion carried.

Bierschenk moved/Wiley seconded: To Approve part-time communications hire of Zach Mann for sheriff's office at the hourly rate of \$16.47 an hour effective November 13, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To approve part-time hire of Gary Benson, for driving examiner for Treasurer's office to share with the Sheriff's office. Benson will be paid at same rate per hour just divided out on his time sheet effective December 4, 2018. Motion carried

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To enter into closed session pursuant to Iowa Code 21.5(1)l. Motion carried at 10:46 a.m.

Wiley moved/Bierschenk seconded: To enter back into open session at 10:57 a.m. Motion carried. **Wiley moved/Bierschenk seconded:** To authorize chairman to sign University of Iowa’s state waiver for a Benton County resident for psychiatric treatment that was discussed in closed session. Motion carried.

Charmaine Wickwire and Loel Fink, Benton County Volunteer Program (BCVP) came to provide an update and discuss budget. Wickwire also announced her retirement and introduced her replacement, the new BCVP Director Sheila Hlas. Wickwire started out the presentation with her heartfelt thanks to the board and other entities involved in making it be successful. BCVP is a vital professional organization representing Benton County because of the respect and support of the board over the years. In FY18, there were 1,148 unduplicated Benton County residents who were touched in some way by this organization. Hlas stated that the FY20 funding request is remaining the same as last year at \$25,000. This will be a year of transition for her. She has big shoes to fill, but she will make sure it stays the great program that it is.

Bierschenk moved/Wiley seconded: To approve utility permit for East Central Iowa REC to bore under 33rd Ave. in the county’s right of way in Polk Township. Motion carried.

Wiley moved/Bierschenk seconded: To approve and sign purchase agreement for permanent and temporary easement for bridge project on 51st St. Drive in Cedar Township for \$2,361. 50. Motion carried.

Wiley moved/Bierschenk seconded: Approve payroll checks numbered 140294 through 140308 and 140309 through 140429, ACH deposits numbered 36077 through 36213, and 36214 through 36353, vendor checks numbered 229118 through 229123, payment of handwrites 229115-229117, 229124-229128, claims numbered 229129 through 229328 and vendor checks numbered 229329 through 229334. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve Resolution #18-55, amending Resolution #18-31, Bank Depository Amounts. Motion carried.

Resolution #18-55
Amending Resolution #18-31
Bank Depositories

BE IT RESOLVED by the Benton County Board of Supervisors that we do hereby designate the following named banks to be depositories for the County funds in amounts not to exceed the amount named opposite said designated depository, and the County Treasurer is here by authorized to deposit said county funds in amounts not to exceed the maximum approved for each respective bank as follows for fiscal year 2019.

| | |
|------------------------------|---------------|
| US Bank | |
| Vinton | \$ 500,000 |
| Farmers Savings Bank & Trust | |
| Vinton/Traer | \$ 20,000,000 |
| Midwest One Bank & Trust | |
| Belle Plaine | \$ 5,000,000 |
| Wells Fargo Bank Iowa, N.A. | |
| Des Moines/Newhall | \$ 5,000,000 |
| Wells Fargo Bank Iowa, N.A. | |
| Des Moines/Urbana | \$ 5,000,000 |
| Regions Bank | |
| Waterloo/Vinton | \$ 5,000,000 |
| Chelsea Savings Bank | |
| Belle Plaine | \$ 5,000,000 |
| Chelsea Savings Bank | |
| Van Horne | \$ 5,000,000 |
| Benton County State Bank | |
| Blairstown | \$ 3,000,000 |
| Bank Iowa | |
| Norway | \$ 2,000,000 |
| Watkins Savings Bank | |
| Watkins | \$ 1,000,000 |
| Cedar Valley Bank & Trust | |
| La Porte City/Vinton | \$ 5,000,000 |
| Central State Bank | |
| Walford | \$ 2,000,000 |
| Atkins Savings Bank & Trust | |
| Atkins | \$ 1,000,000 |
| Keystone Savings Bank | |
| Keystone | \$ 1,500,000 |
| Dysart State Bank | |
| Dysart | \$ 500,000 |
| Northeast Security Bank | |
| Urbana/Independence | \$ 1,000,000 |

Signed this 13th day of November, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Supervisors provided various committee reports along with discussing advertising for snow removal at various Benton County owned buildings. Various topics of progress at the Benton County Service Center were discussed including a water leak in the men's bathroom that needs tended to.

Recess until 1:30 p.m.

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To declare the canvass of the election to be complete and the votes cast to be official. The official results are to be recorded in the office of the County Auditor. Motion carried.

The results of the General Election held on November 6, 2018, for local candidates as canvassed and approved by the Benton County Board of Supervisors are as follows:

State Representative – Thomas Gerhold
 County Supervisor (District 1)– Tracy L. Seeman
 County Treasurer – Kelly Rae Geater
 County Recorder – Lexa S. Speidel
 County Attorney – David C. Thompson

The following **township trustees and clerk respectively** were elected:

Benton – Don Neve and Doug Sutton (Write-In)
 Big Grove – Cory Van Deusen and Connie Pickering
 Bruce – Benny B. Hach and Lindsay Piphoo
 Canton – Dustin Maynard and Charles H. Ries
 Eden – John Holst and to fill a vacancy Ben Olson and Garth Gardemann
 Eldorado – Jon Kaestner and Rosemary Olson
 Florence – Peter Drahos and Stewart Towe
 Harrison – Okee Walker Jr. and Sharon A. Bauer
 Homer – Don A. Callahan and to fill vacancy Dean Scheel and Dean Scheel
 Iowa – Jim Sayers and Melody Lohf
 Jackson – Paul M. Herger and John Lindahl
 Leroy – John Roth and Larry Koster
 Polk – Steven Smith and Benjamin J. Seiler
 St. Clair – James Oberreuter and John D. Kuester
 Taylor – Wayne Rhinehart and Edwon G. Yedlik

The following persons were elected to the **Soil and Water Conservation:**

Jeremy Sills and Henry J. Wehrman

The following persons were elected to the **Benton County Agricultural Extension:**

John Holst, Allison Hicks, Brian McNulty, Susan Birker and Katie Sackett-Stadheim

Wiley moved/Bierschenk seconded: To adjourn.

 Rick Primmer, Chairman

ATTEST: _____
 Hayley Rippel, Benton County Auditor

November 20, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from November 13, 2018 with the exception of removing “no action taken” from when the board entered back into open session at 10:57a.m.. Motion carried.

Agenda item for 9:05a.m. with Tracy Bonar was cancelled.

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing for Justin Harberts in part of the NW1/4 SE1/4 of 24-85-9. Harberts was present, no media and no other members of the public present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Harberts is acquiring 2 acres for a single family dwelling. CSR is 93 and has not been in production since before the 1980s. That soil type appears as a small area of the parent parcel. The surrounding land is CSR of 29. The site has a new driveway accessing this acreage that was built when the road was regraded. Proper notification was given to adjacent land owners. Hearing no other further comments the public hearing was closed.

Wiley moved/Bierschenk seconded: To approve the request for the land use change from agricultural to non-agricultural for Justin Harberts in the NW1/4 SE1/4 of 24-85-9. Motion carried.

Bierschenk Moved/Wiley seconded: To approve hiring of Devontez Roberts and Dalton Kramer, as part-time correctional officers in the sheriff’s office at a starting wage of \$ 14.47/hour, effective November 20, 2018. Motion carried.

Wiley Moved/ Bierschenk seconded: To conceptually support a Rural Access Center for potential mental health patients, a De-escalation apartment to meet with professionals and local apartment for temporary stays, as well as space at the Benton County Service Center for Mental Health services as well as one Full Time equivalent county employee to be funded by the Mental Health fund.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley Moved/Bierschenk seconded: To adopt Resolution #18-56, Amending Resolution #17-75. Motion carried.

RESOLUTION #18-56
 AMENDING RESOLUTION #17-75
 ADOPTING BENTON COUNTY GENERAL ASSISTANCE
 CREMATION SERVICE RATES

WHEREAS, the Benton County Board of Supervisors adopted a resolution establishing cremation service rates through the county general assistance on November 25, 2014; and amended said resolution with resolution #15-90 on December 15, 2015;

WHEREAS, The Board amended said resolution, and adopted resolution #17-75 on November 14, 2017;

WHEREAS, the Board desires to change the rates approved for said services through the repeal of the existing resolutions and the adopting of new rates in lieu thereof,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that Resolution #17-75, *Benton County General Assistance Establishing Cremation Service Rates*, are HEREBY REPEALED in their entirety, effective November 20, 2018,

BE IT FURTHER RESOLVED that the following cremation service rates are HEREBY ADOPTED effective November 20, 2018.

| <u>Cremation Service</u> | |
|---|----------|
| Crematory Expense | \$305.00 |
| Cremation Tray | 39.00 |
| Medical Examiners Permit | 75.00 |
| Funeral Home Director's Fee | 750.00 |
| Optional Expenses: | |
| Grave Opening @ cost, not to exceed (Family must pay opening charges above \$225.00) | 225.00 |
| Minister Stipend (if used) | 25.00 |

Signed this 20th day of November 2018.

 Rick Primmer, Chairman

 Todd Wiley

 Gary Bierschenk

ATTEST:

 Hayley Rippel, Benton County Auditor

Prior to the meeting, Nancy Jorgensen and Kelly Geater had a conference call pertaining to flex and one pertaining to Partial Self -Funding. They are recommending that the county switch and go with Secure Benefits to handle the county partial Self-Funding and TASC to be the new carrier for flex spending. Both firms are very user friendly and are a cost savings to the county. **Bierschenk moved/Wiley seconded:** To utilize Secure Benefits and TASC effective as our Partial Self Funding and flex care providers effective 1-1-2019. Motion carried.

Bierschenk motioned/Wiley seconded: To approve the Engineer to make a \$500 deposit for a Freightliner to be approved for purchase.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: To suspend taxes on parcel #482426505 per Iowa Code 427.9. Motion carried.

Wiley Moved/Bierschenk seconded: To approve Resolution #18-57, Tax Abatement. Motion carried.

RESOLUTION #18-57

WHEREAS, Benton County has acquired property and were given the appropriate notice of the taxes due; and

WHEREAS, Benton County paid the pro-rated amount off the closing statement of the real estate purchase; and

WHEREAS, Total taxes due were \$6,994.00 a year, the closing costs covered \$6,740.60;

WHEREAS, Iowa Code 445.63 provides that the board of supervisors shall abate the tax if the governing body fails to immediately pay the tax,

IT IS THEREFORE RESOLVED that the 2017 tax assessed against parcel #240-88600 is hereby partially abated pursuant to Iowa Code 445.63. The treasurer is directed to strike the amount of \$253.40 due from the county system.

Dated this 20th day of November 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

No quotes have been received in the Auditor's office for snow removal of various Benton county property locations. It has not been advertised at this point, just word of mouth. It was discussed that it should be advertised for the public to be aware of the opportunity. An ad will be placed for snow removal of sidewalks/parking areas for the 3 service centers and to contact Rick Primmer.

Wiley Moved/Bierschenk seconded: To acknowledge the post –election Audit certification of Benton-Canton-Shellsburg precinct. Motion carried.

OLD BUSINESS:

The Food Pantry has changed their mind on what walls need to be changed at the Benton County Service Center. Primmer will meet with them on Friday to go over these changes.

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Nancy Jorgensen, Deputy Benton County Auditor

November 27, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from November 20, 2018 with a few corrections suggested. Motion carried.

Bierschenk moved/Wiley seconded: Approve meal reimbursement claim for Historical Preservation committee members who attended a two day conference. Supervisors felt it best to approve the claim as presented instead of paying the per diem rate per person as this was the most cost effective way for the county.

Bierschenk moved/Wiley seconded: Approve payroll checks numbered 140309 through 140429, ACH deposits numbered 36214 through 36353, vendor checks numbered 229329 through 229334 and payment of handwrite 229335 claims numbered 229336 through 229543. Motion carried.

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing for David and Rebecca Schulze in part of NE 1/4 of the SE 1/4 of Sec 30 T85N, R9W. Schulze's were present, no media and no other

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

members of the public present. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Schulze's are acquiring 1 acre for a single family dwelling and a shop. CSR is 30 and has not been in production. The driveway exists and meets all the requirements. Proper notification was given to adjacent land owners. Hearing no further comments the public hearing was closed.

Bierschenk moved/Wiley seconded: To approve the request for the land use change from agricultural to non-agricultural for David and Rebecca Schulze a part of NE1/4 of the SE1/4 of Sec 30 T85N, R9W. Motion carried.

Wiley moved/Bierschenk seconded: To approve 9 vacation days to carryover for Marc Greenlee, to be used no later than March 1, 2019. Motion carried

Myron Parizek updated the Supervisors on the Belle Plaine maintainer area. He had an opening for a maintainer operator in Belle Plaine. He advertised the position, and near closing day, the Van Horne operator expressed interest in the position. Parizek plans to fill that position with the Van Horne operator at no pay rate change. This now creates an open position in Van Horne, but does not require board action.

Supervisors provided various committee reports along with discussing a possible change to our Land Use Preservation Ordinance. This is due to a suggestion brought forward by representatives from Farm Bureau about the increase of interest of solar and wind options that are likely to increase after the projected closing of Duane Arnold Plant in 2020.

Other business discussed included options to eliminate the cold air coming in from the west door of the court house and also the placement of the permanent sign for the Benton County Service Center.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Danelle Fowler, Clerk- Benton County Auditor

December 4, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from November 27, 2018. Motion carried.

Wiley moved/Bierschenk seconded: To set Tuesday January 8, 2019 at 9:15 a.m. for a land use hearing date for Eric and Amanda Kakac for part of the NW ¼ NW ¼ SW ¼ of 2-84-11. Motion carried.

Bierschenk moved/Wiley seconded: To set Tuesday January 8, 2019 at 9:30 a.m. for a land use hearing date for Brett and Jena Heishman in Parcel A of the NE ¼ of SW ¼ of NW ¼ of 36-82-10. Motion carried.

Wiley moved/Bierschenk seconded: To approve and authorize the chairman to sign the Native American Tribal consultation letters regarding the activities planned through the Iowa Watershed Approach program, funded by a National Disaster Resiliency (NDR) grant under the Community Development Block Grant (CDBG) program. Motion carried.

Lexa Speidel discussed possible wage increases for an employee in her office. The board said it was nothing personal, but they felt the precedence had been set and this needs to only happen at budget time and once a year.

Greg Walston, Iowa State Extension and outreach and also a representative for the Old School Produce Partners provided the board an update on the status of continuing a transition of Old School Garden for 2019 and a possible lease agreement with the county. Walston provided a handout with proposed budget figures along with commitments and action plan goals. The board agreed to pursue a possible yearly lease agreement and instruct the county attorney to construct one.

County Engineer presented a map of all the bridges in Benton County. Some are inspected annually while others are done every 2. The weight restrictions have changed on five highlighted. Parizek also provided an update on a state grant application.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To approve Resolution #18-57, Reduce Bridge Embargos. Motion carried.

RESOLUTION #18-57

WHEREAS, the structures at these locations due to load rating computations, age and design have reached the point in time where a more restricted weight limit needs to be imposed,

BE IT THEREFORE RESOLVED by the Benton County Board of Supervisors that the following new weight restrictions be imposed and restricted as follows:

| | |
|--|---|
| <u>CA-0011</u> | 6 ton 0.1 mile south of the NW corner of section 7-84-9 (Canton Township) on 28 th Avenue. |
| <u>CE-0047</u> | 6 ton 0.3 mile north of the SW corner of section 30-86-11 (Cedar Township) on 16 th Avenue. |
| <u>CE-0940</u> | 10 ton 0.1 mile west of the NE corner of section 30-86-11 (Cedar Township) on 54 th Street. |
| <u>HA-2535</u> 10 ton | 0.5 mile south and 0.5 mile east of the NW corner of section 21-86-10 (Harrison Township) on 24 th Avenue Drive. |
| <u>BE-5737</u> 21 ton / 32 ton / 32 ton | 0.3 mile north and 0.7 mile east of the SW corner of section 25-83-09 (Benton Township) on 59 th Street Trail. |

Signed this 4th day of December 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST:

Hayley Rippel, Benton County Auditor

December 11, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Bierschenk moved/Wiley seconded: To approve the minutes from December 4, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Approve payroll checks numbered 140451 through 140462, ACH deposits numbered 36492 through 36631, claims numbered 229550-229711, vendor checks numbered 229712 through 229717 and claim number 229718. Motion carried.

Wiley moved/Bierschenk seconded: To approve 40 hours of vacation carry-over for Sarah Wagner to be used no later than March 31, 2019. Motion carried.

Wiley moved/Bierschenk seconded: To approve and authorize the chairman to sign the completed Tier II Environmental Assessment for the IEDA submittal for WMA. Motion carried.

Laurie Worden, Kirkwood Community College, Director for the Workplace Learning Connection, provided a slideshow with an overview of what all they do throughout the year with the help of budget investments such as Benton County provides. They requested the same amount as last year, 10 cents per capita. This helps fund staff and cover the costs for the services they provide. Worden stated that it is a shared fiscal responsibility to grow the future work force. They are currently working on the Future Ready Iowa Initiative, to have 70 percent of future Iowans with post-secondary credentials by 2025.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Historic Preservation Commission members Robert Spangler and Jeff Young provided an update to the board about their grant application process. Spangler also mentioned they are taking applications for a new member.

Wiley moved/Bierschenk seconded: Acknowledge the retirement of Mark Kelty, effective January 18, 2019 and Mike Benson, effective January 16, 2019, Motion carried.

Bierschenk moved/Wiley seconded: Approve and sign the IDOT agreement 2019-C-035, grading from HWY 30 from 11th Ave. Dr to HWY 218. Motion carried.

Bierschenk moved/Wiley seconded: To approve repayment to the City of Vinton for an officer agreement they had with Justin Coshow, and to have him sign a new employment agreement with Benton County to repay it from payroll deductions. Motion carried.

Wiley moved/Bierschenk seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

December 18, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from December 11, 2018. Motion carried.

Bierschenk moved/Wiley seconded: Amend minutes from the General Election Canvass on November 13, 2018, strike through that line referring to Homer Township, they are appointed officials, not elected. And part on the November 27, 2018, referring to claims approved. Correct payroll checks numbered 140309 through 140429, ACH deposits numbered 36214 through 36353, vendor checks numbered 229329 through 229334. It should read payroll checks numbered 140430 through 140450, ACH deposits numbered 36354 through 36491 and vendor checks numbered 229544 through 229549. Motion carried.

Bierschenk moved/Wiley seconded: Approve Class B liquor license for Kimm's Sinclair, Blairstown, Iowa. Motion carried.

Wiley moved/ Bierschenk seconded: Approve Iowa Good Roads Association, Inc. membership dues of \$95.00 for FY 19. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Wiley moved/Bierschenk seconded: to approve Resolution #18-59, Amending Resolution #18-55, Bank Depositories. Motion carried.

Resolution #18-59

Amending Resolution #18-55
Bank Depositories

BE IT RESOLVED by the Benton County Board of Supervisors that we do hereby designate the following named banks to be depositories for the County funds in amounts not to exceed the amount named opposite said designated depository, and the County Treasurer is here by authorized to deposit said county funds in amounts not to exceed the maximum approved for each respective bank as follows for fiscal year 2019.

| | |
|------------------------------|---------------|
| US Bank | |
| Vinton | \$ 500,000 |
| Farmers Savings Bank & Trust | |
| Vinton/Traer | \$ 20,000,000 |
| Midwest One Bank & Trust | |
| Belle Plaine | \$ 1,000,000 |
| Wells Fargo Bank Iowa, N.A. | |
| Des Moines/Newhall | \$ 2,000,000 |
| Regions Bank | |
| Waterloo/Vinton | \$ 1,000,000 |
| Chelsea Savings Bank | |
| Belle Plaine | \$ 5,000,000 |
| Chelsea Savings Bank | |
| Van Horne | \$ 5,000,000 |
| Benton County State Bank | |
| Blairstown | \$ 4,000,000 |
| Bank Iowa | |
| Norway | \$ 2,000,000 |
| Watkins Savings Bank | |
| Watkins | \$ 1,000,000 |
| Cedar Valley Bank & Trust | |
| La Porte City/Vinton | \$ 5,000,000 |
| Central State Bank | |
| Walford | \$ 2,000,000 |
| Atkins Savings Bank & Trust | |
| Atkins | \$ 1,000,000 |
| Keystone Savings Bank | |
| Keystone | \$ 3,000,000 |
| Dysart State Bank | |
| Dysart | \$ 500,000 |
| Northeast Security Bank | |
| Urbana/Independence | \$ 3,000,000 |

Signed this 18th day of December, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Tracey Achenbach presented the FY20 Budget funding request for East Central Iowa Housing Trust Fund of \$2,464.00 same as last FY. She gave an overview of what this non-profit organization does for Benton County residents. They helped 70 households within the county using the trust fund and local sources.

Dana Burmeister, Transportation Director, presented a drug and alcohol policy. Currently the department follows the DOT guidelines, same as Secondary Roads department. Transportation is governed by the FTA and ECICOG is pushing towards a new policy that meets all regulations. The County Attorney was also present, concerned about having this potentially be 2 different policies. One for secondary roads and one for Transportation Department. Burmeister was going to reach out to CJ Cooper to help answer some of the questions brought up. No action was taken.

Bierschenk moved/Wiley seconded: To approve Resolution #18-60, Bridge Embargo on V37. Motion carried.

RESOLUTION #18-60

WHEREAS, the structure at this location due to age, design and deterioration has reached the point in time where a restricted weight limit should be imposed,

BE IT THEREFORE RESOLVED by the Benton County Board of Supervisors that the following weight restriction be imposed and restricted as follows:

BR-0032 **15 ton**
0.3 miles north of 53rd Street Drive along the west line of section 19-86-12 (Bruce Township) on County Route V37.

Signed this 18th day of December, 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST:

Hayley Rippel, Benton County Auditor

December 19, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 11:30 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Discussion was had regarding the county's credit card policy and enforcing proper use. There has been interest charges along with other issues tracking down invoices from departments. The Auditor's office spends time in tracking down and there shouldn't be finance charges due to things not getting turned in on a timely fashion. There was also talk of having each individual department having their own card, so it will be easier to track purchases. Who is to enforce this policy? It is not clear who is to pay the finance charges if they occur.

Bierschenk moved/Wiley seconded: To enter into closed session pursuant to Iowa Code 21.5(1)j. Motion carried at 11:47 a.m.

Bierschenk moved/Wiley seconded: To enter back into open session at 12:05 p.m. Motion carried. No action taken.

Wiley moved/Bierschenk seconded: To authorize the chair to sign letter to property owner for a proposal to acquire property for a proposed project. This project may receive funding assistance from the U.S. Department of Housing and Urban Development (HUD) under the Community Development Block Grant (CDBG) for the Iowa Watershed Project. Motion carried.

BENTON COUNTY BOARD OF SUPERVISORS RECORD "P-P"

Bierschenk moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor

December 26, 2018

The Benton County Board of Supervisors met in regular adjourned session with Supervisors Primmer, Wiley and Bierschenk present. The meeting was called to order at 9:00 a.m. *Unless otherwise noted, all actions were approved unanimously.*

Wiley moved/Bierschenk seconded: To approve the minutes from December 18, 2018 and December 19, 2018. Motion carried.

Discussion continued about the county credit card policy. The bank would need formal action to give additional departments separate cards. The board reviewed the handbook policy section 6.9 and it clearly covers what all needs to be followed. Each employee will be held accountable for not turning in invoices and incurring interest charges as stated in said policy.

Wiley moved/Bierschenk seconded: To issue separate credit cards to departments including: Sheriff, Assessor, Secondary Roads, Conservation, Treasurer, Recorder, Auditor, IT, Veterans Affairs and Social Services that will be governed by the rules of the employee handbook section 6.9, page 37. Employees will acknowledge said agreement by signing off on that portion of the handbook again, before credit cards are disbursed. Motion carried.

Bids were received for snow removal for the Benton County Service Center, Sheriff and Transportation areas as follows:

-Doug Schrader-\$30 a snowfall, only can do the sidewalks

-Terry Marter Construction-itemized it out by the amount of snow fall:

1" to 5" snow-Benton County Service Center-\$180 for walks and sidewalks, lot \$80.00, Transportation Bldg-\$80.00, alley and other office areas-\$200.00

5" or more- Service Center walks and doorways-\$240.00 and lot-\$120.00, Transportation Area-\$100.00, Sheriff and other areas-\$200.00

The board called Marter, for some clarification on the bid for a few things.

Wiley moved/Bierschenk seconded: To approve the bid for snow removal from Terry Marter Construction effective December 26, 2018. Motion carried.

Discussion was had on the severance of territory with the City of Norway. The county attorney was going to research this. No action was taken.

Wiley moved/Bierschenk seconded: To approve employee status change for Hanna Hoffa from full-time communication specialist in the Sheriff's department to part-time effective today, with her wage to stay the same. Motion carried.

Brett Schilling, first assistant to the county attorney, handed out a proposed contract change. His original contract expires December 31, 2018. The new contract would give up to 4 weeks paid vacation effective July 1, 2019.

Wiley moved/Bierschenk seconded: To approve employment agreement between Benton County, Iowa and Attorney Brett Schilling in the county attorney's office starting on January 1, 2019 through December 31, 2022 with verification of a signed employee handbook acknowledgement. Motion carried.

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BENTON COUNTY BOARD OF SUPERVISORS RECORD “P-P”

Wiley moved/Bierschenk seconded: To approve Resolution #18-61, Employee Wage and Classification change. Motion carried.

RESOLUTION #18-61

WHEREAS: Benton County Secondary Road Department has a position to fill of an Equipment Operator II (maintainer operator) at the Van Horne shed, and

WHEREAS: Applications have been accepted for this position, and

WHEREAS: The applications have been narrowed to one.

THEREFORE BE IT RESOLVED By the Benton County Board of Supervisors that Jeff Bahr be transferred to the position of Equipment Operator II (maintainer operator) with a Labor Grade Classification of IVD. The base wage will be \$21.61. The effective date will be December 24, 2018.

Signed this 26th day of December 2018.

Rick Primmer, Chairman

Todd Wiley

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

The Engineer stated that three bids were received for the bridge replacement project BROS-SWAP-CO06(112)—SE-06 on 51st St Drive. The bids were as follows:
Taylor Construction., Inc. \$470,974.45
Peterson Contractors, Inc. \$619,269.99
Iowa Bridge & Culvert, LC \$732,746.90

Wiley moved/Bierschenk seconded: To award the bid for the Bridge Replacement Project BROS-CO06(106)—8J-06 to Taylor Construction Inc. in the amount of \$470,974.45 and authorize the Engineer to notify the DOT and move forward with the contracts. Motion carried.

Wiley moved/Bierschenk seconded: Approve payroll checks numbered 140463 through 140475, ACH deposits numbered 36632 through 36774, claims numbered 229718-229859, vendor checks numbered 229860-229866. Motion carried.

Chairman Primmer wanted to publicly thank Supervisor Wiley for the guidance given to him and Supervisor Bierschenk over the past 2 years. He will be missed.

Wiley moved/Wiley seconded: To adjourn.

Rick Primmer, Chairman

ATTEST: _____
Hayley Rippel, Benton County Auditor