

September 20, 2022

The Benton County Board of Supervisors met in regular session with Supervisors Seeman, Primmer and Bierschenk present. The meeting was called to order at 9:00 a.m. at the conference room at the Benton County Service Center. Members of the public were provided the zoom access capability to join in during open session and livestream at <https://www.youtube.com/bentoncountyiowa>. Unless otherwise noted, all actions were approved unanimously. Summarized Resolutions will be available in the Auditor's office and at: www.bentoncountyiowa.gov (<https://www.youtube.com/bentoncountyiowa>)

Bierschenk moved/Primmer seconded: To approve the minutes of Tuesday, September 13, 2022. Motion carried.
Primmer moved/Bierschenk seconded: To approve Class C Liquor License for Beyonder Resort at Lazy Acres Campground effective September 5, 2022 through September 4, 2023. Motion carried.
Primmer moved/Bierschenk seconded: To approve the first-tier canvass of the September 13, 2022 Special School Election for Benton Community Schools as read and declare the public measure in Benton County as failed with 429 no votes and 375 yes votes. Benton County is the control county for Benton Community Schools but they have some voters in Iowa and Tama County, so there will have a 2nd tier canvass to declare the final results next week. Motion carried.
Primmer moved/Bierschenk seconded: To approve Resolution #22-83, Abatement of Taxes. Motion carried.

RESOLUTION #22-83

WHEREAS, the County of Benton has acquired property for public purposes and were given the appropriate notice of the taxes due; and

WHEREAS, said entity 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 2022 tax assessed against parcels listed below as follows are hereby abated in the amounts listed pursuant to Iowa Code 445.63: the treasurer is directed to strike the amount listed due from the county system.

Parcel #	Taxes Due:
210-17711	\$38.00
510-08003	\$16.00
830-37451	\$134.00
830-38661	\$2.00
830-38662	\$6.00
830-30061	\$56.00
830-38691	\$74.00
900-03620	\$6.00

Dated this 20th day of September, 2022

Tracy Seeman, Chairman

Gary Bierschenk

Rick Primmer

ATTEST:

Hayley Rippel, Benton County Auditor

Primmer moved/Bierschenk seconded: To approve Resolution #22-84, Committed Fund Balances as of June 30, 2022. Motion carried.

**RESOLUTION #22-84
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, 2022:

COMMITTED FUND BALANCES:

General Fund:

\$32,000 sanitarian vehicle replacement;
\$40,000 election equipment replacement;
\$50,000 emergency response;
\$500,000 infrastructure upgrades;

Rural Services Fund - \$32,000 land use administrator vehicle replacement

Conservation Land Acquisition Fund-\$138,342 conservation building at Hannen and land purchase

EMS Revolving Loan Fund – \$123,643 for emergency services loans

LOSST Fund - \$115,000 Pictometry aerial flight cost, technology upgrades and infrastructure

BE IT RESOLVED that committed fund balances established prior to June 30, 2022, are hereby uncommitted as of June 30, 2022, 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 20th of September, 2022.

Tracy Seeman, Chairman

Gary Bierschenk

Rick Primmer

ATTEST:

Hayley Rippel, Benton County Auditor

Primmer moved/Bierschenk seconded: To approve Resolution #22-85, National Voter Registration month/day is September. Motion carried.

**Resolution #22-85
National Voter Registration Month/Day**

WHEREAS, registering to vote empowers Iowans to make their voices heard by exercising their right to vote on Election Day; and

WHEREAS, Iowa consistently ranks among the top 10 states in the nation for voter registration and participation; and

WHEREAS, 17-year-olds are now eligible to register to vote in Iowa; and

WHEREAS, Iowa's voter registration process 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, we encourage all interested citizens and all appropriate media outlets and civic organizations to participate in this non-partisan voter registration awareness initiative to encourage the maximum participation of qualified voters in Iowa.

NOW, THEREFORE, we, Benton County Board of Supervisors, do hereby proclaim September 2022 as National Voter Registration Month and Tuesday, September 20th, 2022, as National Voter Registration Day.

Signed this 20th day of September, 2022.

Tracy Seeman, Chairman

Gary Bierschenk

Rick Primmer

ATTEST:

Hayley Rippel, Benton County Auditor

The time of 9:15 a.m. having arrived, and this being the time and date for a land use hearing Korinda Eastwood in a part of SW ¼ of the NW ¼ of Section 29-85-9. Eldon Neighbor, land owner was present to answer any questions that may arise. Marc Greenlee presented the technical information with the Benton County Agricultural Land Use Preservation Ordinance. Eastwood would like to build a new home. The average CSR is a 23. The potential site will need a new driveway along with a new well and septic. Legal notices were published and adjacent owners were notified. There was notice from two prior to today's meeting, but nothing in opposition, just inquiries. The overall pattern of the area is farming. After no further discussion the public hearing was closed.

Bierschenk moved/ Primmer seconded: To approve the land use hearing change for Korinda Eastwood in part of the SW ¼ of the NW ¼ of Section 29-85-9. Motion carried.

The time of 9:30 a.m. having arrived, and this being the time and date for the second consideration on Ordinance #78, An Ordinance readopting the existing Benton County Code of Ordinances and/or repealing certain portions therein. The board took up the matter. There was no other comments or questions in regards, so the public hearing was closed.

Primmer moved/Bierschenk seconded: To approve the second consideration of Ordinance #78, An Ordinance readopting the existing Benton County Code of Ordinances and/or repealing certain portions therein and waiving the second consideration. Motion carried.

Committee reports and talk of an open records request was had. Also a reminder of the Heartland Risk Insurance seminar to be held Thursday, September 22, 2022.

Clay McBride was present to answer any questions the board may have regarding the new liquor license requests. This is a new concept in Iowa with a mobile trailer with 10 taps. The person has to scan an ID to get a bracelet before the taps will serve at private events. With McBride's not owning the premises they have to go through the state for licensing for these events.

Primmer moved/Bierschenk seconded: To approve (5) 5-day Class B Liquor Licenses for McBride Mobile Taps for September 30, 2022- October 4, 2022, October 7-11, 2022, October 14-18, 2022, October 21-25, 2022 and October 28, 2022 through November 1, 2022 located at 2515 55th Street, Kacena's Pumpkin Farm. Motion carried.

Bierschenk moved/Primmer seconded: To approve Resolution #22-86, Speed Limit on 27th Ave. Dr. Motion carried.

RESOLUTION #22-86

Speed Limit Change

WHEREAS: Characteristics of 27th Avenue Drive from the intersection of 55th Street Drive south 0.75 miles to the intersection of 56th Street Drive warrants a change of speed limit, and

WHEREAS: A speed limit on this secondary road will more closely reflect the design speed of this road.

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:

"40 mph on 27th Avenue Drive from the intersection of 55th Street Drive south 0.75 miles to the intersection of 56th Street Drive."

Signed this 20th day of September, 2022.

Tracy Seeman, Chairman

Gary Bierschenk

Rick Primmer

ATTEST:

Hayley Rippel, Benton County Auditor

Primmer moved/ Bierschenk seconded: To authorize a few changes and approve the Abbe Center Lease of a room at the Benton County Service Center for a term of three years. Motion carried.

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

Tracy Seeman, Chairman

ATTEST: _____

Hayley Rippel, Benton County Auditor