

September 17, 2024

The Benton County Board of Supervisors met in regular session with Supervisors Primmer, Bierschenk and Seeman present. Supervisor Primmer called the meeting to order at 9:00 a.m. at the Benton County Service Center. Members of the public are invited to join in during open session or watch the livestream at <https://www.youtube.com/bentoncountyiowa>. *Summarized Resolutions will be available in the Auditor's office and at: [www.bentoncountya.gov](http://www.bentoncountya.gov)*

**Bierschenk moved/Seeman seconded:** To approve the agenda. Seeman, Primmer and Bierschenk voting aye. Motion carried.

**Seeman moved/Bierschenk seconded:** To approve the minutes from September 10, 2024. Primmer, Seeman and Bierschenk voting aye. Motion carried.

**Bierschenk moved/Seeman seconded:** To approve Resolution #24-84, Conveying County's Interest and Set Public Hearing Date to relinquish said interest on Parcel #440-00150. Primmer, Seeman and Bierschenk voting aye. Motion carried.

RESOLUTION #24-84  
CONVEYING OF COUNTY'S INTEREST

WHEREAS, Benton County and Benton County Conservation may have an interest in a one acre plot formerly used as a one room school property; and

WHEREAS Benton county and Benton County Conservation wish to dispose of any potential interest in this property; and

WHEREAS, the property is legally described as: One (1) Square acre out of the Northwest Corner of the Northwest Quarter (NW1/4) of Section (20) Township Eighty-four (84) North, Range Ten (10) West of the 5<sup>th</sup> P.M.

WHEREAS, Benton county and Benton county conservation wish to transfer any potential interest they have to the original parcel from which it came and was owned by Heitshusen Farm LLC.;

**BE IT FURTHER RESOLVED**, that in accordance with Section 331.361(2), Iowa Code, a public hearing on said proposed sale of real estate is hereby fixed for the 24th day of September 2024, at 9:30 A.M. in the Benton County Service Center, 811 D Ave. Vinton, Iowa, for the purpose of quit claiming the county's interest in said property.

**BE IT FURTHER RESOLVED** that the notice of this hearing be published pursuant to Iowa Code Section 331.305.

Date this 17th day of September, 2024.

\_\_\_\_\_  
Rick Primmer, Chairman

\_\_\_\_\_  
Gary Bierschenk

\_\_\_\_\_  
Tracy Seeman

ATTEST:

\_\_\_\_\_  
Hayley Rippel, Benton County Auditor

**Seeman moved/Bierschenk seconded:** To approve Resolution #24-85, Abate Taxes for the City of Vinton. Primmer, Seeman and Bierschenk voting aye. Motion carried.

**RESOLUTION #24-85**

WHEREAS, the City of Vinton 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 plus interest and costs Due:
240-52650	\$1,086.00
240-92925	\$244.00

Dated 17th day of September, 2024

\_\_\_\_\_  
Rick Primmer, Chairman

\_\_\_\_\_  
Gary Bierschenk

\_\_\_\_\_  
Tracy Seeman

ATTEST:

\_\_\_\_\_  
Hayley Rippel, Benton County Auditor

**Seeman moved/Bierschenk seconded:** To approve law enforcement contracts with the City of Van Horne for a yearly sum of \$25,350 to be paid quarterly and not to exceed 15 hours a week, and the City of Keystone for a yearly sum of \$8,450 to be paid quarterly and not to exceed 5 hours a week. All members voting aye. Motion carried.

**Seeman moved/Bierschenk seconded:** To approve Class C Retail Alcohol License for Cedar Ridge Vineyard, LLC. October 11 through October 15, 2024. Primmer, Seeman and Bierschenk voting aye. Motion carried.

**Seeman moved/Bierschenk seconded:** To approve Class C Retail Alcohol License for Kacena Farms October 1 through October 14, 2024. Primmer, Seeman and Bierschenk voting aye. Motion carried.

**Seeman moved/Bierschenk seconded:** To acknowledge Kayla Harrison's resignation from the EMS Advisory Council for Shellsburg representation and appointing Cory Rains as her replacement. All members voting aye. Motion carried.

**Seeman moved/Bierschenk seconded:** To approve IDOT Federal -Aid Agreement for Bridge Replacement project on 69<sup>th</sup> Street in Fremont Township. All members voting aye. Motion carried.

**Seeman moved/Bierschenk seconded:** To approve and authorize signature on the Project BROS-CO06(125)—8J-06 for Bridge Replacement on 69<sup>th</sup> Street in Fremont Township. Primmer, Seeman and Bierschenk voting aye thereon. Motion carried.

**Seeman moved/Bierschenk seconded:** To approve Resolution #24-86, Changing stop Sign placement in Benton Township. Primmer, Seeman and Bierschenk voting aye. Motion carried.

RESOLUTION #24-86

WHEREAS: the Board of Supervisors is empowered under authority of Sections 321.236 and 321.255 of the Code of Iowa to designate any secondary road intersection under their jurisdiction as a STOP intersection and to erect STOP signs at one or more entrances to such intersection, and

WHEREAS: the intersection of 61<sup>st</sup> Street Lane and 33<sup>rd</sup> Avenue Drive stops traffic traveling east, and

WHEREAS: the traffic on 61<sup>st</sup> Street Lane has increased considerably in the past few years, and

WHEREAS: 61<sup>st</sup> Street Lane is being paved and 33<sup>rd</sup> Avenue Drive(south) is remaining a rock surface, and

WHEREAS: present traffic would be better served if the stop situation at this intersection were changed

THEREFORE, BE IT RESOLVED by the Benton County Board of Supervisors that for the safety and convenience of the traveling public, the STOP sign be removed at the following location.

SW corner of 'Y' intersection of 33<sup>rd</sup> Avenue Drive/61<sup>st</sup> Street Lane (stopping eastbound traffic on 61<sup>st</sup> Street Lane)

AND, BE IT FURTHER RESOLVED by the Benton County Board of Supervisors that for the safety and convenience of the traveling public, a STOP sign be placed at the following location.

SE corner of 'Y' intersection of 33<sup>rd</sup> Avenue Drive/61<sup>st</sup> Street Lane (stopping northbound traffic on 33<sup>rd</sup> Avenue Drive)

Signed and Approved this 17<sup>th</sup> day of September, 2024.

\_\_\_\_\_  
Rick Primmer, Chairman

\_\_\_\_\_  
Gary Bierschenk

\_\_\_\_\_  
Tracy Seeman

ATTEST:

\_\_\_\_\_

Hayley Rippel, Benton County Auditor

**Primmer moved/Bierschenk seconded:** To approve Resolution #24-87, Establishing speed limits in Benton Township. Primmer, Seeman and Bierschenk voting aye. Motion carried.

RESOLUTION #24-87

WHEREAS: Characteristics of 61<sup>st</sup> Street Lane and 33<sup>rd</sup> Avenue Drive and 59<sup>th</sup> Street Trail from the intersection of 32<sup>nd</sup> Avenue east and north 3.5 miles to the Linn County line 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:

“45 mph on 61<sup>st</sup> Street Lane from the intersection of 32<sup>nd</sup> Avenue east to 33<sup>rd</sup> Ave Drive, continuing north on 33<sup>rd</sup> Avenue Drive to 59<sup>th</sup> Street Trail and continuing east to the Linn County line.”

Signed this 17<sup>th</sup> day of September, 2024.

\_\_\_\_\_  
Rick Primmer, Chairman

\_\_\_\_\_  
Gary Bierschenk

\_\_\_\_\_  
Tracy Seeman

ATTEST:

\_\_\_\_\_  
Hayley Rippel, Benton County Auditor

The Engineer reported the following dealerships were shared specs for a mid-size SUV for Secondary Roads and the following was received:

Thys-Belle Plaine (Jeep Grand Cherokee) -\$39,769.00

Thys-Blairstown -Chevy Blazer-\$40,354.00

Van Horn Auto-didn't submit quote

Ervin Motor-didn't have anything to meet the specs

**Seeman moved/Bierschenk seconded:** To approve the quote from Thys, Belle Plaine to purchase the Jeep Grand Cherokee in the amount of \$39,769.00. Primmer, Seeman and Bierschenk voting aye thereon. Motion carried, Supervisor Seeman asked Myron Parizek, Engineer about the lighting near Blairstown. Parizek reported that none of the intersections along Highway 30 warrant full intersection lighting, according to the IDOT (Iowa Department of Transportation). He is looking at destination lighting at the Blairstown/Van Horne Corner that would be at the county's expense since full lighting is not warranted.

**Seeman moved/Bierschenk seconded:** To rescind action on Resolution #24-67, mileage and expense reimbursement changes that were approved on June 28, 2024. Primmer, Seeman and Bierschenk voting aye thereon. Motion carried.

**Bierschenk moved/Seeman seconded:** To approve out of state travel for Mona Onken to attend a conference in New Orleans November 3-6, 2024. Primmer, Seeman and Bierschenk aye. Motion carried.

Michelle Sutton requested a closed session.

**Seeman moved/Bierschenk seconded:** To enter into closed session at 9:47 a.m. Pursuant to Iowa Code Section 21.5(1)(i) To evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Primmer, Seeman and Bierschenk voting aye. Motion carried.

**Seeman moved/ Bierschenk seconded:** To exit closed session at 10:09 a.m. No action was taken from closed session.

The Board discussed the Rural Access Hub and the changes they will need to prepare for with the changes made to the mental health regions. The Board asked Sheriff Ron Tippett for input if making the Access Hub Manager position to part-time. With the uncertainty of the funding, and the state going from 13 regions down to seven. This means there will be 6 less regional CEO's. The goal is to equalize services throughout the state. That status of the manager will be put on Tuesday, September 24, 2024 agenda. The Supervisors all attended the Heartland Insurance Employment Seminar that was held last week in Toledo. Primmer reported on the recent Public Health Board meeting and the Central Iowa Workforce Development. Seeman reported on the EMS Advisory Council meeting last week. The county held their all employee annual meeting Monday, September 16<sup>th</sup> at the Vinton Skate Center.

**Seeman moved/Bierschenk seconded:** To Adjourn at 10:30 a.m. Primmer, Seeman and Bierschenk voting aye. Motion carried.

\_\_\_\_\_  
Rick Primmer, Chairman

ATTEST: \_\_\_\_\_

Hayley Rippel, Benton County Auditor