

PROCEEDINGS OF THE BOARD OF SUPERVISORS
April 18, 2017

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

Callanan convened the meeting at 10:00 a.m. Latham made a motion, with Watts seconding, to **approve the minutes from the April 13, 2017 special session and April 11, 2017 regular session and today's agenda.** Motion passed unanimously.

Watts made a motion, with Latham seconding, to **approve claims.** Motion passed unanimously.

Latham made a motion, with Watts seconding, to **authorize Rod McKinney to investigate a problem in Drainage District 56 as reported by Norma Salier.** Motion passed unanimously.

Latham made a motion, with Watts seconding, to **encourage the Conservation Board to act on having some beavers relocated from Drainage District 38 and Drainage District 59 as they are causing drainage issues.** Motion passed unanimously.

Watts made a motion, with Latham seconding, to **adopt Resolution 2017-49, RESOLUTION TO LEVY ASSESSMENTS FOR DRAINAGE DISTRICTS.**

The Board of Supervisors of Cerro Gordo County acting for and on behalf of the drainage districts below FINDS:

1. There are insufficient funds in the drainage district accounts to pay for necessary repairs and maintenance and to provide for a sinking fund to pay future maintenance and repair costs in accordance with \$468.61.

2. The drainage districts have incurred or shortly will incur costs for repair and maintenance.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Assessments in the following amounts shall be and are assessed against each individual tract of land and highway within the following Drainage Districts and Laterals in accordance with the classification schedules on file in the drainage district records in the office of the County Auditor. In accordance with \$468.57, if the owner of any land against which a levy exceeding \$100.00 is made shall within thirty (30) days from the effective date of this Resolution agree in writing that in consideration of having a right to pay his assessment in ten (10) equal installments, he will not make any objection to the legality of his assessment or the levy of taxes against his property, such owner shall have the right to pay the assessment in ten (10) equal installments. Interest shall accrue on the unpaid assessment at the rate of 6% per annum as provided by law.

Drainage District 29- \$2,000.00

Drainage District 35 - \$17,000.00

2. The effective date of these assessments is the 18th day of April, 2017. Motion passed unanimously.

Watts made a motion, with Latham seconding, to **approve an access request for River Edge Farms, LLC.** Motion passed unanimously.

Latham made a motion, with Watts seconding, to **adopt Resolution 2017-50, A RESOLUTION PETITIONING THE GOVERNOR OF IOWA AND THE STATE LEGISLATURE TO REVISIT THE MASTER MATRIX.** WHEREAS, the Cerro Gordo County Board of Supervisors, has been presented with several applications for permits to construct concentrated animal feeding operations (CAFO) in Cerro Gordo County, Iowa; and, WHEREAS, CAFOs in Iowa have expanded at a rate potentially unanticipated by the bipartisan authors of the 2002 Matrix; and, WHEREAS, the Cerro Gordo County Board of Supervisors has attempted to provide pertinent information to the Iowa Department of Natural Resources (IDNR) regarding the siting of CAFOs in Cerro Gordo County, Iowa; and, WHEREAS, the reports submitted by the Cerro Gordo County Board of Supervisors and County Board of Health have raised concerns about CAFO construction, including impacts on drainage district facilities, road infrastructure, small communities and rural residential development, state and county conservation areas, floodplains, Clear Lake, rivers, creeks, and waterways; and, WHEREAS, the Cerro Gordo County Board of Supervisors believe it is time to revisit the master matrix to assure that current environmental concerns are

being met. NOW, THEREFORE, BE IT RESOLVED BY THE CERRO GORDO COUNTY BOARD OF SUPERVISORS: That the Cerro Gordo County Board of Supervisors do hereby petition the Governor of Iowa and the State Legislature to revisit the Master Matrix. Motion passed unanimously.

Latham made a motion, with Watts seconding, to **approve dock permits 59P and 61P.** Motion passed unanimously.

Watts made a motion, with Latham seconding, to **close the public portion of the hearing on change of zone for Deardeuff.** Motion passed unanimously.

Watts made a motion, with Latham seconding, to **adopt Resolution 2017-51, AMENDMENT NO. 363 TO ORDINANCE NO. 15, ARTICLE 5.2.** WHEREAS, the Cerro Gordo County Planning & Zoning Commission, after study, has recommended that the change of zoning classification of a certain area hereinafter described, upon the application of Michael Deardeuff, be made, and, WHEREAS, the final public hearing has been held with notice as required by law. NOW, THEREFORE, BE IT RESOLVED by the Cerro Gordo County Board of Supervisors that Ordinance No. 15, Article 5.2, of the Zoning Ordinance of Cerro Gordo County, Iowa, is hereby amended by changing the district boundaries thereof so as to change the classification of the following described property from A-1 Agricultural District to A-2 Agricultural Residence District on the following described real estate, to-wit: That part of the Southwest Quarter of Section 32, Township 95 North, Range 19 West of the 5th P.M., Cerro Gordo County, Iowa, described as follows: Commencing at the Northwest Corner of said Southwest Quarter; thence S 00°13'09" W, 1298.00 feet along the Westerly line of said Southwest Quarter to the Point of Beginning; thence continuing S 00°13'09" W, 304.62 feet along said Westerly line; thence S 89°46'51" E, 429.00 feet along a line at a right angle to said Westerly line; thence N 00°13'09" E, 304.62 feet along a line parallel with said Westerly line; thence N 89°46'51" W, 429.00 feet along a line at a right angle to said Westerly line to the Point of Beginning; said Parcel A containing 3.00 acres subject to an existing public road right of way across the Westerly 60.00 feet and also subject to any other easements of record. This Resolution shall be in full force and effect from and after its passage. Motion passed unanimously.

Latham made a motion, with Watts seconding, to adjourn at 10:13 a.m.

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

Chairman Casey Callanan
Board of Supervisors

Kenneth W. Kline, County Auditor
Cerro Gordo County