

PROCEEDINGS OF THE BOARD OF SUPERVISORS
June 27, 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.

Chairman Callanan convened the meeting at 10:00 a.m. Latham moved with Watts seconding, to **approve the minutes from the June 20, 2017 regular session, June 20, 2017 special session, and June 22nd, 2017 special session and today's agenda.** Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2017-70, WHEREAS, Cedar Avenue is a road in Cerro Gordo County running from County Road B35 north to the terminus near the edge of Clear Lake, also known as Farmer's Beach; and, WHEREAS, over the Fourth of July Holiday the unlawful activity has been increasing including underage drinking and parking along the roadside which creates a public safety issue; and, WHEREAS, the Engineer's Department and the Sheriff's Department are working collaboratively in an effort to reduce and eliminate the problem and in doing so the Sheriff's Department will increase law enforcement and the Engineer recommends a temporary road closure for the duration of the Fourth of July Holiday. THEREFORE, BE IT RESOLVED by the Cerro Gordo County Board of Supervisors that the County Engineer be authorized to close Cedar Avenue from County Road B35 north to the terminus near Clear Lake for the duration of July 4, 2017.** Motion passed unanimously

Watts moved with Latham seconding, to **authorize Chair to sign final pay voucher for B20 Spring Creek Bridge Replacement project. Total project cost was \$873,160.47.** Motion passed unanimously.

Watts moved, with Latham seconding, to **approve claims.** Motion passed unanimously.

Latham moved with Watts seconding, to **approve the payroll for FY17/18.** Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2017-71, WHEREAS, it is desired to transfer monies from the Meservey-Reserve Fund to Meservey-Operations Fund; and, WHEREAS, it is desired to transfer monies from the General Supplemental Fund to the General Basic Fund; and, WHEREAS, it is desired to transfer monies from the County TIF Fund to the General Basic Fund; and, WHEREAS, said operating transfers are in accordance with Section 331.432, Code of Iowa; and, NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Cerro Gordo County, Iowa, as follows:**

The sum of Five thousand 00/100 (\$5,000.00) dollars is ordered to be transferred from the Meservey-Reserve Fund to Meservey-Operations Fund, effective June 27, 2017. (Transfer #1368). The sum of Two million eight hundred twenty-six thousand nine hundred sixty-eight 00/100 (\$2,826,968.00) dollars is ordered to be transferred from the General Supplemental to the General Basic Fund, effective June 27, 2017. (Transfer #1369). The sum of twenty-six thousand five hundred forty-two 00/100 (\$26,542.00) dollars is ordered to be transferred from the Rural Services Fund to the Secondary Roads Fund, effective June 27, 2017. (Transfer #1370). The Auditor is directed to correct his books accordingly and to notify the Treasurer of this operating transfer. Motion passed unanimously.

Watts moved with Watts seconding, to **adopt Resolution 2017-72, WHEREAS, it is desired to make appropriations, in accordance with Section 331.434 (6) of the Code of Iowa; and, NOW THEREFORE, Be It Resolved by the Board of Supervisors of Cerro Gordo County, as follows:**

Section 1. The amounts itemized by account number on the attached schedule are hereby appropriated from the resources of each fund so itemized. (The following amounts are for FY 2018). 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 from the itemized fund, effective July 1, 2017.

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. For purposes of this section, the use of holding accounts shall be deemed an appropriate mechanism for the allocation of expenses. Appropriations made to such accounts shall be deemed as sufficient authority for department heads to expend such resources, and will be allocated to expenditure accounts in the same manner as the related expenditures are allocated. Section 4. If at any time during the 2017-2018 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, the Auditor 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 monthly during the 2017-2018 budget year. Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2017 or until rescinded by resolution of the Board of Supervisors. *APPROPRIATIONS SUMMARY BY DEPARTMENT* WHEREAS, the pages attached shall be treated as if incorporated into this document and available at the Auditor's office. Motion passed unanimously.

Watts moved with Latham seconding, to **approve 5 day Class B beer permit for Backpacket Brewing, Columbia Club and a 5 day Class C liquor license for Iowa Beer Bus.** Motion passed unanimously.

Chairman Callanan opened the public portion of the change of zone hearing for Trimble.

Latham moved with Watts seconding, to **close the public portion of the hearing.** Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2017-73, AMENDMENT NO. 366 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 Richard Trimble, 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 East 29 acres of the East Half of the Fractional Northwest Quarter of Section 3, Township 96 North, Range 22 West of the 5th P.M., Cerro Gordo County, Iowa, described as follows: Commencing at the Northeast Corner of said Fractional Northwest Quarter; thence N 89°46'39" W, 50.00 feet along the Northerly line of said Fractional Northwest Quarter; thence S 00°06'19" E, 408.00 feet along a line parallel with the Easterly line of said Fractional Northwest Quarter to the Point of Beginning; thence continuing S 00°06'19" E, 494.29 feet along said parallel line; thence S 89°40'38" W, 447.97 feet to a point on the Westerly line of said East 29 acres of the East Half of the Fractional Northwest Quarter; thence N 00°06'19" W, 498.56 feet along said Westerly line; thence S 89°46'39" E, 447.97 feet along a line parallel with said Northerly line to the Point of Beginning; said Parcel A containing 5.11 acres subject to any easements of record. Motion passed unanimously.**

Latham moved with Watts seconding, to **abate the following taxes on Mobile Home VIN M602024, & abate tax sale 2017057, AY2016, \$69.00 plus interest and costs AY2017, \$138.00 plus interest and costs.** Motion passed unanimously.

Watts moved with Latham seconding, to **authorize the Chairman to sign Commitment to Continue Membership, Anniversary Information Acknowledgement, and Member Proxy with Iowa**

Communities Assurance Pool. Callanan abstained. Motion passed.

Supervisor Latham requested that a thank you be sent out to all employees, for their role in the helping keep the insurance rates with Iowa Communities Assurance Pool low.

Latham moved with Watts seconding, to **approve an additional vacation carry-over of 16 hours for employee Imlay in the IT Department.** Motion passed unanimously.

Latham moved with Watts seconding, to **authorize the Chairman to sign Amendment #28 to Contract Number 08-DRH-002.** Motion passed unanimously.

Watts moved with Latham seconding, to **approve the Sheriff's new Fees effective July 1, 2017.** Motion passed unanimously.

Latham moved with Watts seconding, to **approve reports from the Zoning Director and the Environmental Health Service Manager concerning Manure Management Plans filed by C.B. Neel & Sons (Home Site) #63840, C.B. Neel & Sons (Dad's Site) #63839, Herman Finisher (Daniel Boehnke) #65870, and Eagle S Inc. #61443 and forward them to the DNR.** Motion passed unanimously.

Latham moved with Watts seconding, to **approve a fireworks permit for Gerald Ericson, Jack I Sutcliff, Chris Sokol, and, Andy & Laura Oppermann.** Motion passed unanimously.

Latham moved with Watts seconding, to **approve the bid from Midwest Acutech L.L.C to move County Fiber for Highway 122 Project in the amount of \$34,920.00.** Motion passed unanimously.

Latham moved with Watts seconding, to adjourn at 10:20 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