

PROCEEDINGS OF THE BOARD OF SUPERVISORS
September 19, 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 September 12 and September 15 special sessions, September 12, 2017 regular session and today's agenda.** Motion passed unanimously.

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

Latham moved with Watts seconding, to **approve Data Acquisition Agreement with Martin Marietta Material, Inc.** Motion passed unanimously.

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

Watts moved with Latham seconding, to **close the public portion of the hearing on change of zone for Davison.** Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2017-90, AMENDMENT NO. 372 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 Bruce Davison, 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 Half of the West Half of the Northeast Quarter of Section 9, Township 96 North, Range 19 West of the 5th P.M., Cerro Gordo County, Iowa, described as follows: Commencing at the Southwest Corner of said Northeast Quarter; thence S 88°57'55" E, 938.00 feet along the Southerly line of said Northeast Quarter to the Point of Beginning; thence continuing S 88°57'55" E, 29.00 feet along said Southerly line; thence N 00°14'39" E, 1963.00 feet; thence N 78°34'51" E, 244.00 feet; thence N 00°00'26" E, 323.00 feet; thence N 89°19'05" W, 434.00 feet; thence S 00°31'27" E, 332.00 feet; thence S 85°34'54" E, 130.00 feet; thence S 36°13'54" E, 64.00 feet; thence S 00°23'07" W, 1945.35 feet to the Point of Beginning; said Parcel B containing 4.65 acres subject to existing public road right of way across the Southerly 65.00 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.

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

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

Watts moved with Latham seconding, to **adopt Resolution 2017-91, AMENDMENT NO. 373 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 Leslie & Joan 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 20, Township 95 North, Range 19 West of the 5th P.M., Cerro Gordo County, Iowa, described as follows: Commencing at the Southeast Corner of said Southwest Quarter; thence S 89°50'25" W, 455.00 feet along the Southerly line of said Southwest Quarter to the Point of Beginning; thence continuing S 89°50'25" W, 631.00 feet along said Southerly line; thence N 00°24'44" W, 497.00 feet; thence N 88°17'16" E, 613.61 feet; thence S 02°22'06" E, 514.00 feet to the Point of Beginning; said Parcel A containing 7.22 acres subject to existing public road right of way across the Southerly 33.00 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.

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

Latham moved with Watts seconding, to **close the public portion of the hearing on change of zone for Wetter.** Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2017-92, AMENDMENT NO. 374 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 Thomas Wetter, 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 Southeast Quarter of the Southeast Quarter of Section 21, Township 97 North, Range 19 West of the 5th P.M., Cerro Gordo County, Iowa, said part also being a part of that tract of land described in the Change of Title filed in Document No. 9206690 in the Office of the Cerro Gordo County Recorder and described as follows: Commencing at the Northeast Corner of said Southeast Quarter of the Southeast Quarter; thence S 00°34'01" E, 184.00 feet (recorded as 180°00'00", 184 feet) along the Easterly line of said Southeast Quarter of the Southeast Quarter to the Northeast Corner of said tract of land, said point also being the Point of Beginning; thence S 88°55'04" W, 486.00 feet (recorded as 269°29'05", 486 feet) along the Northerly line of said tract of land to a Corner of said tract of land; thence S 44°49'07" W, 246.70 feet (recorded as 225°23'08", 246.7 feet) to a Corner of said tract of land; thence S 89°58'55" E, 661.63 feet (recorded as 270°35'06") along the Easterly extension of the Northerly line of said tract of land to a point on said Easterly line; thence N 00°34'01" W, 184.39 feet (recorded as 180°00'00") along said Easterly line to the Point of Beginning; said Parcel B containing 2.36 acres subject to existing public road right of way across the Easterly 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 moved with Watts seconding, to **approve authorize Chair to sign the FY2017 USDA Rural Development Annual Swaledale and Meservey Sanitary Sewer Report.** Motion passed unanimously.

Watts moved with Latham seconding, to **authorize the Chair to sign State of Iowa 509A Certification of Compliance for the Cerro Gordo County Health Plan.** Motion passed unanimously.

Watts moved with Callanan seconding, to **approve the City Assessor and County Assessor recommendations for the Business Property Tax Credit (BPTC) for AY2017.** Motion passed. Latham abstained.

Latham moved with Watts seconding, to **assign tax sale certificate 2012074 to Michael R. Olson on Parcel 07-18-428-006-00, compromise AY2009-2016 taxes in the amount of \$1075, abating \$505 plus interest & costs.** Motion passed unanimously.

Watts made a motion, with Latham seconding, to **approve reports from the Zoning Director and Environmental Health Service Manager concerning**

the Manure Management Plan filed by Kuhlemeier West Site #66026, Ham Site #64800 and Research Farms LLC. (East site) #66026 and forward them to the DNR with a notation on the increased area of land to be used for the spreading of the manure. Motion passed unanimously.

Latham moved with Watts seconding, to adjourn at 10:31 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