

Floyd County Board of Supervisors Meeting  
January 9, 2018, 9:00 AM

UNAPPROVED MINUTES

The Floyd County Board of Supervisors met in the Board Room of the Floyd County Courthouse with the following in attendance: Supv Doug Kamm, Supv Linda Tjaden and Supv Mark Kuhn.

Kuhn/Kamm moved to approve the agenda as presented. Motion carried 3-0.

Public comment: none.

Supv Kuhn announced that he will not be seeking reelection in November and commented that he has been honored and humbled to serve the citizens of Floyd County for the past 25 years but the time has come for him to devote his efforts to his wife, family and farm. Kuhn will serve the remainder of his term fully engaged in the daily routine and causes he has championed through the years and his top priority will be working toward putting the best possible bond referendum on the ballot for a new county jail/law enforcement center and needed renovations to the courthouse. Supvs Tjaden and Kamm appreciate his valuable part in government and wish him the best of luck.

Kamm/Kuhn moved to approve December 26, 2017 and January 2, 2018 meeting minutes. Motion carried 3-0

Kamm/Kuhn moved to approve the following claims as presented: County #9982-10105 and Secondary Roads #18886-18912. Motion carried 3-0.

The Board discussed resolution 42-17 Support of Opioid Litigation. Auditor Carr informed the board of her conversation with Floyd County Memorial Hospital representatives who stated they had two opioid cases at in 2017 and discussion included generalizations about local physicians using caution when prescribing opioids, wonder about impact on the reputation of the community or message this effort may have when trying to draw people and business to the area, curiosity on why the state attorney general's office wouldn't pursue litigation, visitors passing through likely find it hard to obtain certain prescriptions, having a good means to dispose of prescriptions, and taking no position in support of or against the proposed resolution. Supv Kamm commented about precedence being set with engaging in this litigation and questioned the drive behind this health care problem. Supv Kuhn mentioned it should be noted that that the two local chemical manufactures in the area have no ties to this lawsuit and this is a national crisis. Supv Tjaden reiterated that the county attorney has not seen an issue with opioids but has cases with other drugs such as meth and marijuana. Supv Kamm motioned to approve Resolution #42-17 with the understanding that Floyd County is supporting the national movement but not with recognition that we have a problem in Floyd County. Motion died for lack of a second. Discussion included the resolution claims there is an issue in the county, changing the resolution to recognize the national crisis but not an issue in Floyd County, and tabling action for further review of mental health issues related to opioids. Kuhn/Kamm moved to not approve Resolution 42-17 since it has been on the agenda twice already and deal with the issue today. Motion carried 3-0.

Kuhn/Kamm moved to table action regarding a survey for the flood elevation for jail/law enforcement center plans until the January 23 board meeting. Motion carried 3-0.

Kuhn/Kamm moved to approve Resolution #06-18 Construction Evaluation Resolution: Whereas, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and Whereas, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and Whereas, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and Whereas, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2018 and January 31, 2019 and submit an adopted recommendation regarding that application to the DNR; and Whereas, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix; Now, therefore, be it resolved that the Floyd County Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3). Motion carried 3-0.

Kamm/Kuhn moved to approve Jim Jorgenson to the Board of Adjustments for a term ending 12/31/2022. Motion carried 3-0.

Kamm/Kuhn moved to approve/affirm Bill Fluhrer's appointment to the Board of Adjustments for a term ending 12/31/2020. Motion carried 3-0.

Kamm/Kuhn moved to accept two burial spaces at Sunnyside Memory Gardens as a transfer/donation by Douglas and Kimberly Bohlen to be used for General Assistance indigent needs as deemed appropriate. Motion carried 3-0.

The Board discussed the transition of the Emergency Management/Zoning/Safety Coordinator's position from non-exempt back to administrative exempt due to an injunction put on the US Department of Labor's action to increase the exempt salary threshold in 2016. Per advice by legal counsel, it is recommended to transition certain administrative positions that were previously switched to non-exempt status in 2016 back to exempt. Supv Tjaden reviewed handouts reflecting 78 weeks of hours worked and statewide salary comparisons used by the Emergency Management Commission to approve a fair salary for this position at their meeting on January 3, 2018. Kamm/Kuhn moved to change the Emergency Management/Zoning/Safety Coordinator's position from non-exempt back to administrative exempt with non-exempt status ending January 12, 2018 and then start the exempt status based on \$46,166.90 per year paid on a biweekly basis. Motion carried 3-0.

The Board recessed at 9:35 a.m. and reconvened at 9:50 a.m.

The Board conducted the following FY19 budget reviews: Conservation, REAP, Weed Commission, Conservation Reserve, Public Health, Sheriff, Board of Health, Treasurer, Attorney, Auditor, Clerk of Court, Courthouse, Medical Examiner, Public Defender, General Services, Juvenile Probation, Co Gov't Assistance.

Tjaden/Kuhn moved to adjourn the meeting. Motion carried 3-0.

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

Gloria A. Carr  
Floyd County Auditor

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Linda Tjaden, Chair  
Floyd County Board of Supervisors