

Floyd County Board of Supervisors Meeting  
January 24, 2017, 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/Tjaden moved to approve the agenda as presented. Motion carried 3-0.

Public comments: None.

Tjaden/Kuhn moved to approve January 9 and 10, 2017 minutes. Motion carried 3-0.

Kuhn/Tjaden moved to approve the following claims as presented: County #6232-6399 and Secondary Roads #18111-18146. Motion carried 3-0.

Tjaden/Kuhn moved to approve Res #09-17 Resolution Approving Application for Voluntary Annexation of Territory to the City of Nora Springs: WHEREAS, the Board of Supervisors received notice from the City of Nora Springs, Iowa of the filing of an Application for Voluntary Annexation of Territory to the City of Nora Springs, Iowa, and of a consultation on January 6, 2017 at 11:00 a.m. at City Hall in the City of Nora Springs, Iowa between a representative of the Board of Supervisors of Floyd County, a representative of the Board of Supervisors of Cerro Gordo County, the Township Trustees of Portland Township, and the City of Nora Springs, Iowa concerning this Application; and WHEREAS, the parties through their representatives, for the Floyd County Supervisors, Doug Kamm, for the Cerro Gordo County Supervisors, John Robbins, participated in the consultation, together with the representatives from the City of Nora Springs, Brian Pederson, and the Portland Township Trustees, Jason Pippert, had no objection to the Annexation Application. WHEREAS, the Application has now been filed by the owners with the City Clerk of the City of Nora Springs, Iowa reflecting the annexation of the legal description which is as follows: All that part of the NE 1/4 SE 1/4 Section 12-T96N-R19W, Cerro Gordo County, Iowa; described follows: Commencing at the northeast corner of the SE 1/4 of said Section 12; thence South 00°57'09" East a distance of 588.64 feet, on an assumed bearing on the east line of said SE 1/4, to the southerly right-of-way line of 265th Street, which is the point of beginning; thence South 00°57'09" East a distance of 457.44 feet, on the east line of said SE 1/4; thence North 52°01'07" West a distance of 348.86 feet; thence North 00°57'09" West a distance of 296.67 feet, parallel with the east line of said SE 1/4, to the southerly right-of-way line of said 265th Street; thence Easterly a distance of 277.71 feet, on the southerly right-of-way line of said 265th Street, on a nontangential curve, concave to the South with a central angle of 05°48'26", a radius of 2740.00 feet, a chord bearing of South 78°47'43" East, and a chord length of 277.60 feet, to the point of beginning; subject to highway easement on the east side thereof. NOW, THEREFORE, BE IT RESOLVED by the Supervisors of Floyd County, Iowa that we have no objection to the Application for Voluntary Annexation of the above-described territory to the City of Nora Springs, Iowa. BE IT FURTHER RESOLVED that the County Auditor will file a copy of this resolution with the City of Nora Springs within the time period prescribed by §368.7 of the Iowa Code. Motion carried 3-0.

Kuhn/Tjaden moved to approve Res #10-17 Closure of Certain Funds: WHEREAS, the Floyd County Board of Supervisors (Board) establishes various revenue funds for specific purposes; WHEREAS, the following funds have been inactive, have a \$0.00 fund balance and no longer serve a purpose to remain active: 09000 Supplemental Environmental Project, 29000 Urban Renewal Road Improvement, 67000 Special Appraisal; THEREFORE BE IT RESOLVED that the Board deems it appropriate to cease using the aforementioned funds and inform the Floyd County Treasurer and Floyd County Auditor to take appropriate steps to permanently close and refrain from using these funds in the financial records of Floyd County. Motion carried 3-0.

Tjaden/Kuhn moved to appoint Wanda Mondt as a Zoning Commissioner filling the vacated position with a term ending December 31, 2018. Motion carried 3-0.

Dusten Rolando, County Engineer, provided T26 paving project paperwork for Supv Kamm to sign.

Kuhn/Tjaden moved to approve the Floyd County Treasurer's Settlement Report to the Board of Supervisors (Semi-Annual Report). Motion carried 3-0.

At 9:15 a.m. the Cerro Gordo and Floyd County Board of Supervisors, acting as trustees for Drainage #6 (Floyd)/#56 (Cerro Gordo), met via conference call from their respective Board Rooms with Cerro Gordo Supervisors Casey Calanan, Tim Latham, and Chris Watts and Floyd County Supervisors Mark Kuhn, Doug

Kamm, and Linda Tjaden present. Also present via conference call were Kent Rode, I & S Engineer, and Bob Goodwin, Goodwin Law Office. Supv Calanan presiding as Chair for the joint meeting.

Calanan/Kamm moved to approve the agenda of the joint meeting. Motion carried 6-0.

Rode reviewed the process for appointing commissioners and approving a reclassification schedule. Kuhn/Latham moved to appoint Ben Rottinghaus (Floyd), Kevin Pope (Cerro Gordo) and Kent Rode, I & S Engineer (Joint) as Reclassification Commissioners for the district. Motion carried 6-0.

Kamm/Watts moved to fix the compensation for the Cerro Gordo and Floyd County Reclassification Commissioners at \$100 per half day plus mileage. Motion carried 6-0.

Rode informed the Board that the tree removal project is completed but excavation work has not started. Goodwin commented that he has checked with the Floyd County Clerk of Court and to his knowledge Iowa Northern Railroad has not posted the \$110,000 bond as required by Court and if bond is not posted, work can proceed but the Order adjoins the entire project. Goodwin recommends that a 72-hour notice/letter be sent to the railroad stating that work on the project will proceed unless a bond is posted and once work proceeds in the railroad right of way, it cannot be stopped. Latham/Kamm moved to engage Attorney Bob Goodwin to send the letter to Iowa Northern Railroad. Motion carried 6-0. Rode will coordinate a work schedule with Cole Excavating and notify Goodwin of the schedule. Goodwin will address the issue of boring in the right of way in the letter.

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

At 9:45 a.m., the conference call with Cerro Gordo County Board of Supervisors, Goodwin and Rode concluded and the Floyd County Board of Supervisors continued with its regular meeting.

Engineer's Report: Rolando provided his timesheet and foreman's notes. Crews have been scraping ice on roads. The T26 letting will be in May with construction in the summer. Plans will be ready shortly for the Quarry Road project near the ethanol plant. A bridge near Rockford is scheduled for February letting as a local project. Staff is working with Calhoun Burnes for a major design on the 170<sup>th</sup> St bridge for the summer of 2018. FEMA paperwork for the first and second flood events has been submitted. A Cedar Valley Transportation Center meeting will be held on Thursday. Rolando will likely need to amend his FY17 budget. Supv Kamm signed the final project paperwork for the bridge near Rudd. Rolando provided a Dual County Engineer's Salary Survey and Comparison report. The Board will schedule a joint meeting with Chickasaw County to discuss Rolando's FY18 contract. RAGBRAI was also discussed; routes into Floyd Co have not been released yet.

Travis Bartz, Deputy Sheriff, and the Board discussed a resolution establishing a schedule of fees to be collected by the Sheriff. Bartz stated that the Iowa Code sets certain fees that the Sheriff's Office cannot change but they can create others to fit their needs and specifically brought forward costs that have increased for civil service. According to Bartz, it costs Floyd County taxpayers approximately \$105,000 to do civil service of which the Sheriff's office charged and brought in approximately \$80,000 for these services and estimate that his proposed fee schedule would generate approximately \$5,000 in revenue. The proposed fee schedule includes late fee notice of \$5, requests for Calls-For-Service paperwork at \$0.50/paper, standby during Writ of Removal (eviction) at \$15/hour, Sheriff Sale Cancellation fee at \$50, sheriff Sale Continuation fee of \$25, and Audio/video time and supplies of \$20 for DVD video requests and \$20 for CD picture/audio requests. The Board will have the County Attorney's office review the proposed resolution.

The Board conducted FY18 budget reviews.

Tjaden/Kuhn motioned to adjourn. Motion carried 3-0.

ATTEST: \_\_\_\_\_  
Gloria A. Carr  
Floyd County Auditor

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Doug A. Kamm, Chair  
Floyd County Board of Supervisors