

Story County
Board of Supervisors Meeting
Minutes

1/14/2014 - Minutes

1. CALL TO ORDER: 10:00 A.M.

The Board of Supervisors met on 1/14/14 at 10:00 a.m. in the Story County Administration Building. Paul Toot, Rick Sanders and Wayne E. Clinton with Paul Toot presiding. (All audio of meetings: www.storycountyiowa.gov or call the Auditor's Office: (515) 382-7210).

2. PLEDGE OF ALLEGIANCE:

None

3. PUBLIC COMMENT #1:

None

4. CONSIDERATION OF MINUTES:

I. 1/7/14 Minutes

Sanders moved, Clinton seconded the approval of minutes. Motion carried unanimously (MCU) on a roll call vote.

5. CONSIDERATION OF PERSONNEL ACTIONS:

None

6. CONSIDERATION OF CLAIMS:

I. 1/16/14 Claims

of \$302,284.71 (run date 1/16/14, 36 pages, on file in the Auditor's Office) and authorize the Auditor to issue checks in payment of these claims and payment requests from BooST School Ready Services (\$56,696.24), BooST Early Childhood (\$11,774.18), CIDTF (\$1,141.86), Homeland Security Region 1 (\$0), Holding-Seized Funds (\$0), Emergency Management (\$937.46), E911 Surcharge (\$3,483.31), County Assessor (\$2,248.29), City Assessor (\$38,790.65). Clinton moved, Sanders seconded the approval of Claims. Roll call vote. (MCU)

7. CONSENT AGENDA:

Sanders moved, Clinton seconded the approval of the consent agenda. Sanders moved, Clinton seconded to amended motion adding a utility permit and road closure, as follows:

- I. Acknowledgement Of Appointment For The Compensation Board For Rebecca Reisinger Filling In A Term Ending 12/31/14
- II. Consideration Of Contract Between Information Technology And Sirius Computer Solutions For Software Maintenance Effective 04/01/14-03/31/15 @\$3468.00
- III. Consideration Of Final Plan For RCB Culvert Replacement - Single Box On 170th St.; 0.45 Mi. East Of The NW Corner Of Section 11-84-22 Project # FM-CO85(122)- -55-85
- IV. Consideration Of Final Plan For RCB Culvert Replacement - Single Box On 270th St.; 0.72 Mi. East Of The NW Corner Of Section 32-83-21 Project # FM-CO85(121)- -55-85
- V. Consideration Of Final Plan For RCB Culvert Replacement - Single Box On George Washington Carver Ave.; .027 Mi. South Of NW Corner Of Section 16-85-24 Project # FM-CO85(120)- -55-85
- VI. Consideration Of Resolution 14-62, For The Abatement Of Delinquent Taxes On B.O.L.L.
- VII. Consideration Of Resolution 14-63, For The Abatement Of Delinquent & Current Taxes On Mobile Home Awarded To Park Owner Per Court Order.
- VIII. Consideration Of Class A Liquor License (LA)(Private Club) For Indian Creek Country Club, 63012-260th St., Nevada, Effective 3/19/14-3/18/15 Including Outdoor Services, And Sunday Sales
- IX. Consideration Of Road Closure #14-26
- X. Consideration Of Utility Permit(S) #14-34
Motion carried unanimously (MCU) on a roll call vote.

8. PUBLIC HEARING ITEMS:

- I. Second Consideration Of Ordinance No. 226 Amending The Boundaries Of The Official Zoning Map Of Story County Iowa, As Referenced In Section 86.02 Of The Story County Code Of Ordinances, Located In Section 19 Of Franklin Township, Under The Ownership Of Cameron Farms LLC From A-1 To A-R. -

Charlie Dissell

County Planner, Planning and Development (P&D), reported receiving no additional comments. Toot opened the public hearing at 10:02 a.m., hearing none, he closed the public hearing at 10:02 a.m.

Sanders moved, Clinton seconded the approval of the Second Consideration of Ordinance #226, Amending the Boundaries of the Official Zoning Map of Story County, Iowa, as referenced in §86.02 of the Story County Code of Ordinances, located in Section 19 of Franklin Township, under the ownership of Cameron Farms LLC from A-1 to A-R and set Third and Final consideration for January 21st, 2014. Roll call vote. (MCU)

- II. Consideration Of Second Consideration Of Ordinance #227, Prohibiting The Sale Of Nicotine Delivery Systems And Unregulated Products Containing Nicotine Without Retail Cigarette Or Tobacco Products Permit, Restricting Publicly Accessible Display Of Such Products And Prohibiting The Sale Of Nicotine Delivery Systems And Unregulated Products Containing Nicotine Minors - Karen Mills, From Story County Prevention Policy Board

Toot asked Jessica Reynolds, Assistant Attorney, to provide background information. Reynolds reported on implications of the proposed ordinance and recommended the Board delay consideration due to public comments received and the need to revise the language of the ordinance for clarity. Stephen Holmes, County Attorney, supplied historical context and suggested the Board postpone consideration and hold additional meetings to gather public input. He stated the state legislature is also considering the issue. Toot opened the public hearing at 10:18 a.m. Julie Woessner, Des Moines, Consumer Advocate for Smoke Free Alternative Association (CASAA) stated support for the ban of sales of e-cigarettes to minors, opposes the display ban, and urged the addition of a special exemption for specialty shops. Jerri Bugge, Youth and Shelter Services, stated the intent of the ordinance was to treat e-cigarettes just like other nicotine products. Brian Vanderheyden, Prevention Policy Board, stated e-cigarettes should be treated as tobacco products. The Board discussed language clarification needed and a possible timeframe for consideration. Reynolds stated the Attorney's Office will be reviewing draft language and can draft a revised ordinance that accurately reflects the intentions of the Board. Toot, seeing no further comments, closed the public hearing at 10:42 a.m. Clinton moved, Sanders seconded to accept the recommendation of the Attorney and delay any further consideration of the ordinance and to hold additional public hearings in a timeframe to be determined. Roll call vote. (MCU). Clinton moved, Sanders seconded to amend "to clarify" to delay. Roll call vote. (MCU)

- III. Consideration Of Second Consideration Of Ordinance #228, Adopting 641 Iowa Administrative Code 1.12, Quarantine & Isolation -

Margaret Jaynes, Director of Environmental Health, stated ordinance allows the County to respond to communicable diseases in animals and humans with the authority to quarantine and/or isolate the afflicted. Toot asked if additional information or comments had been received. Jaynes stated none. Toot opened the public hearing at 10:45 a.m., hearing none, he closed the public hearing at 10:45 a.m. Clinton moved, Sanders seconded the approval of the Second Consideration of Ordinance #228, adopting 641 Iowa Administrative Code 1.12, Quarantine and Isolation and set the Third and Final Consideration for January 21st, 2014. Roll call vote. (MCU)

- IV. Open Bids For Phase 2 Of The Dakins Lake Expansion Project

Mike Cox, Conservation Director, provided background information. Phase One of the project is complete.

Cox described the bid process. The Conservation Board will meet on Monday, January 20 and Cox will bring its recommendation to the Board of Supervisors on January 21. Matthew Castor, Shive-Hattery, reported on the order and process of the bids as follows:

- 1) Edge Commercial, Grimes, IA, acknowledge 5% security included, acknowledge addendums, base bid @ \$1,739,900.00, alternate #1 @ \$322,000.00, alternate #2 @ \$56,500.00, alternate #3 @ \$16,000.00, and alternate #4 @ \$23,960.00
- 2) Harold Pike Construction, Ames, IA, acknowledge 5% security included, acknowledge addendums, base bid @ \$1,495,000.00, alternate #1 @ \$290,000.00, alternate #2 @ \$29,000.00, alternate #3 @ \$17,000.00, alternate #4 @ \$25,000.00
- 3) Smith Seeding Inc., Eldridge, IA., acknowledge 5% security included, acknowledge addendums, base bid @ \$1,275,000.00, alternate #1 @ \$245,000.00, alternate #2 @ \$30,000.00, alternate #3 @ \$20,000.00, alternate #4 @ \$15,000.00
- 4) Woodruff Construction - Ames, IA 50010, acknowledge 5% security included, acknowledge addendums, base bid @ \$1,339,700.00 alternate #1 @ \$269,300.00, alternate #2 @ \$23,000.00, alternate #3 @ \$16,000.00, alternate #4 @ \$11,000.00
- 5) Keller Excavating, Boone, IA., acknowledge 5% security included, acknowledged addendums, base bid

@ \$1,480,500.00, alternate #1 @ \$300,000.00, alternate #2 @ \$51,000.00, alternate #3 @ \$20,000.00, alternate #4 @ \$15,000.00

Toot opened the public hearing at 11:00 a.m., hearing none, he closed the public hearing at 11:00 a.m. Clinton moved, Sanders seconded the acknowledgement of the bids. Roll call vote. (MCU)

- V. Consideration To Vacate A Portion Of 650th Ave. From 653rd Ave. (S27) To A Point 900'south Along The Centerline Of 650th Ave. In Sections 10 And 15, T82N, R22W Of Story County, Iowa
Engineer, provided background information. There is no opposition to the proposed road vacation. He described the process and stated no action will be taken today, the Board will consider action next week. Moon provided maps of the area and described the administrative consequences. Toot opened the public hearing at 11:05 a.m., hearing none, he closed the public hearing at 11:05 a.m. Clinton moved, Sanders seconded the acknowledgement this action. Roll call vote. (MCU)

9. ADDITIONAL ITEMS:

- I. Consideration Of Annual Report And Funding Request For FY15 Of Story Soil & Water Conservation District (SWCD) - Mark Tjelmeland, Chair

Erv Clausen, Assistant Commissioner, asked the Board to consider increasing its annual funding amount.

Mark Tjelmeland reported on a State and Federal urban nutrient reductions strategy. Clausen reported on soil erosion, cover crops, and no-tile farming. Tjelmeland reported on the federal Farm Bill and Conservation Day at the Iowa Statehouse. Sanders moved, Clinton seconded to acknowledge the annual report and consideration of funding through the budget process. Roll call vote. (MCU)

- II. Discussion And Consideration Of Go Green Coordinator Appointment: Ending Term 12/31/14 For Terri Loneman And John Asmussen - Toot

Toot asked for a history of the Go Green Team. Loneman reported on dates, committee members, and current recycling efforts. Toot stated to keep the committee active and schedule a future meeting.

Sanders moved, Clinton seconded the approval of Terri Loneman and John Asmussen as Go Green Coordinators for a term ending 12/31/14. Roll call vote. (MCU)

- III. Discussion And Consideration Of Resolution 14-64 Updating Planning And Development Fee Schedule
County Planner, reported this will simplify application fees to a flat rate. A three-year average was used to determine the rate. Toot asked how it compared with the rates of adjacent counties. Dissell stated the rate is comparable. Sanders moved, Clinton seconded the approval of Resolution #14-64, updating P&D Fee Schedule. Roll call vote. (MCU)

- IV. Story County Attorney's Office Discussion Regarding Estate Of Doris J. House

Jessica Reynolds, Assistant Attorney, provided background information. Ms. House left the Animal Shelter a monetary gift in her will which will be received in approximately 60 days. Toot stated McCaskey will speak about the bequest at the January 28th meeting. Clinton moved, Sanders seconded to acknowledge and accept the gift. Roll call vote. (MCU)

10. AGENCY REPORTS:

None

11. DEPARTMENTAL REPORTS:

- I. Animal Control - Sue McCaskey

Will reported in 2 weeks.

- II. Engineer - Darren Moon

Engineer, reported on the winter work, reimbursement from FEMA for Hickory Grove Bridge, bridge and road work, conference attendance, a new work order system, utility pipeline installation, rock hauling, budget and program amendments, drainage districts, and funding.

12. OTHER REPORTS:

- I. Presentation Of Community & Family Resources - Michelle De La Riva, Director

CFR Director, reported on services provided, client statistics, and internal management processes. If the Board would like to appoint a member, there is space on CFR's board.

- II. Discussion Of Secondary Roads Slater Shed Options - Darren Moon

Engineer, reported on the reorganization of equipment sheds. The Secondary Roads shed in Slater is vacant and in poor condition. Moon spoke about legal options; the County can gift the shed to the City of Slater if it retains public use. Gary Halverson, Mayor of Slater, stated the City Council wants the building demolished. Mary Beth Sprouse, Slater City Clerk, stated there has been some interest about purchasing the lot. Toot asked Halverson to discuss with the city council and return to the Board. Halverson replied that the Council will meet next month and he will return afterwards.

13. LIAISON ASSIGNMENTS & COMMITTEE MEETINGS UPDATES:

14. PUBLIC FORUM #2:

None

15. ANNOUNCEMENTS FROM THE SUPERVISORS:

16. ADJOURNMENT:

Clinton moved, Sanders seconded to adjourn at 12:20 a.m. Roll call vote. (MCU)