

Story County
Board of Supervisors Meeting
Minutes

5/27/2014 - Minutes

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

The Board of Supervisors met on 5/27/14 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 available at storycountyiowa.gov)

2. PLEDGE OF ALLEGIANCE:

none

3. PUBLIC COMMENT #1:

none

4. OTHER REPORTS:

I. Iowa Sports Foundation - Clarence Hudson

thanked the Board, passed out a packet of information, and presented a plaque to the Board. Hudson reported on Live Health Iowa, the Iowa Games, and they are bringing national events to Story County and the impacts.

5. CONSIDERATION OF MINUTES:

I. 5/20/14 Minutes

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

6. CONSIDERATION OF PERSONNEL ACTIONS:

I. Action Forms:

1) new hire in a) Attorney's Office - temporary effective 5/27/14 for Joseph Leichty @ \$15.00/hr; b) CLP effective 5/15/14 for Kaci Kromminga @ \$1,452.61/bw; effective 5/28/14 for Eboni Jones @ \$10.85/hr; 2) pay adjustment-longevity in a) Attorney's Office effective 6/1/14 for Shelley Beard @ \$1,382.35/bw; b) CLP for Kimberly Nicholas @ \$2,002.62/bw; effective 6/15/14 for Shannon Ellis @ \$11.89/hr; c) Secondary Roads (union) effective 6/1/14 for Dennis Clatt @ \$26.28/hr. Sanders moved, Sanders seconded the approval of personnel actions. Roll call vote. (MCU)

7. CONSENT AGENDA:

Clinton moved, Clinton seconded the approval of the consent agenda, adding Road Closure #14-37 and Utility Permits #14-47 & #14-48, as follows:

- I. Acknowledge Receipt Of Ames Economic Development Commission April 2014 Monthly Report
- II. Consideration Of An Agreement Between Story County, IA And Kyle Allen Hoey, Story County Reserve Deputy Sheriff For The Reimbursement Of Uniforms And Training Costs In The Amount Of \$878.20 On A Pro-Rated Basis If His Appointment Is Separated Prior To Four Years.
- III. Consideration Of An Memorandum Of Understanding Agreement Between Story County, IA And The City Of Ames For The Process Of Filing An Application For The Acquisition, Administration And Expenditure Of The Department Of Justice 2014 Edward Byrne Memorial Justice Assistance Grant Formula Program, Eligible Grant Amount Of Up To \$20,565.00
- IV. Consideration Of Certificate Of Appointment For Kyle Allen Hoey As A Story County Reserve Deputy Sheriff.
- V. Consideration Of Resolution 14-100 To Abate Property Taxes Pursuant To Iowa Code 445.63 On A Parcel Owned By The City Of Maxwell - Parcel# 15-27-250-200
- VI. Consideration Of Waiver Of The Site Development Plan Review Process For Application For Zoning Permit Application# 8187 A Commercial/Industrial Zoning Permit For Construction Of A Fence Located At Insert 0907100105, In Section 07, Washington Township.
- VII. Consideration Of Waiver Of The Site Development Plan Review Process For Application For Zoning Permit Application# 8190 A Commercial/Industrial Zoning Permit For Construction Of A Pole Building Located At Insert 1010300300, In Section 10, Grant Township.
- VIII. Consideration Of Waiver Of The Site Development Plan Review Process For Application For Zoning Permit# 8173 A Commercial/Industrial Zoning Permit For A Brewery Located At 0517400300, In Section

17, Franklin Township.

- IX. Consideration Of Road Closure(S): #14-37
- X. Consideration Of Utility Permit(S): #14-47 & 14-48
Motion carried unanimously (MCU) on a roll call vote.

8. PUBLIC HEARING ITEMS:

- I. Consideration Of Resolution #14-96, FY15 Budget Amendment - Lisa Markley
Assistant Auditor, reported the budget amendment was published on May 15. The budget amendment must occur before May 30 to allow for appeals. The amendment includes an expenses increase of 2.4% and a revenues increase of 2.3%. Toot opened the public hearing at 10:12 a.m., hearing none, he closed the public hearing at 10:12 a.m. Clinton moved, Sanders seconded the approval of Resolution #14-96, FY15 Budget Amendment. Roll call vote. (MCU)

9. ADDITIONAL ITEMS:

- I. Bid Opening For RCB Culvert Replacement On 550th St.; 0.61 Mi. South Of NW Corner Of Section 25, Lafayette Township (L-LAF25- -73-85) - Darren Moon
Engineer, opened the one received bid. The bid was from Jenco Construction, Des Moines, Iowa. The bid bond included the total amount of \$172,946.66. Moon reported the options were to request more bids or award the received bid next week. Sanders stated the bid was 20% above the estimate and he would like the Board to have options.
- II. Consideration Resolution #14-97, FY15 Appropriation Amendment - Lisa Markley
Assistant Auditor, reported dollars must be appropriated in order to spend. She reported by department. Clinton moved, Sanders seconded the approval of Resolution #14-97, FY15 Appropriation Amendment. Roll call vote. (MCU).
- III. Consideration Resolution #14-98, FY15 Amendment Of Interfund Operating Transfers - Lisa Markley
Assistant Auditor, reported this is a necessary technicality to reflect tax increment financing (TIF) borrowing from and subsequently repaying the general fund. Sanders moved, Clinton seconded the approval of Resolution #14-98, FY15 Amendment of Inter-fund Operating Transfers. Roll call vote. (MCU)
- IV. Discussion And Consideration Of Heartland Senior Services FY 14 Request To Re-Allocate \$4,500 From Friendly Visitor Service To Outreach Services - Deb Schildroth
Community Services Director, reported asking the City of Ames and Story County to transfers funds; the ASSET Board has recommended approval. Sanders asked about services from Friendly Visitor. Schildroth reported the service is for individuals who are home bound. Clinton moved, Sanders seconded the approval of Heartland Senior Services FY14 Request to re-allocate \$4,500 from Friendly Visitor Service to Outreach Services. Roll call vote. (MCU)
- V. Discussion And Consideration Of Story County Entering Into A 28E Agreement With Franklin And Hardin Counties To Create Central Iowa Case Management Effective July 1, 2014- Deb Schildroth
, Community Services Director, provided background information. The agreement between counties will address client needs as well as reduce costs. Clinton asked for a description of the case management units. Schildroth provided detail. Schildroth reported that employees will continue to be employees of their individual county. Sanders moved, Clinton seconded the approval of Story County entering into a 28E Agreement with Franklin and Hardin counties to create Central Iowa Case Management, effective 7/1/14. Roll call vote. (MCU) Sanders moved to appoint Deb Schildroth as the Story County representative for the new entity. Second by Clinton. Roll call vote. (MCU)
- VI. Discussion And Consideration Of The Creation Of Case Management Team Leader Position Effective July 1, 2014 - Deb Schildroth
Community Services Director, reported on developing the position with the assistance of Human Resources. The position is needed due to legislative changes. Sanders asked if an existing employee could potentially switch to this position. Schildroth stated yes, and then that position would not be filled. Sanders moved, Clinton seconded the approval of the Creation of Case Management Team Leader position, effective 7/1/14. Roll call vote. (MCU)
- VII. Consideration Of Revisions To The Story County, Iowa - Economic Development Process And Policies - Leanne Harter
Planning and Development Director, reported on background information, recommended changes, language additions, and changes to application deadline. Clinton moved, Sanders seconded the approval of revisions to the Story County, Iowa - Economic Development Process and Policies. Roll call vote. (MCU)

10. PUBLIC HEARING #2

- I. Discussion Of New Confinement Feeding Operation For Luke Tjelmeland Finisher, 60649-180th St.,

Nevada, Iowa, Located In Section 11 Of Milford Township.

Jessica Reynolds, Assistant County Attorney, provided an overview of Iowa law governing confined animal feeding operations (CAFOs) as well as the Board's role. Reynolds stated the Iowa Department of Natural Resources (DNR) has the final determination regarding CAFOs. She provided background about the Master Matrix, regulations, and animal unit assignment. The construction permit process provides the County more opportunity to evaluate proposed facilities. Story County provides notice and holds a public hearing to provide a forum for public comments. Margaret Jaynes, Environmental Health Director, reported on the letters, emails and phone calls she had received. She clarified the decision-making process.

Jaynes reported on the DNR's authority and responsibilities. Jaynes reviewed on each item scored via the Master Matrix. Clinton spoke about the lack of funding for inspections. Toot reported the role of the Board of Health. Jaynes stated the proposed facility has a passing score under the Master Matrix. Toot opened the public hearing at 11:03 a.m. (complete audio can be heard on www.storycountyia.gov)

Luke and Krista Tjelmeland reported on their experience raising livestock, goals, and support and consent received from neighbors. Loren Book, Nevada, spoke in favor of the operation. Misti Craig, Ames, opposes the CAFO. Susie Petra, Ames, opposes the facility. John Hinrichsen, Ames, supports the operation. Gale Lamberson, Nevada, opposes the operation. Wendie Schneider, Nevada, opposes the operation. Bob Rod, Ames, opposes the operation. Brenda Brink, Huxley, opposes the operation. Pat Schlarbaum, Nevada, opposes the operation. Greta Anderson, Nevada, opposes the operation. Jim Hunter Jr., Nevada, opposes the operation. Lon Strum, Roland, supports the operation. Larry Sorensen, Nevada, supports the operation. Mark Harris, Nevada, opposes the operation. Jim Frevert, Nevada, supports the operation. Debra Bunka, Ames, opposes the operation. Jennifer Knox, Nevada, opposes the operation.

Evan Burger, Huxley, opposes the operation and discussed certain scoring elements.

Sanders stated it is the Board's place to gather any necessary additional information. Reynolds stated the County is following the process and procedures. Burger stated the application should be re-submitted to the DNR due to missing information. Toot reported on the process and the County's interactions with the applicant. Sanders stated the Board provides opportunities for public input not required by law. Burger agreed. Discussion took place. Jaynes reported on concerns related to drainage tile. Sanders stated the Tjelmelands are working to address concerns. Luke Tjelmeland stated he would like Environmental Health to take samples any time, and he understands concerns. Clinton remarked on the efforts of Couser Cattle to address environmental issues and to be a good neighbor. Clinton stated that is a good example to follow. Clinton thinks the Tjelmelands are following the guidelines and procedures. Krista Tjelmeland stated they have contacted animal husbandry professors at ISU and will work with them, possibly as a community teaching opportunity. Luke Tjelmeland stated on an FFA instructor wants bring classes to the CAFO. Sanders stated that the applicants are trying to do the right thing and putting in the effort. Toot recessed @ 1:12 p.m. Reconvened @ 1:17 p.m. Kent Maurer [residence not provided] supports the operation. Tim Patterson [residence not provided] supports the operation. Paul Myers, Nevada, supports this operation. Eric Jensen, Nevada, supports the operation. Dorothy Hammond, Ames, opposes the operation. Wendie Schneider, Nevada, expressed concern regarding notice of changes made to the application. Kay Wall, Ames, opposes the operation. Greta Anderson stated she thinks that Jaynes should revise the scoring due to operator questions, floodplain, an emergency plan, and inspection detail.

Sorensen reported that Tjelmeland wouldn't endanger his family and is a good operator.

Clinton remarked the drive of this family speaks volumes and the age of the applicant is not relevant. Toot, seeing no further comments, closed the public hearing at 1:43 p.m. Sanders stated he hopes the DNR will listen to the audio and the many valid concerns. He appreciates the presence of State Senator Herman Quirnbach [District 23] as more needs to be discussed at the state level. Toot spoke of the direction given to the Environmental Health department as well as its diligence. He spoke about an email received and the role of the Board of Health. He expressed appreciation of Jaynes. Clinton stated that the State should give authority to the local governments. Toot asked about the process. Reynolds stated that the Board can submit comments to the DNR for support without a resolution. Sanders asked for the final score. Jaynes stated Tjelmeland scored 515 with his recommendations. Deducting her points gives a total of 445. Sanders asked for more administrative detail. Jaynes reported she stands by her score. The Board wants to take some formal action. Sanders reported on his recommendation. Sanders moved, Clinton seconded to send all the information that has been submitted to the Board, audio, and Jaynes total scored points with notes for legal comment of the owner, and will forward the full packet to DNR. Roll call vote. (MCU) Sanders moved, Clinton seconded to include on the record the Board's motion of support of the Tjelmeland Feeders CAFO proposal. Roll call vote. (MCU)

11. AGENCY REPORTS:

None

12. DEPARTMENTAL REPORTS:

None

13. LIAISON ASSIGNMENTS & COMMITTEE MEETINGS UPDATES:

14. PUBLIC FORUM #2:

None

15. ANNOUNCEMENTS FROM THE SUPERVISORS:

Clinton reported on a conference call for Central Iowa Community Services (CICS) and the 28E agreement.

16. ADJOURNMENT:

Sanders moved, Clinton seconded to adjourn at 2:07 p.m. Roll call vote. (MCU)