

Story County
Board of Supervisors Meeting
Minutes

11/3/2015 - Minutes

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

The Board of Supervisors met on 11/03/15 at 10:00 a.m. in the Story County Administration Building. Rick Sanders, Paul Toot and Wayne E. Clinton, with Sanders presiding. (all audio of meetings available at storycountyiowa.gov)

2. PLEDGE OF ALLEGIANCE:

3. PUBLIC COMMENT #1:

4. Opportunity To Receive Comments And Consideration Of The Position Of The Board Of Supervisors On The Proposed Highway 30 Project

Sanders thanked attendees and reported on the procedure for speaking. He for input from the County Attorney's Office. Ethan Anderson, Assistant Attorney, read the pertinent sections from Code of Iowa §306 which governs the State highways and gives the Department of Transportation (DOT) the authority over the system. The Board of Supervisors has authority over the County's secondary roads. Sanders verified that the Board can take a position and offer comments to the DOT. Anderson stated yes. Randy Collings, Nevada, stated concerns about the DOT's environmental assessment and safety data. He is against the proposed plan for Highway 30. Jeff Stensland, Nevada, stated concerns, as a firefighter, related to emergency services. He suggested the Board complete the paving of 13th Street/220th Street east to S14 which he thought was the original plan for that road. He is against the proposed plan for Highway 30 and the closing of at-grade intersections. Al Kockler, Nevada, thanked the Board for sending a letter to the DOT two years ago, asking that the roads not be closed. He reiterated concerns expressed by Randy Collings.

Kockler is against the proposed plan for Highway 30 and the closing of at-grade intersections. Katherine Asjes, Nevada, expressed disappointment about the lack of information provided to residents and the DOT's decision-making process. Justin Vetter, Nevada, reported concerns about the effect to his family's farm implement dealership located at the intersection of 590th Avenue and Highway 30. In addition to the effects on the business, closing at-grade intersections will overload secondary roads, forcing the County to replace outdated infrastructure. He also expressed traffic and safety concerns for Lincoln Highway. He stated other safety options on Highway 30 can be considered, including lowering the speed limit, and adding turning lanes and traffic signals. He is against the proposed plan for Highway 30 and the closing of at-grade intersections. Sanders stated Vetter Equipment is a great addition to Story County. George Whitaker, CNH Industrial, Racine, Wisconsin, stated concerns about the financial impacts to the research center located directly east of Vetter. He is here in person to reinforce his stance as stated in a letter to the Board. He is against the proposed plan for Highway 30 and the closing of at-grade intersections. Sally Jensen, Nevada, declined to speak when called upon. Mel Brekke, owner of Brekke's County Store, Ames, reported his business is at the intersection of 580th Avenue and Highway 30. He is against the proposed plan for Highway 30 and the closing of at-grade intersections. How many of the affected businesses can survive on a dead-in road? The addition of turning lanes to 580th Avenue has greatly helped; these can be added to other intersections. He concurs with the statements made by earlier speakers. Ron Jensen, Nevada, spoke about the lack of information provided by the DOT to landowners. He is against the proposed plan for Highway 30 and the closing of at-grade intersections. Scott Stapp, Key Cooperative, stated he is supporting patrons. He is against the proposed plan for Highway 30 and the closing of at-grade intersections. Shane Heintz, Nevada, stated he is a Nevada business owner and also farms. He is against the proposed plan for Highway 30 and the closing of at-grade intersections.

Greta Anderson, Reporter, KHOI Radio, stated County information is provided on the 2nd Monday of the month at 7 am for anyone seeking information. Discussion took place. Toot said the Board can send another letter to the DOT stating its opposition to the plan to close at-grade crossings on Highway 30 but the question is which roads to include. Sanders stated appreciation for the public input. Clinton suggested Sanders, Anderson, and Engineer Darren Moon draft a letter to the DOT including the public comments and stating the Board's opposition. Additional discussion took place. Toot moved to direct the Chair, Moon,

and the civil attorney to draft a letter to the DOT opposing closing at-grade intersection at 580th Avenue and 590th Avenue on Highway 30. Ron Jensen asked the Board to include 600th Avenue. Toot amended his motion to add 600th Avenue. Discussion took place. Sanders stated significant funding will be required by Story County no matter what the outcome. Clinton seconded the amended motion. Sanders stated he feels the County is overstepping its authority by including 600th Avenue; the road is included in the Nevada exchange plan and he does not want to interfere with the City of Nevada's decisions. Clinton stated County residents are voicing their concerns and the Board is passing on and supporting their objections to the plans. Toot stated he will let it stand. Katherine Asjes disagrees with Sanders statement about 600th Avenue. Kockler compared the differences between proposals, and stated businesses generate taxes. Ron Jensen stated 600th Avenue is important today. Sally Jensen, Nevada, stated all three roads should be included. Ron Jensen remarked on needed improvements for S14. Roll call vote. (MCU)
The Board called for a short recess at 12:08 p.m. The Board reconvened at 12:15 p.m.

5. CONSIDERATION OF MINUTES:

- I. 10/27/15 Minutes
will be considered next week.

6. CONSIDERATION OF PERSONNEL ACTIONS:

- I. Action Forms:
 - 1)pay adjustment-longevity effective 11/1/15 in a)Emergency Management for Melissa Spencer @ \$1,896.20/bw; b)Sheriff's Office - longevity/step increase (union) effective 10/4/15 for Kimberly Nicholas @ \$1,572.72/bw; 2)promotion in Secondary Roads effective 11/29/15 for Justin Braland @ \$19.46/hr. Clinton moved, Toot seconded the approval of Personnel Actions. Roll call vote. (MCU)

7. CONSIDERATION OF CLAIMS:

- I. 11/05/15 Claims
of \$660,963.36 (run date 10/30/15, 26 pages, on file in the Auditor's Office) and authorize the Auditor to issue checks in payments of these claims and payment requests from BooSt School Ready Services (\$7,392.80), BooSt Early Childhood (\$3,359.76), CIDTF (\$14,818.36), Emergency Management (\$239.60), E911 Surcharge (\$3,881.76), County Assessor (\$2,070.86), City Assessor (\$23,455.07), Holding-Seized Funds (\$11,738.00), Case Management (\$91,153.51). Clinton moved, Toot seconded the approval of claims. Roll call vote. (MCU)

8. CONSENT AGENDA:

Toot moved, Clinton seconded to approval of the consent agenda with the addition of Road Closure #16-41 and Utility Permit #16-37. Roll call vote. (MCU)

- I. Acknowledgement Of Resolution Of Support For Acquisition Of The Baldus Family's Jordan Acres Farm By The Iowa Natural Heritage Foundation
- II. Consideration Of 28E Agreements Between Animal Control And The Following Cities: Collins, Colo, Gilbert, Kelley, Maxwell, McCallsburg, Roland, Slater, And Zearing Effective Upon Signature - 7/1/16
- III. Consideration Of Agreement With Tyco SimplexGrinnell For Fire Alarm Monitoring At Story County Community Life Administration Building Effective 5/1/15 - 4/30/16 @ \$508.51
- IV. Consideration Of Improvement Agreement Between Story County & Ronald And Jean Finch For Timber Road Estates Subdivision, Changing The Completion Dates Of Improvements From Nov. 1, 2015 To July 1, 2016
- V. Consideration Of Road Closure Resolution(S): #16-41
- VI. Consideration Of Utility Permit(S): #16-37
Motion carried unanimously (MCU) on a roll call vote.

9. PUBLIC HEARING ITEMS:

10. ADDITIONAL ITEMS:

- I. Consideration Of Resolution #16-21, For The Iowa Utilities Board To Require Dakota Access LLC To Provide Funding For A Complete And Independent Environmental And Economic Impact Statement, Defer Action To Construct A Pipeline Pending Completion And Receipt Of Said Statement, And To Make The Statement Available To The Public Of The Results Of Said Study At Least Sixty (60) Days Prior To Any Hearing To Consider Said Request - Devita Harden, LWV President And Larry Koehrsen Sanders read the resolution.

Devita Harden, Nevada, President of the Ames and Story County chapter of the League of Women Voters (LWV), asked the Board pass the resolution as stated. Sanders asked for clarification on the resolution which Harden provided. Sanders asked a representative of Midwest Alliance for Infrastructure to speak. Chad Carter, Business Agent Operating Engineers Local 234, Des Moines, Iowa, spoke about jobs related to the project and stated there is support in Iowa for the pipeline. Larry Larson, Cambridge, stated concerns about eminent domain, and leaks affecting crops and the water supply.

He asked the Board to add opposition to eminent domain to the resolution. Arlene Bates, Ankeny, stated support for farmers and opposition to the pipeline; she asked the Board to approve the resolution.

Jack Troeger, Ames, spoke about environmental concerns and stated the Board should vote to protect Story County. Wilma Jean Longnecker, Cambridge, spoke about eminent domain, easements, water issues, soil compaction, spills, and the economic impact of environmental problems. She stated the Board should not do the bidding of industry. Eric Schmidt, representative of the Labors of International Union of North America, Windsor Heights, Iowa, spoke about job creation, and stated the Iowa Utilities Board (IUB) will provide an economic study; concerns should be submitted to the IUB. Larry Koehrsen, Ames, there is a need for an unbiased environmental and economic impact statement; the public should not accept the information the pipeline company. He supports having the IUB receive funding from Dakota Access for the statement. Mary Sand, Ames, voiced her support for the resolution and stated her environmental concerns. Bernadette Siebert, Ames, questioned the number of jobs in Iowa created by the pipeline. The IUB makes the final decision but the Board needs to stand up for its residents. Holly Fuchs, Ames, stated support for the resolution. George Belitsos, Ames, stated his support for the resolution. He spoke about risks to the water supply and spoke about effects to drainage districts, conservation areas, and the Heart of Iowa Nature Trail. Mary Richards, Ames, urged the Board to support the resolution and demand a thorough investigation of environmental impact.

Alternative forms of energy and their related jobs should also be considered. Sandra Mc Jimsey, Ames, asked the Board to consider support. The Boone County supervisors recently supported a similar measure. Heidi Greasewhite, Nevada, reported the Board should focus on eliminated jobs at the railroad not hypothetical new jobs. Eric Schmidt spoke again to clarify his employment statement.

Brian Holrick, Local 234, reported on the number of jobs using the apprenticeship program, and stated farm land is not being taken out of production. Larson spoke again, asking which fire department(s) will cover the proposed pumping station. Greta Anderson, Reporter, KHOI Radio, asked if the stated jobs are temporary or permanent. Sanders stated the Board must decide whether to take action on the resolution or not. Clinton spoke about environmental impact studies. Toot stated his appreciation for all speakers. He is troubled by the use of eminent domain. Authority rests with the IUB; the resolution is a good idea but the IUB needs to approve it. Toot moved to support Resolution #16-21 as written.

The motion died for lack of a second. Sanders voiced his concerns and stated the IUB has a process for this; the Board needs to hear its citizens but a resolution is not appropriate.

- II. Consideration Of Resolution #16-23, That The Story County Board Of Supervisors Support Permitting And The Construction Of The Proposed Dakota Access Pipeline And Strongly Urge That The Iowa Utilities Board Approve The Request By Dakota Access LLC To Construct The Proposed Pipeline - Midwest Alliance For Infrastructure
no action was taken on Resolution #16-23.

11. AGENCY REPORTS:

None

12. DEPARTMENTAL REPORTS:

None

13. OTHER REPORTS:

None

14. PUBLIC FORUM #2:

None

15. LIAISON ASSIGNMENTS & COMMITTEE MEETINGS UPDATES:

None

16. ANNOUNCEMENTS FROM THE SUPERVISORS:

None

17. ADJOURNMENT:

Toot moved, Clinton seconded to adjourn at 1:55 p.m. Roll call vote. (MCU)