

Story County
Board of Supervisors Meeting
Minutes

4/9/2013 - Minutes

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

The Board of Supervisors met on 04/02/13 at 10:00 a.m. in the Story County Administration Building. Rick Sanders, Paul Toot, and Wayne Clinton with Rick Sanders presiding.
(All audio of meetings: WWW.STORYCOUNTYIOWA.GOV or call the Auditor's Office: (515) 382-7210).

2. PLEDGE OF ALLEGIANCE:

3. PUBLIC COMMENT #1: This Comment Period Is For The Public To Address Topics On Today's Agenda
None

4. CONSIDERATION OF MINUTES:

I. 4/2/13 Minutes

II. 4/4/13 Minutes - Public Meeting

Clinton moved, Toot seconded the approval of 4/2/13 and 4/4/13 minutes. Roll call vote. (MCU).

5. CONSIDERATION OF PERSONNEL ACTIONS:

I. Action Forms:

1)pay adjustment - longevity (union contract) in a)Secondary Roads effective 4/21/13 for Jay Grismore, Jr. @ \$28.10/hr; correction of step effective 4/7/13 for Christopher Erickson @ \$21.98/hr; alternate rate-out of classification-3rd step for Christopher Erickson @ \$23.72/hr; b)Veterans Affairs for Brett Mclain @ \$2,022.37/bw; 3)promotion in Facilities Management effective 4/21/13 for Calvin Pearson @ \$3,008.77/bw. Toot moved, Clinton seconded. Roll call vote. (MCU).

6. CONSIDERATION OF CLAIMS:

I. 4/11/13 Claims

Claims of \$628,353.16 (run date 01/11/13, 31 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 (\$18,619.38), BooST Early Childhood (\$9,910.68), CIDTF (\$1,170.95), Homeland Security Region 1 (\$182,918.77), Holding-Seized Funds (\$0), Emergency Management (\$431.54), E911 Surcharge (\$2,006.84), County Assessor (\$1,388.66), City Assessor (\$10,020.16). Clinton moved, Toot seconded approval of claims. Roll call vote. (MCU).

7. CONSENT AGENDA:

Clinton moved, Toot seconded to approve the consent agenda pulling item #6 for discussion as follows:

- I. Acknowledge The Signature Of The Chair, In Signing A Letter Of Support For Federally Qualified Community Health Center In Story County
- II. Consideration Of Annual Hardware/Firmware Maintenance Agreement With Election Systems & Software For 51 Election Machines Effective 5/1/13-4/30/14 @ \$9,690.00
- III. Consideration Of Application For Permit To Display Fireworks On June 1, 2013 At 16505 US Highway 69, Gilbert, Iowa For Beau Romsey/Kelm Brueschke
- IV. Consideration Of Class B Native Wine Permit (WBN) For Slim's Country Market, LLC, 11563 US Highway 69, Story City, IA., Effective 4/5/13-4/6/13 Including Sunday Sales
- V. Consideration Of Waiver Of The Site Development Plan Review Process For Application For Zoning Permit Application# 7037 A Commercial/Industrial Zoning Permit For Installation Of One Purcell(LTE) Cabinet On Existing Elevated Steel Platform And Add One Antenna Per Section For A Total Of Nine Antennas For Final Consideration Located At 06-18-400-455, In Section 18, Insert Milford Township.
- VI. Consideration Of Acquiring Easement For Temporary Impoundment Of Water At Dakins Lake
Mike Cox, Conservationist, reported on the authorization for the easement with Chittys' due to the lake expansion, legal reasons, easements for flood purposes, and this will be an asset for Story County. Clinton asked about timeline. Cox stated their goal is April 23 action item to publish bids, and this will set wheels in motions for permits. Clinton moved, Toot seconded the approval of acquiring easement for temporary impoundment of water at Dakins Lake. Roll call vote. (MCU).

- VII. Consideration Of Resolution #13-60 Approving 28E With The Story County Emergency Management Commission
 - VIII. Consideration Of FY' 14 Iowa Department Of Transportation Annual Secondary Road Budget
 - IX. Consideration Of The FY 13 Provider And Program Participation Agreement Addendum With Anne McCreary Effective 4/1/13 - 6/30/13
 - X. Consideration Of The FY 13 Provider And Program Participation Agreement Addendum With Gabrielle Barloon Effective 4/1/13 - 6/30/13
 - XI. Consideration Of The FY 13 Provider And Program Participation Agreement Addendum With Gloria Billings Effective 4/1/13 - 6/30/13
 - XII. Consideration Of The FY 13 Provider And Program Participation Agreement Addendum With Maura Peglar Effective 4/1/13 - 6/30/13
 - XIII. Consideration Of The FY 13 Provider And Program Participation Agreement Addendum With Pamela Caviness Effective 4/1/13 - 4/30/13
 - XIV. Consideration Of Adopt-A-Road Annual Renewal Effective 1/1/13 Thru 12/31/13: A) #00-01, For Indian Creek Circles 4-H Club On County Road S27 (650th Ave) From City Limits Of Maxwell North To 295th Street; B)#12-01, For Family Of Faith On County Road S14 (620th Ave) From City Limits Of Nevada South To County Road E57 (260th Street).
 - XV. Consideration And Discussion Of Contract Between Windstream Communications And Information Technology For Internet Service Effective 07/01/2013-06/30/2014 @ \$1331.00/Month, Totaling @ \$15,972.00
Motion carried unanimously (MCU) on a roll call vote.
8. PUBLIC HEARING ITEMS:
- I. Second Consideration Of Ordinance #221, Rezoning Certain Lands Located In Section 23 Of Franklin Township, Under The Ownership Of Dean Roosa And Carol Jacobs Peck From A-1 To R-1 - Charlie Dissell
Charlie Dissell, Planner, Planning and Development (P&D), reported receiving no additional information. Sanders opened the public hearing at 10:08 a.m., hearing none, he closed the public hearing at 10:08 a.m. Toot moved, Clinton seconded the recommendation of the Planning and Zoning (P&Z) Commission with conditions and approval of the rezoning certain lands located in Section 23 of Franklin Township, under the ownership of Dean Roosa and Carol Jacobs Peck from A-1 to R-1 and waive third reading. Harter stated the third reading cannot be waived. Toot amended the motion to approve and set third and final consideration for Tuesday, April 16, 2013. Clinton seconded the amendment. Roll call vote. (MCU)
9. ADDITIONAL ITEMS:
- I. Discussion And Consideration Of Restoring Funding For MH/DS Services Effective 4/1/13- 6/30/13 - Deb Schildroth
Deb Schildroth, Community Services Director, reported on receiving the transition funds of \$752,700.00. The counties which received transition funds from the state have many questions about the spending requirements and restrictions; the Iowa State Association of Counties (ISAC) is coordinating a conference call to answer questions and clarify statements from the Department of Human Services (DHS). Schildroth asked that Story County funding cuts to three local agencies totaling \$40,000.00. Clinton moved, Toot seconded the approval of restoring funding for MH/DS Services effective 4/1/13-6/30/13. Roll call vote. (MCU)
 - II. Discussion And Consideration Of Rescinding Waiting List For MH/DS Services Effective 4/1/13 - 6/30/13 - Deb Schildroth
Deb Schildroth, Community Services Director, reported there are four individuals on the waiting list; services requested total \$7,300. Schildroth stated if the County needs to revive a waiting list for FY'14 she will return. Toot moved, Clinton seconded the approval of rescinding waiting list for MH/DS Services effective 4/1/13-6/30/13. Roll call vote. (MCU). Sanders asked Schildroth to return to the Board and report on the conference call for the non- Medicaid services funding.
 - III. Discussion And Consideration Of FY'14 Iowa Department Of Transportation Secondary Road Five-Year Construction Program - Darren Moon
Darren Moon, Engineer, gave an update on the plan. The draft was reviewed at the previous Board meeting. 600th Avenue and Grant Avenue are now in FY'17. Moon gave his opinion on swapping a segment of existing farm-to-market road to 600th Avenue. He recommends a portion of 730th Avenue. The reclassification does not change the road in any way, it just provides access to federal funds. Discussion took place about the long-term and as yet unfunded plans of the Iowa Department of Transportation (DOT)

regarding Highway 30. Moon reported on public comments received about the closing of the 250th Street bridge near Hickory Grove Park. Estimated bridge replacement cost is \$700,000 and the entire cost would have to come from the County. Bridge design takes approximately two years. Sanders stated the County is, at a minimum, three years away from anything new for that location. Moon stated more public input is needed before closing the bridge. Discussion took place about analyzing the County's infrastructure need, a process that includes public input. Sanders spoke about working with the Engineer and the Attorney's Office to develop a matrix over the next six months. Toot moved, Clinton seconded the approval of FY'14 IDOT Secondary Road Five-Year Construction Program. Roll call vote. (MCU)

IV. Discussion And Consideration Of Equipment Rental Agreement - Leanne Harter

Leanne Harter, P&D Director, presented a proposed rental agreement program. Jessica Reynolds, Assistant County Attorney, wants time to review. She will return with comments next week.

V. Acknowledge Receipt Of The Preliminary FIS And FIRM Issued To Story County And Discussion Of The 30-Day Community Review Period. - Leanne Harter

Leanne Harter, P&D Director, reported on receiving the Flood Insurance Study (FIS) for Worle and College creeks. The study triggers official timeframes. The County is now in a 30-day period to provide written comments to FEMA. This first step is to review the study for errors, not to question boundaries. This is followed by a 90-day appeal period. Maps will arrive in 7-9 months. After maps are received, the Board will have to adopt an ordinance. Harter gave background on the governing federal legislation; she will keep the Board up to date. Sanders reiterated the timeline. Clinton provided some brief history. Harter said we will have detailed maps. Sanders stated that the County's role is to be accurate so that individual property owners have the best information. Toot moved, Clinton seconded. Roll call vote. (MCU)

VI. Consideration Of The Preliminary Subdivision Plat Of Bella Woods Located On Certain Lands Under The Ownership Of James And Karen Clark Located In Section 20 Of Franklin Township. - Charlie Dissell

Charlie Dissell, P&D Planner, reported on the property's ownership, location, size, current zoning, and assessment classification. It is within the Ames Urban Fringe Plan (within two miles) and Ames has review authority. The proposed subdivision will contain 15 buildable lots plus three outlots. Dissell reviewed the map and gave details with photos. The current residence on the site will be on one lot. The plat includes the dedication of two streets. Located off of Cameron School Road, the new lots are projected to increase daily traffic by less than 5%. The City of Ames added a potential extension of Mathews Road as a condition of approval. If the area is annexed into Ames, it may trigger the road extension. Dissell reported that tree removal will be limited to the right-of-way. Dissell reported on storm water runoff and control, and gave an overview of site drainage. The P&Z Commission recommends approval with conditions. Dissell went over the conditions which include erecting a fence between the subdivision and an adjoining property. Bob Gibson, representing the developer, stated the drainage tile will be re-routed to the road ditch. Toot moved, Clinton seconded the approval of the preliminary subdivision plat of Bella Woods with conditions as outlined by the P&Z Commission located on certain lands under the ownership of James and Karen Clark located in section 20 of Franklin Township. Roll call vote. (MCU)

VII. Consideration And Discussion Between Tyler Technologies And Information Technology For Purchase Proposal For Tyler Content Manager Enterprise Edition Software For 5 Year Agreement @ \$73,601.00 - Barbara Steinback

Barbara Steinback, Information Technology Director, reported on the content management agreement. The new software will move real estate images from VI Client, a program no longer be supported after 2014.

There is a possibility to use the system countywide. Sanders clarified that this was previously approved in the budget process. Clinton moved, Toot seconded the approval of the purchase proposal for Tyler Content Manager Enterprise Edition Software for 5 year agreement @ \$73,601.00. Roll call vote. (MCU)

10. AGENCY REPORTS:

I. Lutheran Services In IA (LSI) - Lisa Heddens

None

11. DEPARTMENTAL REPORTS:

I. Engineer Departmental Report - Darren Moon

Clinton asked Moon if he had any information on the utility pole installations visible on Interstate 35 and along Lincoln Highway. Moon said he believes it is an Ames Power project. Moon reported the winter resulted in a typical use of overtime, and salt and sand. Some of the overtime is attributable to the timing

of the winter storms. The spring thaw has been muddy. Motor graders are sent out early in the morning to blade before the roads thaw. There is a lot of gravel in the roadside ditches and the dry fall and muddy spring exacerbated the amount this year. This is frequently reported by the public but it is not cost-effective to dig it out. Moon knows the public hates seeing gravel in the ditches; so does he. Moon spoke about options for motor grader repairs and replacement. Warranty issues and purchasing options are being explored by the Board and the Engineer's Office. Possible lease options require input from the Auditor and the Board. Maintenance crews are transferring from winter work to summer work. Bridge inspectors have added a new bridge to the repair schedule. Two bridges have been completed and are back in service. Two new employees have been added to replace retired personnel. Moon reported on current construction projects. Highway 30 construction has temporarily closed four county roads south of the highway. Moon worked with the DOT on gravel road routes for hauling. There will be significant construction to the south of the highway. DOT will provide some dust control. There is a possibility of vacating a Level B road (590th Avenue) south of Highway 30. Rock hauling is contracted for Indian Creek and Nevada townships. A pavement marking contract starts next week. Moon spoke about options for North Dakota Avenue which are included in the five-year plan. He presented photos and maps. Currently, the road has no shoulders and is only 33 feet wide. Moon wants the County to purchase 17 feet along the right-of-way and widen the road to the standard 50 feet. The lack of shoulders leads to heavy deterioration. Because the road lacks shoulders, the County cannot access funding even though North Dakota is a paved road. If County pursues condemnation, Moon would also straighten the road to limit accidents. So far, there have been no fatalities but much damage. Cameron School Road has the greatest number of accidents, mostly vehicles hitting deer. The County will not obtain the additional right-of-way without condemnation. More than one property owner is not interested in selling land for road widening. Sanders asked about shifting the center line. Moon said that would be much more costly. Sanders directed Moon to discuss the condemnation process with Reynolds and then bring specifics to the Board. Toot stated condemnation is the last resort but it is a dangerous road. Moon will attend a national engineer's meeting in two weeks in Des Moines. Toot expressed appreciation for the Secondary Roads staff. Sanders asked about disposition of the junked motor grader. Moon stated it will go to DOT auction.

12. LIAISON ASSIGNMENTS & COMMITTEE MEETINGS UPDATES:

Clinton reported on a discussion with Schildroth about regionalization and pending legislation. The counties are working with the Iowa State Association of Counties (ISAC) to present comments to the legislature.

13. OTHER REPORTS:

I. Quarterly Financial Report - Lisa Markley

Assistant Auditor Lisa Markley gave the quarterly financial report. She stated the final budget amendment will be presented to the Board at the end of May. Four departments require an amendment. She reported on projected ending fund balances. Litigation and insurance costs have lowered the balance in the supplemental fund. Markley reported on tracking the Mental Health (MH) transition funds that the County received on Monday, April 8. Twelve departments have exceeded their revenue estimates. Property taxes collected exceeded 90% at the end of March. Clinton thanked Markley for her work on MH transition.

Markley stated the County has only appropriated 95% of the budget. Markley asked for direction from the Board. Sanders stated that appropriating 100% to elected officials and as-needed to other departments worked in the previous year. Toot and Clinton concurred.

- II. Discussion Of Road Maintenance Agreement With Iowa State University For State Street. - Darren Moon
Darren Moon, Engineer, gave background on the maintenance agreement. Cathy Brown from Iowa State University (ISU) was also present. The agreement between ISU and the County for the maintenance of State Avenue/520th Avenue dates back to 1972. According to County records, concerns of maintenance have arisen repeatedly over the years. The road is owned by the university and designated by the State as an institutional road. The road has no ditches which results in poor conditions. There are no traffic counts because it is an institutional road, not a County road. Anecdotally, it is a high-traffic road. Moon has liability concerns because of the lack of ditches and the general condition of the road. Moon's presentation included photos of the road. The current annual agreement is for the County to maintain one mile of State Avenue and a quarter mile of Zumwalt Station Road. Moon stated that maintaining the road does not solve condition issues because of the lack of ditches and the width of the road. It is a very frustrating situation. The road needs to be narrowed and ditches need to be dug. ISU is asking the County to be the contractor for road improvements. Moon estimates the work would cost approximately \$30,000 and take two weeks

to complete. Currently, funding for the road must go through the DOT. Sanders asked if the funding process can be changed or expedited. Toot stated any road improvements will be beneficial to ISU and the university needs to decide about the future of the road. He defers to Moon about who should do the work. Moon is concerned about the County narrowing the road as it is ISU's not the County's. Clinton spoke about the need for consensus between the County, ISU, and the City of Ames. He referenced correspondence from Cathy Brown. Brown generally agreed with Moon's synopsis. A special maintenance agreement from DOT can expedite the processing of funds. Brown spoke about street parking on State Avenue during the rodeo. Sanders said ISU and the County need to work out the details. He asked Reynolds to explore the liability concerns. Sanders asked about the timeline. Moon stated the middle of summer and early fall would be the optimal times. Moon, Brown and Reynolds will work together on a solution and return to a future Board meeting.

14. PUBLIC FORUM #2: Comments From The Public On Items Not On This Agenda. The Board May Not Take Any Action On The Comments Due To The Requirements Of The Open Meetings Law, But May Do So In The Future.

None

15. ANNOUNCEMENTS FROM THE SUPERVISORS:

Clinton is leaving in the early afternoon to tour the Justice Center with Chilean visitors. Sanders spoke with the judges about security issues at the Justice Center.

16. ADJOURNMENT:

Clinton moved, Toot seconded to adjourn @ 12:09 p.m. Roll call vote. (MCU)