

Story County
Board of Supervisors Meeting
Minutes

1/7/2014 - Minutes

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

The Board of Supervisors met on 1/7/14 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. 1/2/14 Minutes

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

5. CONSIDERATION OF PERSONNEL ACTIONS:

I. Action Forms:

1)new hire in Attorney's Office effective 1/7/14 for Jesse Ramirez @ \$1,923/08;bw; effective 1/20/14 for Jonathan Holscher @ \$1,923.08/bw; 2)pay adjustment - longevity in Engineer's Office effective 1/12/14 for Timothy Durlin @ \$2,393.34/bw; 3)pay adjustment - step & union effective 1/12/14 for Christopher Erickson @ \$23.64/hr; 4)re-evaluation of position - corrected to effective date 12/16/13 for Emily Amodeo @ \$11.21/hr. Clinton moved, Sanders seconded the approval of minutes. Roll call vote. (MCU)

6. CONSENT AGENDA:

Sanders moved, Clinton seconded the approval of the consent agenda with the addition of an utility permit and a road closure, as follows:

- I. Consideration Of The Purchase Of Two SUVs For The Sheriff's Office, Lowest Bid For The SUVs Each Is \$26,021, Minus Trade In Allowance Of \$ 4,500 Each For The Two Trade-In Vehicles For A Final Cost Of \$43,042.00 From Ames Ford Lincoln
- II. Consideration Of Agreement Between State Of Iowa, Iowa Department Of Transportation And Story County, Iowa And Union Pacific Railroad Company For The Construction And Cost Participation Covering The Installation Of Safety Improvements At The Railroad Crossing At Milepost 9.24 On 140th Street. Project No. RRP-RR09(173)- -8A-00
- III. Consideration Of Contract For Highway Right Of Way With James L. And Mary I. Birchmier For Purchase Of Permanent Easement In The Amount Of \$125.00. Project #FM-CO85(121)- -55-85.
- IV. Consideration Of Contract For Highway Right Of Way With Merle C. Wilson For Purchase Of Permanent Easement In The Amount Of \$125.00. Project #FM-CO85(121)- -55-85
- V. Consideration Of Contract For Highway Right Of Way With Kermit L. Miskell, Life Estate And Kenneth L. Miskell, Remainder Interest For The Purchase Of Permanent Easement In The Amount Of \$250.00. Project # FM-CO85(120)- -55-85
- VI. Consideration Of Contract For Highway Right Of Way With Seth A. And Renee M. Twedt For The Purchase Of Permanent Easement In The Amount Of \$250.00. Project # FM-CO85(120)- -55-85
- VII. Consideration Of Final Pay Voucher For Mathy Construction Company, Onalaska, WI For HMA Resurfacing On County Road E18 From McCallsburg To Zearing. Project # STP-S-CO85(115)- -5E-85
- VIII. Consideration Of Professional Services Agreement With WHKS, Ames, IA For Certain Professional Services Relating To The Project Described As 250th Street Over East Indian Creek Bridge Replacement.
- IX. Consideration Of Resolution #14-61, Approving The Final Agricultural Subdivision Plat Of V2P Subdivision Located On Certain Lands Under The Ownership Of Vellareddy Anantharam Located In Section 18 Of Franklin Township.
- X. Consideration Of Appointment For Member To The 2014 Condemnation Commission As Follows:

Owners of City Property - Sharon Martin, Ames term ending 12/31/14

- XI. Consideration Of Road Closure #14-25
- XII. Consideration Of Utility Permit(S) #14-33
Motion carried unanimously (MCU) on a roll call vote.

7. PUBLIC HEARING ITEMS:

- I. First 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
Planning and Development (P&D), provided background on the property, including maps, aerial photography, ownership, acres, location, current use, proposed use, current zoning, number of proposed lots, existing utilities, traffic counts, standards of approval, and the approval process. The property is within two miles of the City of Ames. A residential subdivision containing 47 lots is proposed. The Planning and Zoning (P&Z) Commission recommended approval with no conditions. Toot opened the public hearing at 10:10 a.m., Don Draper, rural Ames, an adjacent land owner, had questions about the effect on the ecology and stated concerns about drainage and the existing tile. He also raised concerns about removing productive land from agricultural use and the dust and traffic of increased travel on a gravel road. Clinton asked if he or his neighbors had had any communication from the developer. Draper said no. Toot asked for the developer Kurt Friedrich to speak to these concerns. Friedrich stated many of the concerns will be addressed through the subdivision's covenants and finalized prior to any approval of the subdivision plat. The developer will work with P&D and the County Engineer to address these concerns. Dean Girard, rural Ames, stated concerns that the proposed development does not follow the County's Development Plan. He read relevant sections of the plan. He also stated concerns about drainage and flooding and showed photos of flooding on 190th from the spring of 2013. He also expressed concerns about both current traffic patterns and future road use. There are three blind driveways on the road and many current drivers exceed the speed limit. Clinton clarified the process for subdivision review. Friedrich responded that the proposal meets with the County's Development Plan. Toot, seeing no further comments, closed the public hearing at 10:50 a.m. Sanders asked Dissell about next steps and asked about the rural overlay. Dissell reported on the studies, the Urban Fringe Plan, proposed natural areas, and the long-standing designation of the land as a future development area. Sanders moved, Clinton seconded the approval of the First 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 Second Consideration for January 14th, 2014. Roll call vote. (MCU)
- II. Consideration Of First 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
Jan Beran, reported that all nicotine products should be treated as tobacco products and subject to the same rules. She provided statistics about nicotine, health effects, and the express marketing of such products to minors. Toot opened the public hearing at 11:03 a.m. Margaret Jaynes, Environmental Health Director, asked about enforcement. Toot stated law enforcement will provide. Jaynes questioned the wording regarding enforcement. Toot stated it will be revised. Toot, seeing no more comments, closed the public hearing at 11:05 a.m. Clinton moved, Sanders seconded the approval of the First 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 projects containing nicotine to minors and set Second Consideration for January 14th, 2014. Roll call vote. (MCU)
- III. Consideration Of First Consideration Of Ordinance #228, Adopting 641 Iowa Administrative Code 1.12, Quarantine & Isolation -
Margaret Jaynes, Environmental Health Director, stated the ordinance addresses communicable diseases for animals and humans and provides the authority to quarantine and isolate disease carriers. Toot opened the public hearing at 11:14 a.m., hearing none, he closed the public hearing at 11:14 a.m. Clinton moved, Sanders seconded the approval of the First Consideration of Ordinance #228, adopting 641 Iowa Administrative Code 1.12, Quarantine and Isolation and set Second Consideration for January 14th, 2014 . Roll call vote. (MCU)

8. ADDITIONAL ITEMS:

- I. Consideration Of Resolution #14-54, Approving The Final Subdivision Plat Of Lee Subdivision Located On Certain Lands Under The Ownership Of Virginia M Lee Trustee Located In Section 11 Of Palestine Township - Ryan Newstrom

Leanne Harter, P&D Director, provided property information, acres, current zoning, site maps, and current land use. Requested action is for a Minor Subdivision Plat to create two lots, not for development purposes. Normally this would be processed as an Agricultural Subdivision; however, since there is C-1 Commercial Zoning on the property the ordinance requires it to be processed as a minor subdivision. No comments were received from either the Interagency Review Team, the legal notice, or the public. The Story County Planning and Zoning Commission recommends conditional approval of the Minor Subdivision Plat, as put forth in case SUB11-13, to the Story County Board of Supervisors. Conditions include either a waiver from the City of Huxley or a resolution approving the subdivision shall be submitted to P&D prior to releasing the signed resolution. Sanders moved, Clinton seconded the approval of Resolution #14-54, approving the final subdivision plat with conditions for the Lee Subdivision located on certain lands under the ownership of Virginia M. Lee, Trustee, located in Section 11 of Palestine Township. Roll call vote. (MCU).

- II. Discussion And Consideration Of Separate Insurance Coverage For Cannon And Plaque - Toot

Toot reported on the monetary and historical value of the cannon and plaque. After discussions with the insurance carrier, a separate rider for the cannon (valued at \$250,000) and the bronze dedication plaque (\$50,000) is \$575 annually. The rider can be prorated from the addition date until the July 1 renewal date (FY14 cost of \$325). Clinton moved, Sanders seconded the approval of the separate insurance coverage for cannon and plaque. Roll call vote. (MCU)

9. AGENCY REPORTS:

None

10. DEPARTMENTAL REPORTS:

- I. Environmental Health - Margaret Jaynes

Director, reported on departmental statistics, inspections, trainings, site maps for cities with expanding sewer lines, review policies, the scanning of office documents, and subdivision reviews. The Board of Health is considering two new policies.

11. OTHER REPORTS:

None

12. LIAISON ASSIGNMENTS & COMMITTEE MEETINGS UPDATES:

Sanders will attend the Ames Assessor Mini Conference Board meeting this evening. Clinton will attend an ASSET meeting with HIRTA tonight.

13. PUBLIC FORUM #2:

None

14. ANNOUNCEMENTS FROM THE SUPERVISORS:

15. ADJOURNMENT:

Clinton moved, Sanders seconded to adjourn at 11:36 a.m. Roll call vote. (MCU)