

PROCEEDINGS OF THE BOARD OF SUPERVISORS
February 20, 2018

The Board of Supervisors of Cerro Gordo County, Iowa, met in regular session pursuant to adjournment. Present: Chairman Casey Callanan, Vice Chairman Chris Watts, Supervisor Tim Latham and various members of the public.

Chairman Callanan convened the meeting at 10:00 a.m. Latham moved with Watts seconding, to approve the minutes from the February 13, 2018 regular session, February 16, 2018 special session and today's agenda. Motion passed unanimously.

Watts moved with Latham seconding, to **approve claims**. Motion passed unanimously.

Watts moved with Latham seconding, to **adopt Resolution 2018-19, RESOLUTION TO LEVY ASSESSMENTS FOR DRAINAGE DISTRICTS**. The Board of Supervisors of Cerro Gordo County acting for and on behalf of the drainage districts below FINDS:

1. There are insufficient funds in the drainage district accounts to pay for necessary repairs and maintenance and to provide for a sinking fund to pay future maintenance and repair costs in accordance with §468.61.

2. The drainage districts have incurred or shortly will incur costs for repair and maintenance. NOW, THEREFORE, BE IT RESOLVED as follows:

1. Assessments in the following amounts shall be and are assessed against each individual tract of land and highway within the following Drainage Districts and Laterals in accordance with the classification schedules on file in the drainage district records in the office of the County Auditor. In accordance with §468.57, if the owner of any land against which a levy exceeding \$500.00 is made shall within thirty (30) days from the effective date of this Resolution agree in writing that in consideration of having a right to pay his assessment in ten (10) equal installments, he will not make any objection to the legality of his assessment or the levy of taxes against his property, such owner shall have the right to pay the assessment in ten (10) equal installments. Interest shall accrue on the unpaid assessment at the rate of 6% per annum as provided by law. Drainage District 1 - \$4,100.00, Drainage District 74 - \$2,300.00, and Drainage District 35 - \$4,800.00. 2. The effective date of these assessments is the 20th day of February, 2018. Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2018-20, A RESOLUTION PLACING THE IMPOSITION OF A HOTEL AND MOTEL TAX AT THE RATE OF SEVEN PERCENT (7%) ON THE ELECTION BALLOT FOR THE COUNTY OF CERRO GORDO, IOWA ON THE 10TH DAY OF APRIL, 2018**. WHEREAS, Iowa Code Chapter 423A allows the County of Cerro Gordo County, Iowa, by Ordinance to impose a local hotel/motel tax at a rate not to exceed seven percent (7%); and; WHEREAS, the Board of Supervisors finds that such revenue from such a tax would benefit the citizens of Cerro Gordo County; and; WHEREAS, an election upon said question should be set and placed on a general election ballot. NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Cerro Gordo County, Iowa: Section 1: That the Board of Supervisors is hereby authorized, empowered, and instructed to notify the Commissioner of Elections for Cerro Gordo County, Iowa, of this Resolution and to request that the proposition be submitted to the voters on the 10th day of April, 2018. Section 2: That the following question should be submitted to the qualified electors of Cerro Gordo County, Iowa: "Shall the County of Cerro Gordo, Iowa be authorized to impose a Local Hotel and Motel Tax at the rate of seven percent (7%) in the unincorporated areas of Cerro Gordo County, effective July 1, 2018, with at least fifty percent (50%) of the revenues derived from the Local Hotel and Motel Tax to be used for the acquisition, of sites for, or constructing, improving, enlarging, equipping, repairing, operating, or maintaining of recreation, convention, cultural, or entertainment facilities including but not limited to memorial buildings, halls, and monuments, civic center convention buildings, auditoriums, coliseums, and parking areas or the payment of principal and interest, when due, on bonds or other evidence of indebtedness issued by the county for those recreation, convention, cultural, or entertainment facilities; or for the promotion and

encouragement of tourist and convention business in the county and surrounding areas; and the remaining revenues derived from the Local Hotel and Motel Tax be used for all other purposes permitted by Chapter 423A of the Code of Iowa?" Section 3: This resolution shall be in effect upon its passage and approval as provided by law. Motion passed unanimously.

Watts moved with Latham seconding, to **approve the amended agreement with B & W Control Specialists and authorize the Chairman to sign for tree and brush spraying in open ditches of established drainage districts**. Motion passed unanimously.

Latham moved with Watts seconding, to **set the public hearing for the FY19 budget for March, 13, 2018 at 10:10 a.m. in the Cerro Gordo County board room**. Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2018-21, WHEREAS, the Cerro Gordo County Auditor hires precinct election officials and chairpersons for various elections held throughout the year; and, WHEREAS, Iowa Code Section 49.20 states that the members of election boards shall receive compensation at a rate established by the board of supervisors while engaged in the discharge of their duties and shall be reimbursed for actual and necessary travel; and, WHEREAS, Section 49.125 states that the members of election boards attending a training course shall be paid for attending such course, and shall be reimbursed for travel at the rate determined by the board of supervisors; and, NOW THEREFORE BE IT RESOLVED, that the Cerro Gordo County Board of supervisors hereby sets wages and mileage reimbursement rates according to the attached spreadsheet effective retroactive to January 1, 2018. This Resolution shall supersede Resolution No. 2015-109A. Motion passed unanimously.**

Latham moved with Watts seconding, to **adopt Resolution 2018-22, Resolution Adopting the Cerro Gordo County Multi-Jurisdictional Local Hazard Mitigation Plan**. Whereas, the Cerro Gordo County Board of Supervisors recognizes the threat that natural hazards pose to people and property within our community; and; Whereas, undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences; and; Whereas, The U.S. Congress passed the Disaster Mitigation Act of 2000 ("Disaster Mitigation Act") emphasizing the need for pre-disaster mitigation of potential hazards; and; Whereas, the Disaster Mitigation Act made available hazard mitigation grant programs; and; Whereas, an adopted Local Hazard Mitigation Plan is required as a condition of future funding for mitigation projects under multiple FEMA pre- and post-disaster mitigation grant programs; and; Whereas, Cerro Gordo County fully participated in the hazard mitigation planning process to prepare this Multi-Jurisdictional Local Hazard Mitigation Plan; and; Whereas, the Iowa Homeland Security and Emergency Management Department and the Federal Emergency Management Agency Region VII officials have reviewed the "Cerro Gordo County Multi-Jurisdictional Local Hazard Mitigation Plan," and approved it contingent upon this official adoption of the participating governing body; and; Whereas, the Cerro Gordo County Board of Supervisors desires to comply with the requirements of the Disaster Mitigation Act and to augment its emergency planning efforts by formally adopting the Cerro Gordo County Multi-Jurisdictional Local Hazard Mitigation Plan; and; Whereas, adoption by the Board of Supervisors for Cerro Gordo County demonstrates the jurisdictions' commitment to fulfilling the mitigation goals outlined in this Multi-Jurisdictional Local Hazard Mitigation Plan; and; Whereas, adoption of this legitimizes the plan and authorizes responsible agencies to carry out their responsibilities under the plan. Now, therefore, be it resolved, that the Cerro Gordo County Board of Supervisors adopts the "Cerro Gordo County Multi-Jurisdictional Local Hazard Mitigation Plan" as an official plan; and; Be it further resolved, the Cerro Gordo County Board of Supervisors will submit this Adoption Resolution to the Iowa Homeland Security and Emergency Management Agency Region VII officials to enable the plan's final approval. Motion passed unanimously.

Latham moved with Watts seconding, to **not approve waiving Payment in Lieu of Taxes (PILOT) on parcel 06-07-430-601-00 for North Iowa Regional Housing**

Authority & Authorities and authorize the Treasurer to sign the agreement. Motion passed unanimously.

Chairman Callanan opened the public portion of the hearing for the proposed plans, specifications, form of contract, and estimated total cost for B55 Resurfacing Project.

Watts moved with Latham seconding, to **close the public portion of the hearing for the proposed plans, specifications, form of contract, and estimated total cost for B55 Resurfacing Project**. Motion passed unanimously.

Bids were opened, the Engineer will review the bid for accuracy and put it on February 27, 2018 agenda to consider approval.

Latham moved with Watts seconding, to **approve dock permit 33P**. Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2018-23, Whereas the Plymouth Special Election was held on Tuesday, February 13, 2018; and, Whereas the official canvass of the results of the February 13, 2018 Plymouth Special Election by the Cerro Gordo County Board of Supervisors was scheduled for 10:15 a.m. on February 20, 2018; and, Whereas the Board has publicly and duly met and opened and canvassed the tally lists from the February 13, 2018 Plymouth Special Election; and, Whereas the Board has corrected any and all obvious clerical errors as recorded in the minutes of the canvass, and; whereas, Pursuant to Iowa Code Section 50.22, the commissioner of elections reported that there were zero provisional ballot rejected and not counted. Now, therefore, the Board of Supervisors hereby certifies and declares the final results of the election in the official abstract of the election. Motion passed unanimously.**

Latham moved with Watts seconding, to adjourn at 10:26 a.m.

Various tabulations, reports, correspondence and other documents that were presented at today's meeting are placed on file with the supplemental minutes.

Chairman Casey Callanan
Board of Supervisors

Becky Kirchgatter, Deputy County Auditor
Cerro Gordo County