

PROCEEDINGS OF THE BOARD OF SUPERVISORS
March 5, 2019

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

Chairman Watts convened the meeting at 10:00 a.m.

Latham moved with Callanan seconding, to **approve the minutes from the February 26, 2019 regular session and today's agenda.** Motion passed unanimously.

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

Callanan moved with Latham seconding, to **adopt Resolution 2019-27**, WHEREAS, Drainage District 26 is a landowner trustee district in Cerro Gordo County; and, WHEREAS, based on the negative fund balance the district was assessed \$3,600 on January 23, 2019, while there was no Order to Assess from the Trustees; and, WHEREAS, on January 23, 2019 \$3,600 was assessed to property owners benefiting from Drainage District 26; and, WHEREAS, the Trustees of the district ordered an additional assessment of \$4,000 on February 2, 2019 and the Order to Assess was filed with the Auditor on February 6, 2019; and, WHEREAS, on February 8, 2019 \$4,000 was assessed to property owners benefiting from Drainage District 26; and, NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CERRO GORDO COUNTY to direct the County Treasurer to adjust the accrued interest on the January 23, 2019 assessment of \$3,600 as if it was assessed on February 8, 2019. Motion passed unanimously.

Latham moved with Callanan seconding, to **adopt Resolution 2019-28**, WHEREAS, Joint Drainage District 6/56 is located in Cerro Gordo County and Floyd County; and, WHEREAS, a Work Order, received June 14, 2011 initiated the Project within Joint Drainage District 6/56, Main 1; and, WHEREAS, pending litigation has caused significant delays in the completion of this project; and, WHEREAS, the circumstances surrounding the project in Joint Drainage District 6/56 have spanned over an unusually long period of time; and, WHEREAS, the physical work is expected to be complete approximately July 1, 2019; and, WHEREAS, the Project will be complete after the physical work and pending litigation matters are resolved; and, WHEREAS, Iowa Code section 468.57(1)(b) provides for assessments between 10 and 20 years "with the number of payments and interest rate determined by the board"; and, WHEREAS, Cerro Gordo County agrees to buy any and all stamped warrants for Joint Drainage District 6/56; and, NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CERRO GORDO COUNTY that for the aforementioned Project in Joint Drainage District 6/56, the Board of Supervisors hereby:

- sets the interest rate at 2% on stamped warrants
- said 2% interest rate is retro-active to stamped warrants for this Joint Drainage District 6/56 Project, beginning June, 2011
- sets the interest rate at 5% on assessments that landowners whose assessment exceeds \$500 may pay over a period of up to 20 years. Motion passed unanimously.

Callanan moved with Latham seconding, to **abate AY1995 taxes in the amount of \$2.00 plus interest & costs; AY1996 taxes in the amount of \$2.00 plus interest & costs on Parcel 101210100600.** Motion passed unanimously.

Callanan moved with Latham seconding, to **approve the Sheriff's monthly report of fees.** Motion passed unanimously.

Latham moved with Callanan seconding, to **approve reports from the Zoning Director and the Environmental Health Service Manager concerning Manure Management Plans filed by EJ Pork-Scott's Site, Christiansen Family Farms (Site F-42) with an increase of 155.47 acres and forward them to the DNR.** Motion passed unanimously.

Callanan moved with Latham seconding, to **proceed into closed session under Iowa Code Section 21.5(1)(j) to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably**

expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property. The minutes and the audio recording of a session closed under this paragraph shall be available for public examination when the transaction discussed is completed. Motion passed unanimously.

Latham moved, with Callanan seconding, to go out of closed session. Motion passed unanimously.

Latham moved with Callanan seconding, to adjourn at 10:32 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 Chris Watts
Board of Supervisors

ATTEST:

Becky Kirchgatter, Deputy County Auditor
Cerro Gordo County