

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 March 12, 2019 regular session, March 12, 2019 special session, and today's agenda.** Motion passed unanimously.

Callanan moved with Latham seconding, to **adopt Resolution 2019-32, A RESOLUTION OPPOSING SENATE STUDY BILL 1045 AND SENATE FILE 184 PASSED BY THE SENATE COMMITTEE ON TRANSPORTATION.** WHEREAS, the Transportation Committee in the Iowa Senate has passed House Study Bill 1045 (SF 184) which would amend and make changes to Iowa Code Chapter 321 related to transportation of indivisible loads and raw forestry products on primary and non-primary highways, and; WHEREAS, Cerro Gordo County owns and maintains nonprimary highways, and is fiscally and legally responsible for the nonprimary highways within the County, and; WHEREAS, Cerro Gordo County owns and maintains 156 structures classified as bridges by the National Bridge Inspection Standards, and; WHEREAS, many of the bridges owned by Cerro Gordo County are aging and structurally deficient or functionally obsolete, and; WHEREAS, current funding is not adequate to replace or rehabilitate these bridges at the rate their conditions are deteriorating, and; WHEREAS, the nonprimary roads and bridges owned by Cerro Gordo County serve a critical need for residents, agricultural users, businesses, schools, post offices, and emergency responders, and; WHEREAS, the proposed bill would allow the Iowa Department of Transportation to issue annual permits to forestry industry haulers for loads up to 130,000 pounds on nonprimary highways throughout Iowa, without knowledge of or notice given to the agencies which own these highways and the structures thereon, and; WHEREAS, bridges within Cerro Gordo County have been designed for loads that were legal on Iowa roads at the time of their construction, and bridges have only been rated or posted with weight restrictions for loads that are currently legal on roads, and; WHEREAS, each bridge within Cerro Gordo County is unique based on its age, design, and current condition, and; WHEREAS, load rating to ensure safe passage of loads greater than 80,000 pounds would be unique for each load on each individual bridge, and; WHEREAS, the traversing of Cerro Gordo County bridges by loads up to 130,000 pounds without the County being afforded the knowledge of or the ability to restrict each occurrence, would result in gradual and possibly sudden failure of bridges within the County, and; WHEREAS, Cerro Gordo County would likely bear legal and financial liability for subsequent failure of its bridges, even if such failures are caused by loads they did not permit, and; WHEREAS, Cerro Gordo County is not financially able to repair or replace bridges which would be subject to accelerated deterioration by increased loads, and; WHEREAS, Cerro Gordo County and its residents, farmers, businesses, schools, post offices, and emergency responders, would be subjected to undue operational and economic hardships by further degradation of its road system and the structures thereon; THEREFORE BE IT RESOLVED, that the Cerro Gordo County Board of Supervisors strongly urges all Iowa lawmakers to vote in opposition to this legislation. Motion passed unanimously.

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

Latham moved with Callanan seconding, to **approve dock permit 33P.** 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 Christiansen Farms Midwest, LLC #65151 and forward them to the DNR.** Motion passed unanimously.

Callanan moved with Latham seconding, to **deny waiving payment in Lieu of Taxes (PILOT) for AY17 on Parcel 06-07-430-001-00 for North Iowa Regional Housing Authority.** Motion passed unanimously.

Chairman Watts opened the public portion of the public hearing on Change of Zone for Rawson.

Callanan moved with Latham seconding, to **close the public portion of the public hearing on Change of Zone for Rawson.** Motion passed unanimously.

Latham moved with Callanan seconding, to **adopt Resolution 2019-33, AMENDMENT NO. 385 TO ORDINANCE NO. 15, ARTICLE 5.2.** WHEREAS, the Cerro Gordo County Planning & Zoning Commission, after study, has recommended that the change of zoning classification of a certain area hereinafter described, upon the application of HRS, LLC for LeeAnn Rawson be made, and; WHEREAS, the final public hearing has been held with notice as required by law. NOW, THEREFORE, BE IT RESOLVED by the Cerro Gordo County Board of Supervisors that Ordinance No. 15, Article 5.2, of the Zoning Ordinance of Cerro Gordo County, Iowa, is hereby amended by changing the district boundaries thereof so as to change the classification of the following described property from A-2 Agricultural Residence District to A-1 Agricultural District on the following described real estate, to-wit: Parcel A in the Southeast Quarter of the Northeast Quarter of Section 33, Township 94 North, Range 21 West of the 5th P.M., Cerro Gordo County, Iowa, and more particularly described as follows: Beginning at the East Quarter Corner of said Section; thence North 89°27'27" West, 577.00 feet along the South line of said Quarter-Quarter Section; thence North 00°25'48" East, 466.00 feet; thence South 89°27'27" East, 577.00 feet to the East Line of said Quarter-Quarter Section; thence South 00°25'48" West, 466.00 feet along said East Line to the Point of Beginning. Containing 6.17 acres, including 0.64 acre of Jonquil Avenue Right-of-Way, subject to any easements recorded or unrecorded. This Resolution shall be in full force and effect from and after its passage. Motion passed unanimously.

Latham moved with Callanan seconding, to **authorize the Chairman to sign 1-year Maintenance Renewal Agreement with Net App for \$11,834.20 for storage systems.** Motion passed unanimously.

Chairman Watts opened the public portion of the public hearing on Change of Zone for Behr.

Callanan moved with Latham seconding, to **close the public portion of the public hearing on Change of Zone for Behr.** Motion passed unanimously.

Callanan moved with Latham seconding, to **adopt Resolution 2019-34, AMENDMENT NO. 386 TO ORDINANCE NO. 15, ARTICLE 5.2.** WHEREAS, the Cerro Gordo County Planning & Zoning Commission, after study, has recommended that the change of zoning classification of a certain area hereinafter described, upon the application of Joe & Darlene Behr, be made, and; WHEREAS, the final public hearing has been held with notice as required by law. NOW, THEREFORE, BE IT RESOLVED by the Cerro Gordo County Board of Supervisors that Ordinance No. 15, Article 5.2, of the Zoning Ordinance of Cerro Gordo County, Iowa, is hereby amended by changing the district boundaries thereof so as to change the classification of the following described property from A-1 Agricultural District to A-2 Agricultural Residence District on the following described real estate, to-wit: A Parcel of land designated as Parcel 'B', located in the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 6-T94N-R20W of the 5th P.M., Cerro Gordo County, Iowa more particularly described as follows: Commencing (P.O.C.) at the Southeast Corner (SE Cor) of the Northeast Quarter (NE¼), Northeast Quarter (NE¼) of said Section Six (6); thence N01°58'34"E 74.88 feet along the easterly line of the Northeast Quarter (NE¼), Northeast Quarter (NE¼) of said Section Six (6) to the Point of Beginning (P.O.B.); thence continuing along said easterly line N01°58'34"E 395.39 feet; thence N89°41'09"W 631.23 feet; thence S02°32'52"W 373.46 feet; thence S87°41'43"E 634.70 feet to the Point of Beginning (P.O.B.). Said Parcel 'B' contains 5.58 acres including 0.41 acres in public road right of way (R.O.W.) and is subject to any easements written or otherwise. This Resolution shall be in full force and effect from and after its passage. Motion passed unanimously.

Callanan moved with Latham seconding, to **proclaim March 23, 2019 NIACC Trojans Day.** Motion passed unanimously.

Callanan moved with Latham seconding, to adjourn at 10:22 a.m.

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

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*Chairman Chris D. Watts*  
Board of Supervisors

ATTEST:

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*Becky Kirchgatter, Deputy County Auditor*  
Cerro Gordo County