



AGENDA FOR THE REGULAR SESSION OF THE BLACK HAWK COUNTY BOARD OF SUPERVISORS, WATERLOO, IOWA; TO BE HELD AT 9:00 A.M. IN THE FRANK MAGSAMEN BOARD ROOM #201 OF THE BLACK HAWK COUNTY COURTHOUSE

**March 21, 2023**

**Black Hawk County - Governing for the Future**

### **2028 Vision**

Black Hawk County government is transforming itself with new capabilities for effective service to our citizens and greater-good decision making throughout the organization. We stay current with advances in technology and government to assure the best possible service to the public. We work in a culture of collaboration, learning from others' successes, and together, we anticipate and adapt to rapidly changing circumstances and demographics, both globally and locally. With others throughout our county and region, we form a safe, thriving community.

**Motivating Values - Black Hawk County is committed to being:**

Effective Responsible Collaborative Efficient Innovative Adaptable

**Vision Elements in a Rapidly Changing Future- Black Hawk County Government will strive to:**

Build Desirable Communities  
Promote Economic Vitality  
Achieve Environmental Sustainability  
Apply Technology to Serve  
Work Together

Revised by the Black Hawk County Board of Supervisors on November 26, 2013

### **GENERAL RULES FOR PUBLIC PARTICIPATION**

1. You may address any item on the agenda by stepping up to the podium. After recognition by the Chair, state your name, address, and group affiliation (if appropriate) and speak clearly into the microphone.
2. You may speak one (1) time per agenda item for a maximum of three (3) minutes.
3. The "Public Comments" section of the agenda is your opportunity to address items not on the agenda. A speaker may speak on one (1) issue per meeting for a maximum of three (3) minutes. Official action cannot be taken by the Board at that time but may be placed on a future agenda or referred to the appropriate department.
4. Keep comments germane and refrain from personal, impertinent, or slanderous remarks.
5. Questions concerning these rules, or any agenda item may be directed to the Board Office at 319-833-3003.
6. Please turn cell phones off during the board meeting.



EQUAL HOUSING  
OPPORTUNITY

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Black Hawk County is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us02web.zoom.us/j/86027224816?pwd=V0FMekprQUpxdUtPaVBZVDRxZEJnZz09>

Meeting ID: 860 2722 4816

Passcode: 704072

+1 312 626 6799 US (Chicago)

+1 646 558 8656 US (New York)

Find your local number: <https://us02web.zoom.us/u/kec3FltOfT>

**ROLL CALL**

**MOMENT OF SILENCE – To Reflect on Actions**

**PLEDGE OF ALLEGIANCE**

**1. AGENDA RECEIVED AS PROPOSED OR AS AMENDED**

**2. PUBLIC COMMENTS**

**3. CLAIMS AND PAYMENTS**

A. Resolution – that the Board of Supervisors APPROVE EXPENDITURES, and that the County Auditor be authorized and directed to ISSUE CHECKS, against the various settlement of such claims as allowed.

**4. PRESENTATION** – Solid Waste Management Commission Activities update, John Foster, Administrator.

**5. RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS**

**6. MINUTES APPROVED** – March 14, 2023.

**7. HEARINGS** – Times are approximate.

i. 9:05 a.m. Ordinance No. 77-277 Rezone Request by Black Hawk County Solid Waste Management Commission

**8. CONSENT AGENDA**

The following items will be acted upon by voice vote on a single **RESOLUTION**, without separate discussion, unless someone from the board or the public requests that a specific item be considered separately.

A. TO APPROVE, RECEIVE, PLACE ON FILE WITH THE COUNTY AUDITOR

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1. The Board of Supervisors APPROVE INTERGOVERNMENTAL JOURNAL ENTRIES, and that the County Auditor be authorized and directed to TRANSFER monies within the various funds as submitted.
  2. The PAYROLL ADJUSTMENTS submitted by the various departments and the County Auditor be authorized and directed to adjust his records accordingly.
- B. TO APPROVE AND DIRECT THE CHAIR TO SIGN
1. The RENEWAL APPLICATION for a Class "C" RETAIL LIQUOR LICENSE (LE) submitted by Mo's One More Lounge, 4515 E. Washburn Rd, Washburn, IA.
  2. The RENEWAL APPLICATION for a Class "F" RETAIL LIQUOR LICENSE (LE) submitted by Moose Lodge #328, 6636 La Porte Rd, Washburn, IA.
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**9. CONTRACTS AND AGREEMENTS**

- A. Resolution – that the AGREEMENT between Black Hawk County and First Judicial District Department of Correctional Services (DCS) for the purpose of providing supervision and alternative inmate housing for prisoners who would otherwise be placed in the Black Hawk County Jail and to provide Intensive Pre-Trial Supervision in the amount of \$260,000 (0% Increase) between July 1, 2023 through June 30, 2024 be approved and direct the Chair to sign for same.
- B. Resolution – that the new CONTRACT between Black Hawk County and Urban Services, LLC for Washburn Sanitary Sewer Operator fees, with fee increases that include an increase in the base fee from \$1,617.20 to \$1,900 (17.5%) per month, increases in hourly rates for various other services as outlined on the attached schedule (Exhibit C of the draft contract page 12) and allowing for subsequent annual adjustments based on the Consumer Price Index (CPI-U) plus 1% annually (see article IV, section 4.2, page 6) retro to January 1, 2023, through December 31, 2025 with the option to auto renew annually thereafter, be approved and direct the Chair to sign for same.

**10. OTHER BUSINESS**

- A. Resolution – to submit to Baker Tilly, for ARPA eligibility evaluation, the Health Department's proposed Van for Oral Health Program, with a projected cost of 48,346.00.
- B. Resolution – to submit to Baker Tilly, for ARPA eligibility evaluation, the Health Department's proposed Mobile Health Clinic, with a projected cost of \$600,000.00.

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- C. Resolution - to AMEND the minutes of the Board of Supervisors meeting on July 31, 2018, to correct the legal description of right-of-way property for which transfer to Poyner Township was approved.
- D. Resolution - to authorize the Board Chair to sign a Quit Claim Deed transferring to Poyner Township Trustees title to that portion of right-of-way adjacent to Poyner Cemetery and vacated by the County by Resolution of the Board of Supervisors on July 31, 2018, as recommended by County Engineer Catherine Nicholas.
- E. Resolution - that the funding request between the Black Hawk County Metropolitan Area Transportation Policy Board (MPO) and Black Hawk County for the fiscal year 2027 Washburn Road Resurfacing Project be approved and direct the Chair to sign for same as recommended by Catherine Nicholas, County Engineer.
- F. Motion - to direct the Finance Director to advertise for a PUBLIC HEARING on the proposed Black Hawk County Budget for the Fiscal Year 2023-2024 to be held on April 4, 2023, at 9:05 a.m. in Board Room 201 of the Black Hawk County Courthouse, Waterloo, Iowa.
- G. 9:05 a.m. Hearing on proposed Ordinance No. 77-277 Black Hawk County Solid Waste Management Commission rezone.
  - i. Motion - to receive and place on file proof of publication of notice of public hearing.
  - ii. Motion - to waive the first reading as notice was published on March 13, 2023, in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by Black Hawk County Solid Waste Management Commission to rezone 3.0 acres from "A" Agricultural District to "C-M" Commercial-Manufacturing District in order to install a new gas collection and control system (GCCS) at W of 6607 Hammond Avenue.
  - iii. Motion - to close the hearing as oral and written comments were received and placed on file.
  - iv. Resolution - to suspend the rules requiring the Board of Supervisors to consider and vote on the proposed ordinance at two prior meetings.
  - v. Ordinance adoption - that "Ordinance Amending Ordinance No. 36 as Amended, the Black Hawk County, Iowa Agricultural Preservation Zoning Ordinance adopted February 2, 1999, by adding Subsection No. 277 to section VI (B), Rezoning Certain property" as described on the above request submitted by Black Hawk County Solid Waste Management Commission and to consider the same for adoption and if adopted would be known as Ordinance No. 77-277.

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H. Discussion – Elected Officials Code of Conduct.

**CLOSED SESSION**

- I. Resolution – to proceed into closed session to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.
- J. Motion – to adjourn the Board of Supervisors meeting in CLOSED SESSION.

**11. CANVAS**

Resolution-to CERTIFY the outcome of the votes cast in the Special Election held Tuesday, March 7, 2023, in accordance with the Iowa Code §50.24.

**12. ANY REPORTS OR INFORMATION FROM THE BOARD**

**13. ADJOURNMENT**

**PLEASE NOTE BOARD OF SUPERVISORS AGENDA DEADLINE IS THURSDAY AT NOON.**

FOR YOUR INFORMATION:

Board of Supervisors meetings can be seen on Mediacom Government Access Channel 79.2 in Waterloo on Tuesday at 2:00 PM and 8:00 PM, Wednesday at 2:30 AM and 6:30 AM, Saturday at 9:00 AM and Sunday at 8:00 PM.

To contact a supervisor with your comments or concerns:

Tavis Hall	833-3078	<a href="mailto:thall@blackhawkcounty.iowa.gov">thall@blackhawkcounty.iowa.gov</a>
Linda Laylin	833-3076	<a href="mailto:llaylin@blackhawkcounty.iowa.gov">llaylin@blackhawkcounty.iowa.gov</a>
Tom Little	833-3075	<a href="mailto:tlittle@blackhawkcounty.iowa.gov">tlittle@blackhawkcounty.iowa.gov</a>
Chris Schwartz	833-3074	<a href="mailto:cschwartz@blackhawkcounty.iowa.gov">cschwartz@blackhawkcounty.iowa.gov</a>
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Our web site is: [www.blackhawkcounty.iowa.gov](http://www.blackhawkcounty.iowa.gov)