



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

October 18, 2022

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.



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

Join Zoom Meeting:

<https://us02web.zoom.us/j/83959360079?pwd=WTRIMm4vYW1yRk90ZW5ZQ3ZCZHJQT09>

Meeting ID: 839 5936 0079

Passcode: 342393

Dial by your location

+1 312 626 6799 US (Chicago)

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington DC)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 9128 US (San Jose)

Find your local number: <https://us02web.zoom.us/u/kcvVo8eZbp>

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. RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS

5. MINUTES APPROVED – October 11, 2022

6. HEARINGS – Times are approximate

- i. 9:05 a.m. Hearing/Bid Opening for proposed FY23 Revetment Project L-7011
- ii. 9:07 a.m. Ordinance No. 77-270 Rezone Request by Chad and Trisha Brown
- iii. 9:09 a.m. Ordinance No. 77-271 Rezone Request by Mike and Tracy Gensler

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7. 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

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.
3. The Sheriff's MONTHLY REPORT of fees as of September 30, 2022.

B. TO RECEIVE AND PLACE ON FILE WITH THE COUNTY AUDITOR

1. The PERMIT FOR UTILITY WORK WITHIN THE RIGHT-OF-WAY for MidAmerican Energy Company, Waterloo, Iowa for placement of underground electric utility on County right-of-way on Kimball Ave as recommended by Catherine Nicholas, County Engineer.

8. CONTRACTS AND AGREEMENTS

- A. Resolution – that the STATEMENT OF COMPLETION and FINAL ACCEPTANCE OF WORK for Project LFM-166--7X-07, Bridge Replacement, CCS on Cedar Wapsi Road be approved and direct the Chair to sign for same and authorize and direct the Auditor to make final payment in the amount of \$23,322.15 with a total project cost of \$777,405.14 as recommended by Catherine Nicholas, County Engineer.

9. OTHER BUSINESS

- A. Motion – to direct the County Auditor to advertise for a PUBLIC HEARING/BID OPENING to be held at 9:05 a.m. on November 1, 2022, in Board Room 201 of the Black Hawk County Courthouse, 316 E. 5th Street, Waterloo, Iowa to open bids for the proposed purchase of steel to be used in the construction of Project L-1802 Rice Road Bridge 90-11-35-04-10.
- B. Resolution – to approve proposal for processing new ARPA requests presented by the ARP Committee.
- C. Resolution – to approve the review of the Sheriff's Office Visitation Barrier by the ARP Committee.
- D. Motion – that the APPOINTMENT of Steven Rosauer as a representative for the Black Hawk County Board of Adjustments be approved, effective October 18, 2022.

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- E. Motion – that the APPOINTMENT of Michelle Weidner as the Finance Director of Black Hawk County effective October 26, 2022, with an annual salary of \$128,000.
- F. Resolution – that the SUSPENSION requested by Diana Olinger on taxes owed for 2022/2023 installments in the amount of \$1,664.00 for Parcel #8913-28-204-005 be approved pursuant to §427.8 of the Code of Iowa and the County Treasurer be authorized and directed to adjust her records accordingly.
- G. Resolution – that the TAXES on submitted properties which have come into public ownership through community development efforts, public infrastructure improvement of public purpose acquisition be abated and to instruct the County Treasurer to adjust her records accordingly pursuant to §427.2 and §445.63 of the Code of Iowa in the total amount of \$ 4,792.63.
- H. Resolution – that the MINOR PLAT OF SURVEY submitted by Josh and Hanna Mixdorf to minor plat 1.5 acres located at 4844 Schenk Road to construct one new single-family home. The property in question is located approximately 400 feet east of the Schenk Road and E Dunkerton Road Intersection, and if approved that the County Auditor be directed to certify a copy of this Resolution for the Black Hawk County Recorder.
- I. 9:05 AM HEARING/BID OPENING on the proposed FY23 Revetment Project L-7011 in various locations throughout Black Hawk County.
 - i. Motion – to receive and place on file proof of publication of notice of public hearing.
 - ii. Motion – to close the hearing after oral and written comments are received.
 - iii. Bids to be received, opened, and read (bid deadline 3:30p.m. on October 17, 2022).
 - iv. Motion – that the Board of Supervisors review and place on file the bids to allow time to review said bids as recommended by Catherine Nicholas, County Engineer.
- J. 9:07 a.m. Hearing on proposed Ordinance No. 77-270 Brown 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 October 12, 2022, in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by Chad and Trisha Brown at North of 809 N Holgate Road to rezone 2.86 acres from “A” Agricultural District to “A-R” Agricultural-Residential District to construct a new single-family home.
 - 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. 270 to section VI (B), Rezoning Certain property” as described on the above request submitted by Chad and Trisha Brown and to consider the same for adoption and if adopted would be known as Ordinance No. 77-270.

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K. 9:09 a.m. Hearing on proposed Ordinance No. 77-271 Gensler 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 October 12, 2022, in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by Mike and Tracy Gensler at West of 12806 Wellman Road to rezone 1.75 acres from “A” Agricultural District to “A-R” Agricultural-Residential District to construct a new single-family home.
- 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. 271 to section VI (B), Rezoning Certain property” as described on the above request submitted by Mike and Tracy Gensler and to consider same for adoption and if adopted would be known as Ordinance No 77-271.

10. WORK SESSION

- A. DISCUSSION/POSSIBLE BOARD ACTION – The purchase of FY23 Capital Items within the County Engineer’s Office.

11. ANY REPORTS OR INFORMATION FROM THE BOARD

12. CLOSED SESSION

- A. Resolution – that pursuant to Iowa Code Sections 21.5(1)(k) and 22.7(50), the Black Hawk County Board of Supervisors proceed into CLOSED SESSION to discuss information concerning cybersecurity, critical infrastructure, security infrastructure, and emergency preparedness.
- B. Motion – to adjourn the Board of Supervisors meeting in CLOSED SESSION.

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:

Craig White	833-3078	cwhite@blackhawkcounty.iowa.gov
Linda Laylin	833-3076	llaylin@blackhawkcounty.iowa.gov
Tom Little	833-3075	tlittle@blackhawkcounty.iowa.gov
Chris Schwartz	833-3074	cschwartz@blackhawkcounty.iowa.gov

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Dan Trelka

833-3077

dtrelka@blackhawkcounty.iowa.gov

Our web site is: www.blackhawkcounty.iowa.gov