

Waterloo, Iowa, March 21, 2023

The Board of Supervisors of the County of Black Hawk, in the State of Iowa, met in regular adjourned meeting at the Courthouse in Waterloo, County Seat of said County, and electronically via Zoom, at nine o'clock (9:00) a.m., pursuant to law, to the rules of said Board, and to adjournment. The meeting was called to order and on roll call there were present: Tavis Hall, Tom Little, Chris Schwartz, Dan Trelka and Linda Laylin, Chair.

Absent: None.

Unless otherwise noted, all actions were approved unanimously.

Moved by Trelka, seconded by Schwartz that the AGENDA be received and place on file with the County Auditor as approved. Motion carried.

Hall moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED by the Board of Supervisors of Black Hawk County, 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:

GENERAL BASIC FUND

29665	IA DEPT OF REV	st tax	24,653.74
29667	EBC	flex spend	741.18
29669	IA DEPT OF REV	st tax	207.79
29670	IA DEPT OF REV	st tax	75.80
29672	BICKLEY, MARK	svc	1,310.00
29673	BLACK HAWK RENTAL	eqp rent	567.10
29675	BREMER CO SHERIFF	svc	79.60
29676	CFU	util	99.93
29679	CFU	util	1.00
29683	CFU	util	1,118.10
29684	CFU	util	358.56
29685	CFU	util	53.46
29686	CFU	util	85.00
29687	CONS ENERGY HARTLAND	util	2,952.05
29688	CTS LANGUAGELINK	svc	25.19
29689	DAN DEERY MOTOR CO INC	eqp rpr	7,504.32
29690	E CENTRAL IA RURAL ELEC	util	1,392.51
29691	EHRlich, BETH	svc	196.00
29694	FULLER, ANGELA	svc	900.00
29695	HALTOM JENNIFER	svc	13.50
29696	INQUIREHIRE	svc	26.75
29698	KARENS PRINT RITE	supl	78.00
29699	KEYSTONE LABS	svc	1,068.75
29701	MCKESSON MEDICAL SURGICAL	supl	659.80
29703	MENARDS CEDAR FALLS	supl	38.97
29704	MENARDS WLOO	supl	109.84
29705	NAPHCARE INC	svc	155,446.65
29706	PER MAR SECURITY SVCS	svc	2,293.20
29710	WLOO COMMUNITY SCHOOLS	supl	195.00
29717	STOCKDALE MAUREEN	reimb	8.50
29718	VEEDER GRANT	reimb	65.50
29719	WEIMER, JAMES	reimb	125.00
337148	ADVANCE AUTO PARTS	supl	71.25
337150	AMAZON CAPITAL SVCS INC	supl	1,104.18
337154	ARNOLD MOTOR SUPPLY	supl	227.35
337156	AT-SCENE	svc	3,500.00
337157	AUTOMATED SYSTEMS OF IA	eqp	1,080.00
337167	CAPITAL SANITARY SUPPLY CO INC	supl	2,408.25
337168	CAPITAL SANITARY SUPPLY CO INC	supl	586.28
337169	CEDAR BEND HUMANE SOCIETY INC	alloc	2,319.53
337171	CEDAR VALLEY SOCIETY FOR HUMAN RESOURCE MGMT	memb	100.00
337174	CHICKASAW CO	svc	40.00
337176	CLIFTONLARSONALLEN LLP	svc	4,269.43
337178	COOK'S OUTDOORS	supl	4.00
337181	COST ADVISORY SVCS INC	alloc	8,900.00
337182	COURIER	publ	319.19
337188	DICKEYS PRINTING	supl	65.00
337189	DIMAGI INC	supl	120.00
337191	DUBUQUE CO	svc	30.00
337199	GRAINGER INC	supl	967.42

337202	HAGARTY WAYCHOFF GRARUP FUNERAL SVC	svc	646.26
337203	HARDIN CO	svc	31.50
337204	HAWKEYE ALARM & SIGNAL CO	eqp rpr	1,018.00
337205	HENRY CO SHERIFF	svc	33.50
337211	IA LAW ENFORCEMENT ACADEMY	svc	150.00
337213	IA UNIVERSITY OF	svc	416.32
337214	IA UNIVERSITY OF	supl	340.00
337215	JOHNSON CO	svc	44.36
337226	L & G HARDWARE	supl	6.58
337229	LEXISNEXIS RISK SOLS	lics	390.00
337231	LINN CO	svc	54.00
337232	LINN CO	svc	2,083.33
337236	MAIL SVCS	svc	4,734.42
337237	MEDIACOM	util	141.87
337238	MEDIACOM	util	329.95
337239	MERCYONE	trans	416.00
337240	MERCYONE	svc	350.00
337241	MESSINGHAM SNOW PLOWING,	svc	600.00
337242	MID AMERICAN ENERGY	util	66.79
337243	MID AMERICAN ENERGY	util	11,264.22
337244	MID AMERICAN ENERGY	util	8,080.86
337247	MID AMERICAN ENERGY	util	13.83
337256	MID AMERICAN ENERGY	util	14.20
337257	MID AMERICAN ENERGY	util	119.26
337258	MID AMERICAN ENERGY	util	1,042.03
337259	MID AMERICAN ENERGY	util	787.91
337260	MID STS ORGANIZED CRIME INFO CTR	memb	250.00
337262	MOTOROLA	eqp	437.50
337267	N IA JUVENILE DETENTION SVCS	shlt	2,800.00
337268	ODP BUSINESS SOLS	supl	679.47
337269	OREILLY AUTO STORES	supl	43.30
337270	ORTMAN, HOLLY	svc	11.50
337271	PAGE CO SHERIFF	svc	32.00
337272	PATHWAYS BEHAVIORAL SVCS	svc	515.74
337282	SAMS WHOLESALE CLUB	supl	26.96
337283	SANOFI PASTEUR INC	supl	355.56
337290	SHERWIN WILLIAMS	supl	151.18
337292	SILENCERCO	eqp	214.40
337297	STOREY KENWORTHY	supl	2,807.50
337299	SUMMIT FOOD SVC,	food	12,884.31
337300	TAMA CO SHERIFF	svc	60.50
337301	THE RIVER ARC	svc	200.00
337303	TRACTOR SUPPLY CO	supl	75.96
337307	UNITY POINT - ALLEN HOSPITAL	svc	53.00
337310	VWR INTERNATIONAL	supl	628.35
337311	WASTE MGMT OF WI-MN	svc	1,493.47
337312	WATERFALLS CAR WASH	svc	79.75
337318	WITHAM AUTO CTR	eqp rpr	253.68
337319	YOUNG PLUMBING & HEATING CO	eqp rpr	137.50

GENERAL SUPPLEMENTAL FUND

29665	IA DEPT OF REV	st tax	218.00
29671	BERGMANN, LINDA	elec work	202.00
29692	FINGEROOS, NANCY	elec work	240.00
29693	FOLCHER, BECKY	elec work	270.00
29697	JACKSON, NEIL F	elec work	32.70
29700	KOENEKE, TERRY	elec work	226.00
29708	TRASK, CONNIE	elec work	4.25
29709	WALTER, CHERYL	elec work	3.95
29714	PAULHUS, ANTHONY	elec work	36.70
29716	SHOWALTER, KAREN	elec work	49.00
337145	ABBEN, RICHARD	elec work	204.00
337146	ABBEN, SANDRA	elec work	200.00
337158	BAGNALL, PAT	elec work	298.00
337159	BARTELS, CAROL	elec work	205.00
337160	BENNETT, CHRISTINE	elec work	206.00
337161	BENTLEY, OLGA R	elec work	205.40

337164	BRIMM, KRISTINE	elec work	397.70
337165	BROWN, PATRICIA	elec work	200.50
337166	CALHOON, RICK L	elec work	43.50
337175	CLERK OF DISTRICT COURT	restit	561.49
337182	COURIER	publ	177.50
337183	DEBORD, GEORGE	elec work	213.00
337184	DELAGARDELLE, EILEEN K	elec work	225.00
337186	DEMMER, JANE	elec work	290.00
337187	DIANI, REBECCA	elec work	202.00
337192	DUGGAN, YVONNE	elec work	201.50
337194	EHMEN, JAMES	elec work	268.00
337195	FINGEROOS, RICHARD	elec work	200.00
337197	FROST, WAYNE	elec work	313.00
337198	GERDES, RITA	elec work	200.50
337200	GUTHRIE-LOVELL, DORIS	elec work	274.50
337201	HAES, ANGELA	elec work	201.50
337207	HOLT, GREG	elec work	250.00
337216	JOHNSTON, DON	elec work	270.50
337217	JOLLY, SUSAN	elec work	234.00
337218	JONE, KATHRYN	elec work	281.00
337219	KALLENBACH, CAROL A	elec work	32.50
337220	KALLENBACH, ROMAINE	elec work	42.50
337221	KEHOE, RITA	elec work	201.00
337223	KRATOSKA, JERRY	elec work	211.00
337224	KRAUS, MAUREEN	elec work	204.00
337225	KRESS, AGNES	elec work	271.00
337227	LAWRY, DOUGLAS	elec work	26.50
337228	LAWRY, SANDRA L	elec work	49.90
337230	LIND, KATHERINE A	elec work	270.00
337233	LOVELL, LYNN RALPH	elec work	29.00
337235	LYNCH, MARJORIE	elec work	222.00
337261	MILLER, KATHY	elec work	200.00
337264	NEELY, CONNIE J	elec work	202.50
337265	NICHOLSON, TAMMY	elec work	31.40
337266	NORRIS, KATHLEEN	elec work	67.50
337267	N IA JUVENILE DETENTION SVCS	elec work	18,439.08
337275	PRICE, SUSAN	elec work	203.00
337276	PRITCHETT, KATHY	elec work	285.00
337278	REKERS, MARY	elec work	272.50
337279	RICHTER, ANN	elec work	202.50
337280	SAINT PAUL UNITED METHODIST	elec work	30.00
337284	SCHMITZ PATRICIA J	elec work	258.00
337285	SCHMOLL SALLY	elec work	201.50
337286	SCHONS, JOANN	elec work	202.00
337287	SEARS, GLEN	elec work	19.00
337288	SEARS, PATRICIA	elec work	281.00
337289	SERFLING PATRISHA	elec work	203.00
337293	SONKSEN, FAITH	elec work	222.00
337294	SORGE, PATTI	elec work	256.00
337295	STAHL, TAMIE	elec work	79.20
337298	STORY, MARALENE	elec work	200.00
337302	TISDALE MAXINE	elec work	272.00
337304	TRUAX, MARCIA	elec work	204.00
337314	WELCHER, DANIEL	elec work	270.00
337315	WELCHER, JANA	elec work	230.00
337316	WHITE, ROGER L	elec work	200.50
337320	BEAN, CAROL	elec work	279.00
337321	CHOPLIN, LUCILLE	elec work	203.50
337322	COLLINS, MICHAEL	elec work	275.00
337323	CROW, PATRICIA	elec work	201.50
337324	DARINGER, WILLIAM	elec work	201.00
337325	DEIBLER, DAVID	elec work	200.00
337326	DICKEN, STEPHANIE	elec work	27.50
337327	DIERKS, CORTNEY	elec work	27.50
337328	DOLAND, RYAN	elec work	253.40
337329	GREEN, LISA	elec work	201.50
337330	GROTH, ANGELA	elec work	202.75

337331	HARTKE, DARCI	elec work	286.00
337332	HEADINGTON, DIANE	elec work	201.00
337333	HOY, JEAN	elec work	228.00
337334	JOHNSON, ANTIONETTE	elec work	222.00
337335	JOHNSON, DAWN R	elec work	222.00
337336	KEMP-ULFERS, JANE	elec work	203.00
337337	KYLER, DEBRA	elec work	206.00
337338	MARTENS, PHILIP	elec work	201.50
337339	OHRT, NORMA	elec work	222.00
337340	SCHOENTAG, BRENDA	elec work	205.00
337341	SOLDWISCH, SUSAN	elec work	200.50
337342	SUNSERI, LEANDRA	elec work	218.00
337343	TURNER, NANCY	elec work	204.00
337344	ULFERS, HARVEY	elec work	203.00
337345	WASHINGTON, ETHEL	elec work	205.00
337346	WEAR, DOROTHY	elec work	276.60
337347	WOLTER, CASSIDEE	elec work	200.00

RURAL BASIC FUND

29665	IA DEPT OF REV	st tax	2,060.26
337313	WLOO CITY OF	fuel	7,160.80

SECONDARY ROADS FUND

29665	IA DEPT OF REV	st tax	3,439.00
29674	BMC AGGREGATES LC	supl	10,419.47
29678	CFU	util	83.37
29680	CFU	util	5.25
29681	CFU	util	8.50
29682	CFU	util	8.50
29690	E CENTRAL IA RURAL ELEC	util	23.75
29698	KARENS PRINT RITE	supl	19.00
29702	MENARDS CEDAR FALLS	supl	102.85
29713	NICHOLAS, CATHERINE F	reimb	248.64
337149	AIRGAS NORTH CENTRAL	eqp rent	481.72
337153	ARNOLD MOTOR SUPPLY	supl	443.73
337155	AT&T MOBILITY	util	1,691.40
337162	BENTONS READY MIXED CONCRETE INC	supl	1,511.88
337190	DONS TRUCK SALES INC	eqp	1,507.67
337206	HIWAY PRODUCTS INC	supl	3,335.40
337208	HOTSY EQUIP CO INC	supl	494.65
337210	IA DIVISION OF LABOR SVCS	lics	20.00
337212	IA PRISON INDUSTRIES	supl	3,378.00
337245	MID AMERICAN ENERGY	util	3,256.47
337248	MID AMERICAN ENERGY	util	343.22
337249	MID AMERICAN ENERGY	util	62.34
337250	MID AMERICAN ENERGY	util	15.17
337251	MID AMERICAN ENERGY	util	54.21
337252	MID AMERICAN ENERGY	util	17.93
337253	MID AMERICAN ENERGY	util	388.13
337254	MID AMERICAN ENERGY	util	29.89
337255	MID AMERICAN ENERGY	util	59.48
337263	MURPHY TRACTOR & EQUIP CO	eqp	5,524.55
337273	PHELPS UNIFORM SPECIALIST	svc	53.90
337274	POMP'S TIRE SVC	eqp	2,228.02
337277	REEDSBURG HARDWARE CO	supl	1,932.29
337281	SAM ANNIS & CO	supl	2,045.02
337305	TRUCK CTR CO	supl	463.56
337309	VALLEY BLADES LTD	supl	1,556.00

RESOURCE/ENHANCE/PROTECT FUND

337170	CEDAR FALLS TOURISM AND VISITORS BUREAU	svc	500.00
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JAIL COMMISSARY FUND

29665	IA DEPT OF REV	st tax	60.00
29707	STANLEY CONVERGENT SECURITY SOLS INC	eqp sps	725.00
337179	COOKS CORRECTIONAL	svc	61.54
337291	SHIVE-HATTERY INC	svc	13,139.19
337306	TURNKEY CORRECTIONS	food	6,950.34

CONSERVATION TRUST FUND

337196 FORESTRY SUPPLIERS INC supl 602.20

ARP FUND

337185 DELL MARKETING LP svc 749.99
337209 IMEG CORP svc 7,900.00

INS TRUST FUND

29666 NAVITUS HEALTH SOLS ins 13,109.65
29668 PREFERRED ONE INS CO ins 175,967.78

SELF-INSUR/OFFICE EQ REP FUND

337222 KOCH OFFICE GROUP supl 854.03

SOLID WASTE ADMIN FUND

29665 IA DEPT OF REV st tax 205.00

E911 SVC COMMISSION FUND

29677 CFU util 1,200.00
29688 CTS LANGUAGELINK svc 39.66
337151 AMERICAN TOWER CORP util 8,288.15
337172 CENTURYLINK util 178.96
337173 CENTURYLINK util 78.13
337177 COLOFF MEDIA util 2,149.00
337182 COURIER publ 161.12
337193 DUNKERTON TELEPHONE COOP util 726.02
337234 LPC CONNECT util 433.00
337246 MID AMERICAN ENERGY util 310.07
337317 WINDSTREAM IA COMM util 154.07

EMERGENCY MGMT FUND

29665 IA DEPT OF REV st tax 108.00
337155 AT&T MOBILITY util 127.42
337163 BERGANKDV TECHNOLOGY & CONSULTING svc 6.00
337182 COURIER publ 85.57
337237 MEDIACOM util 236.90

CONS COMM FUND

29665 IA DEPT OF REV st tax 2,313.00
29712 CARNEY, KENDRA reimb 113.00
29715 PREGON, BRANDY reimb 196.72
337147 ACCESS SYSTEMS LEASING svc 262.93
337152 APCO INTERNATIONAL INC conf 350.00
337182 COURIER publ 50.45
337204 HAWKEYE ALARM & SIGNAL CO eqp rpr 190.00
337296 STAPLES CREDIT PLAN supl 154.68
337308 US CELLULAR util 46.42

CO ASSESSOR FUND

29665 IA DEPT OF REV st tax 929.00
29711 WELLMARK ins 16,560.33
337180 COPYWORKS supl 390.70
337182 COURIER publ 101.78

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None.

Resolution adopted.

PRESENTATION – Solid Waste Management Commission (SWMC) Activities update, John Foster, Administrator. Foster thanked the county for making its bonding capacity available for bonds used to improve the landfill (repaid by SWMC) and said he would be asking to do it again to purchase more land. He said he is negotiating with a company to collect methane gas from the landfill and convert it to transportation fuel, a project which will be paid for by the company.

RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS. County Engineer Cathy Nicholas said gravel roads are improving and showing few frost boils. She said the issue has once again arisen of vegetation in the Washburn Drainage Ditch, of which the supervisors are the drainage district trustees.

Health Department Interim Director Kaitlin Emrich said that April 3-9 is National Public Health Week. She invited the supervisors to a reception honoring community health workers and said she would be asking them to adopt a proclamation.

Moved by Schwartz, seconded by Trelka that the MINUTES of the Board Meeting held March 14, 2023 be and are hereby approved as submitted. Motion carried.

CONSENT AGENDA

Schwartz moved the following RESOLUTION seconded by Hall.

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. (None)
2. The PAYROLL ADJUSTMENTS submitted by the various departments and the County Auditor be authorized and directed to adjust his records accordingly.

<u>NAME</u>	<u>TITLE</u>	<u>TO</u>	<u>DATE</u>	<u>CHANGE</u>
BOARD OF SUPERVISORS				
MILLER, DENNIS	TOWNSHIP TRUSTEE	\$11.00	3/5/2023	NEW HIRE
SHERIFF, TONY THOMPSON				
STRONG, MATT	MASTER CONTROL TECHNICIAN	\$26.78	3/5/2023	SCHEDULE/SHIFT CHANGE
VANGORP, GABBY	MASTER CONTROL TECHNICIAN	\$23.17	3/5/2023	SCHEDULE/SHIFT CHANGE
BERRY, JOSH	DEPUTY SHERIFF	\$31.02	3/5/2023	SCHEDULE/SHIFT CHANGE
MCLAUGHLIN, MACI	BOOKING CLERK	\$23.19	3/5/2023	SCHEDULE/SHIFT CHANGE
THORN, DYLAN	CIVILIAN DETENTION OFFICER	\$24.64	3/5/2023	SCHEDULE/SHIFT CHANGE
BARSKÉ, DOUG	BOOKING CLERK	\$27.38	3/5/2023	SCHEDULE/SHIFT CHANGE
GOJARA, DAISY	MASTER CONTROL TECHNICIAN	\$23.70	3/5/2023	SCHEDULE/SHIFT CHANGE
FLAHERTY, TOM	DEPUTY SHERIFF	\$28.20	3/5/2023	SCHEDULE/SHIFT CHANGE
SCROGGINS, CHRISTIAN	DEPUTY SHERIFF	\$31.62	3/5/2023	SCHEDULE/SHIFT CHANGE
SCHILLING, JARAD	DEPUTY SHERIFF	\$32.78	3/5/2023	SCHEDULE/SHIFT CHANGE
TEISINGER, LANCE	DEPUTY SHERIFF, LIEUTENANT	\$53.26	3/5/2023	SCHEDULE/SHIFT CHANGE
WEISERT, WILLIAM	DEPUTY SHERIFF	\$35.94	3/5/2023	SCHEDULE/SHIFT CHANGE
ISLEY, MATTHEW	DEPUTY SHERIFF	\$37.89	3/6/2023	SCHEDULE/SHIFT CHANGE
JOSAVAC, RAJKA	DEPUTY SHERIFF	\$32.78	3/1/2023	TERMINATION PENDING
SMITH, NICHOLAS	DEPUTY SHERIFF	\$37.29	3/6/2023	SCHEDULE/SHIFT CHANGE
THORN, DYLAN	CIVILIAN DETENTION OFFICER	\$24.64	3/5/2023	ANNUAL STEP INCREASE
VANDIVER, JOSHUA	CIVILIAN DETENTION OFFICER	\$24.64	3/5/2023	ANNUAL STEP INCREASE
TREASURER, LYNDA HINTZMAN				
MIXDORF, KATHY	FINANCE SPECIALIST	\$25.27	3/7/2023	TERMINATION PENDING
WOLF, ANITA	FINANCE SPECIALIST	\$24.14	3/8/2023	SUCCESSFUL BIDDER
COUNTY ATTORNEY, BRIAN WILLIAMS				
CHINOWTH, ALAINA	OFFICE SPECIALIST	\$17.75	3/6/2023	PROBATION COMPLETED
HINDS, KRISTIN	COURT DEBT RECOVERY OFFICER	\$23.10	3/5/2023	ANNUAL STEP INCREASE
INFORMATION TECHNOLOGY, AL YU				
NUNEZ, NATALIE	GIS COORDINATOR	\$33.65	3/6/2023	PROBATION COMPLETED
ENGINEER, CATHERINE NICHOLAS				
ACKERSON, JAMES	LABOR/EQUIPMENT OPR. II	\$27.25	3/6/2023	SUCCESSFUL BIDDER
MARKEY, CODY	LABOR/EQUIPMENT OPR. II	\$27.25	3/13/2023	SUCCESSFUL BIDDER

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.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

CONSENT AGENDA ENDS

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED 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.

Ross Todd from DCS said jailing the inmates would cost the county \$1.1 million.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Trelka moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED 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.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED 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.

Emrich said that the original van was rejected due to noncompliance with the bid, and the evaluation she is submitting has a more accurate price. Laylin asked if there had been discussion on what would happen this time if the vehicle is priced higher when it arrives. Emrich said the vehicle is ready for delivery.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED 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.

Trelka asked if this would be utilized if the public health clinic was relocated. Emrich said if the clinic moved to a more accessible area, the mobile clinic would be less critical. Little asked if Emrich foresees the need for additional tax askings to support the mobile clinic in the future. Emrich said it would use current staffing levels, but there would be an ongoing maintenance cost.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED 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.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Little moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED 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.

Legally described as "That part of the Southeast Quarter of the Southwest Quarter (S.E.1/4-S.W.1/4) of Section 10, Township 88, Range 12 West of the Fifth Principal Meridian (5th P.M.) in Black Hawk County, Iowa; and also being a part of a tract of land as described by Warranty Deed in Deed Book 520 p.523 of said County Recorder records; and being described as follows: Commencing at the South Quarter (S.1/4) Corner of said Section 10; Thence S89°30'31"W along the South line of Poyner Township Cemetery, a distance of 293.55 feet to a point intersecting the East Right-of-Way (R.O.W.) line of Gilbertville Road; Thence N02°08'18"W along said East R.O.W. line, a distance of 627.66 feet to a point being the Northwest Corner of Poyner Township Cemetery, and also being the Point of Beginning (P.O.B.); Thence N27°07'33"E a distance of 96.15 feet; Thence N76°55'55"E a distance of 47.39 feet to a point located 65.0 feet normally distant from the centerline of Indian Creek Road; Thence Southeasterly along the arc of a curve to the Left, said curve concave Northeasterly and having a Radius of 11,524.16 feet, a chord bearing and distance of S45°14'03"E at 136.97 feet, and an arc length of 136.97 feet to a point of intersection with the North line of aforesaid Poyner Township Cemetery, and said arc of curve located 65.0 feet normally distant from the centerline of aforesaid Indian Creek Road; Thence N89°56'57"W along the North line of said Poyner Township Cemetery, a distance of 187.25 feet to the Point of Beginning (P.O.B.); and containing 0.25 Acres (10,744 Sq. Ft.), more or less, and subject to easements, covenants, conditions, restrictions, ordinances and encumbrances of record and not of record."

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Hall moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED 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.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Moved by Hall, seconded by Schwartz 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. Motion carried.

At Nine-forty o'clock (9:40) a.m., a public hearing was held as provided by law in the Board Room 201 of the Black Hawk County Courthouse, Waterloo, Iowa at which time all interested persons could appear to file objections on the request submitted by Black Hawk County Solid Waste Management Commission at W of 6607 Hamond Ave., Waterloo, to rezone 3 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. The property is legally described as:

A tract of land situated in part of Parcel "A" shown on a plat of survey that is recorded in document number 2013-00013815 in the Office of the Black Hawk County Recorder and part of Parcel "D" shown on a plat of survey that is recorded in document number 2020-00001633 in the Office of the Black Hawk County Recorder, all in the Southeast ¼ of Section 22, Township 88 North, Range 13 West of the 5th P.M., County of Black Hawk, State of Iowa, more particularly described as follows.

Commencing at the Northeast corner of the Southeast ¼ of said Section 22; thence South 00°04'14" East (assumed bearing for the purpose of this description) along the East line of the Southeast ¼ of said Section 22, a distance of 528.38 feet; thence south 89°55'46" West, 315.72 feet to the Point of Beginning; thence South 29°12'06" East 278.32 feet; thence South 89°06'52" West, 586.05 feet; thence North 06°44'36" West, 247.14 feet; thence North 89°12'49" East, 479.26 feet to the Point of Beginning. Containing 3.0 acres.

The Board of Supervisors examined proof of publication of notice and determined that the notice had been published on March 13, 2023, in the Courier in accordance with the requirements of the *Code of Iowa*.

Moved by Trelka, seconded by Hall to receive and place on file proof of publication of notice of public hearing. Motion carried.

Moved by Little, seconded by Hall to waive the first reading. Motion carried.

Seth Hyberger of Planning and Zoning said the Planning and Zoning Commission approved the request unanimously. Chris Greiman, who farms adjacent property to the north, expressed concern about a methane flare starting a ground fire through loose waste paper. John Foster said the plan is to collect gas but not burn it, so the flare would only be used for testing purposes, and that the gas burn temperature is so high that waste paper would immediately incinerate and not spread a fire. Greiman expressed concerns that if an accident at the landfill cut off access to the south, there is no escape route to the north because of a bridge that is now out of use.

Moved by Hall, seconded by Trelka to close the hearing and oral and written comments were received and placed on file. Motion carried.

Schwartz moved the following resolution seconded by Trelka.

WHEREAS, a public hearing was held on March 21, 2023, at Nine-oh- o'clock (9:) a.m., on the request submitted by the Black Hawk County Solid Waste Management Commission at W of 6607 Hamond Ave., Waterloo, to rezone 3 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, and

WHEREAS, "An 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 same for adoption and if adopted would be known as Ordinance no. 77-277, and

WHEREAS, §331.302(5) of the Code of Iowa allows the Board of Supervisors to suspend by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be fully passed, and

WHEREAS, there were no corrections to the ordinance,

NOW THEREFORE BE IT HEREBY RESOLVED that the rules requiring the Board of Supervisors to consider and vote on a proposed ordinance at two prior meetings be suspended.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

Hall moved the following ordinance seconded by Schwartz.

WHEREAS "An 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 same for adoption and if adopted would be known as Ordinance No. 77-277, and

WHEREAS, pursuant to §331.302(5) of the Code of Iowa, the Board of Supervisors has suspended by majority vote the requirement to consider and vote on a proposed ordinance at two meetings of the board prior to the meeting at which it is to be finally passed, and

NOW THEREFORE BE IT HEREBY RESOLVED that the same is hereby zoned acres from "A" Agricultural to "C-M" Commercial Manufacturing District, and the ordinance is hereby adopted and known as Ordinance No. 77-277.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Ordinance adopted.

Discussion – Elected Officials Code of Conduct. Trelka said that he placed the issue on the agenda, that he could go either way on the subject, and he had nothing prepared. Laylin said that enforceability is a difficult question, and supervisors could perhaps try to resolve personal issues internally. Hall said he didn't oppose discussing the matter, but he was opposed to a censure procedure, which usually involves political implications. He suggested taking a step back from reacting to specific situations and considering taking a holistic approach. Trelka said it could be discussed during strategic planning.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED to proceed at 10:07 am 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.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

The Board met in closed session.

Moved by Hall, seconded by Schwartz to adjourn the Board of Supervisors meeting in CLOSED SESSION. Motion carried.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED 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.

WHEREAS, the HAWKEYE COMMUNITY COLLEGE SPECIAL BOND ISSUE REFERENDUM was held on March 7, 2023 and

WHEREAS, votes cast outside of Black Hawk County for Merged Area VII Hawkeye Community College were canvassed in the counties where cast on March 14, 2023, and

WHEREAS, in accordance with §§260C.15 and 270.20, as control county for those entities, the Black Hawk County Board of Supervisors is required to canvass the abstracts of votes for said entities on the second Monday or Tuesday after the day of the election, now therefore

BE IT HEREBY RESOLVED that we, the undersigned Board of Supervisors and ex-officio Board of Canvassers of Black Hawk County, Iowa do hereby certify the outcome of the votes cast in the HAWKEYE COMMUNITY COLLEGE SPECIAL BOND ISSUE REFERENDUM held on March 7, 2023 for Merged Area VII Hawkeye Community College.

The referendum passed.

AYES: Hall, Little, Schwartz, Trelka, Laylin.

NAYS: None. Resolution adopted.

ANY REPORTS OR INFORMATION FROM THE BOARD. Trelka said following this meeting he was going to the meeting at Dispatch. Little asked Laylin to suggest to the Emergency Management Commission that it conduct a training to prepare for a derailment of a train carrying hazardous chemicals, as recently occurred in Ohio.

On motion and vote the meeting adjourned.