

Waterloo, Iowa, August 15, 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 Schwartz, seconded by Hall that the AGENDA be received and place on file with the County Auditor as approved. Motion carried.

Schwartz moved the following resolution seconded by Hall.

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

30852	COLLECTION SVC CTR	oth pay	1,630.97
30853	IRS	fed pay	71,767.68
30854	NATIONWIDE RET	def comp	3,635.75
30855	NATIONWIDE RET SOLS	def comp	3,470.00
30856	SSI	fica	115,189.48
30858	BHC LAW ENFORCEMENT ASSOC	oth pay	326.25
30859	CEDAR VALLEY UNITED WAY	oth pay	7.00
30860	EBC	flex spend	6,164.27
30861	FIDELITY SECURITY LIFE INS CO	ins	2,928.67
30864	MADISON NTL LIFE INS	ins	872.94
30868	PECU	oth pay	20,613.64
30870	ACCESS SYSTEMS	svc	236.25
30871	ACCURATE L & DC	supl	479.61
30873	BDI	supl	307.52
30874	BLACK HAWK CO SHERIFF	trans	266.20
30879	BREMER CO SHERIFF	svc	35.00
30880	C&S REAL ESTATE	rent	300.00
30881	CDW GOVERNMENT	svc	270.63
30883	CFU	util	250.00
30884	CFU	util	347.50
30885	CFU	util	831.00
30886	CFU	util	92.50
30888	CFU	util	85.00
30889	CTS LANGUAGELINK	svc	155.38
30891	EHRlich, BETH	svc	493.50
30892	EPM IA	rent	425.00
30894	FASTENAL CO	supl	2.71
30895	FIRESTONE PAYMENT CTR	eqp rpr	378.82
30897	FRESH START CLEANING SOL	svc	20,125.00
30898	GALLS	unif	203.79
30899	GBM PROP MGMT	rent	250.00
30900	GORDON FLESCH CO	svc	1,355.54
30901	GORDON FLESCH CO	svc	344.07
30902	JUDICIAL DIALOG SYSTEMS	svc	5,430.00
30903	KEYSTONE LABS	svc	58.75
30904	MARTIN REALTORS	rent	800.00
30905	MENARDS CF	supl	73.21
30906	MENARDS WLOO	supl	53.22
30907	NORTHLAND PRODUCTS CO	supl	2,921.10
30908	P&K MIDWEST	supl	4.95
30909	PEHL, KRISTIN	rent	200.00
30910	RIGEN	rent	200.00
30911	ROCK STAR REAL ESTATE	rent	1,000.00
30912	SLED SHED THE	eqp rpr	330.46
30914	TIPTOWN HOMES	rent	350.00
30916	WHITMORE, CAITLIN A	unif	50.00
339414	CEDAR SQUARE APTS	rent	250.00
339415	LEGALSHIELD	svc	182.15
339416	30 SOMETHING REAL ESTATE	rent	225.00
339417	ABD PROPERTY MGMTS	rent	1,250.00

339421	AMAZON CAPITAL SVCS	eqp	632.53
339422	AQUATICS & EXOTICS OF WLOO	supl	3.50
339424	ARNOLD MOTOR SUPL	supl	332.02
339425	AT&T MOBILITY	util	49.85
339426	AT&T MOBILITY	util	264.30
339427	BELL, LEE	rent	300.00
339428	BELL, TRYUN	rent	225.00
339429	BENTON BUILDING CTR	supl	38.53
339431	BLACK HAWK CO LANDFILL	svc	17.75
339432	BLACK HAWK CO LANDFILL	svc	58.91
339433	BLACK HAWK WASTE DISPOSAL	eqp rent	82.79
339434	BLINK, KIMBERLY	svc	74.00
339435	BREHME DRUG	supl	166.39
339436	BRUNSON, JENNIFER	rent	350.00
339437	BUDREAU VETERINARY CLINIC	svc	90.00
339438	CEDAR CO	svc	36.00
339439	CEDAR FALLS MOBILE HOME VILLAGE	rent	225.00
339440	CEDAR RIVER TRAIL APTS	rent	400.00
339441	CEDAR VALLEY REPORTING	svc	156.00
339444	CNC INVESTMENTS	rent	300.00
339445	COHESIVE CREATIVE AND CODE	svc	5,508.00
339446	CONNER GARY OR TRUDY	rent	200.00
339447	CRF RENTALS	rent	250.00
339448	D & V HOLDINGS	rent	275.00
339451	DS RENTALS	rent	325.00
339452	DUPUY, PAUL LEROY	grant	500.00
339453	EASTGATE MHC	rent	550.00
339454	ECOLAB	eqp rent	3,304.16
339455	ELECTRICAL ENGINEERING & EQUIP CO	eqp	4.62
339457	ETR ASSOC	supl	1,028.16
339458	EVANS CROSSING PHARMACY	supl	677.52
339459	EVANSDALE MUNICIPAL HOUSING	rent	575.00
339460	EVANSDALE WATER WORKS	util	100.00
339461	FAT DOG 18	rent	200.00
339462	FEDEX	svc	104.46
339464	FISCHELS HOLDINGS	rent	225.00
339465	FLAMMANG DR	rent	200.00
339466	GASLIGHT VILLA MHC	rent	200.00
339468	GIERKE ROBINSON CO	eqp	15.80
339469	GO DO	rent	500.00
339470	GREEN SOURCE MGMT-THE SHREDDER	svc	279.35
339471	GREENHILL POINT	rent	80.00
339472	GREER FUNERAL HOME	svc	1,000.00
339473	GREINER LAW OFFICE PC	svc	115.60
339474	HARDIN CO	svc	26.25
339475	HARRISON CO	svc	43.76
339476	HELMKE, KAIN	rent	275.00
339477	HILD PROPERTY MGMTS	rent	225.00
339479	IA CANCER CONSORTIUM	conf	35.00
339481	IA SECRETARY OF STATE	cert	30.00
339483	IA STATE OF	svc	1,276.13
339484	JOHNSON CO	svc	74.62
339486	KH PROPERTIES	rent	275.00
339487	KSM RENTALS	rent	225.00
339488	LEXISNEXIS MATTHEW BENDER	svc	219.10
339489	LEXISNEXIS RISK SOLUTIONS	svc	404.70
339491	MALAISE SUSAN	svc	21.50
339492	MCCARTER JOHN L	svc	453.75
339493	MCH INVESTMENTS	rent	275.00
339494	MEDIACOM	util	335.72
339495	MEDIACOM	util	140.82
339496	MERCYONE	svc	21.70
339497	METRO INVESTMENTS MULTI UNIT	rent	225.00
339498	MID AMERICAN ENERGY	util	10.40
339499	MID AMERICAN ENERGY	util	59.40
339500	MID AMERICAN ENERGY	util	12,722.45
339501	MID AMERICAN ENERGY	util	21,439.15

339502	MID AMERICAN ENERGY	util	54.77
339512	MID AMERICAN ENERGY	util	13.24
339513	MID AMERICAN ENERGY	util	230.93
339514	MID AMERICAN ENERGY	util	775.43
339515	MID AMERICAN ENERGY/SPEC ACCT	util	965.00
339516	MIDWEST COURT REPORTING	svc	180.44
339517	MILLER, AMANDA	reimb	98.70
339518	MILLER FENCE CO	svc	759.52
339519	MYERS POLARIS	supl	151.97
339520	NAGLE SIGNS	eqp	10,234.73
339521	NELSON LARRY	rent	1,075.00
339522	NEW ERA RENTALS	rent	725.00
339523	NORTH IA JUVENILE DETENTION SERVICES	shltr	5,400.00
339524	NORTHERN IA UNIVERSITY OF	supl	34.00
339525	PALMER INVESTMENTS	rent	200.00
339526	PEOPLES COMMUNITY HEALTH	rent	50.00
339527	POWESHIEK WATER ASSOCIATION	util	686.50
339528	PRESTO-X	svc	242.00
339529	RBR HOLDINGS II	rent	200.00
339530	RUSSELL LAMSON LTD	rent	200.00
339532	SAMS WHOLESALE CLUB	supl	69.90
339533	SCHUMACHER ELEVATOR CO	eqp rpr	280.00
339534	SERIOUS SANITATION	svc	350.00
339536	STOREY KENWORTHY	supl	64.56
339538	THOMPSON PROPERTY MGMTS	rent	250.00
339539	TRACTOR SUPPLY CO	supl	99.98
339543	UNITY POINT - ALLEN HOSPITAL	supl	109.00
339546	VALDIVIA OSCAR	rent	275.00
339547	VAN DIEST SUPPLY CO	supl	1,278.25
339548	VARSITY CLEANERS	svc	36.75
339550	VERIZON WIRELESS	util	40.01
339551	WATERFALLS CAR WASH	svc	137.60
339552	WATERLOO CITY OF	fuel	6,080.52
339553	WATERLOO INDELIBLE HOUSING	rent	200.00
339554	WLOO OIL CO	fuel	1,350.35
339555	WLOO WATER WORKS	util	816.52
339556	WAVERLY TIRE CO	eqp	368.00
339557	WEBSTER CO SHERIFF	svc	35.00
339560	WISE DECISIONS DEVELOPMENT	rent	225.00
339561	WORTH CO SHERIFF'S OFFICE	rent	37.00

GENERAL SUPPLEMENTAL FUND

30853	IRS	fed pay	438.89
30855	NATIONWIDE RETIREMENT SOLS	def comp	575.00
30856	SSI	fica	1,002.92
30861	FIDELITY SECURITY LIFE INS CO	ins	8.61
339541	ULINE	svc	2,743.74

RURAL BASIC FUND

30852	COLLECTION SVC CTR	oth pay	1,135.10
30853	IRS	fed pay	6,102.12
30854	NATIONWIDE RETIREMENT	def comp	131.25
30856	SSI	fica	7,998.50
30858	BHC LAW ENFORCEMENT ASSOC	oth pay	73.75
30861	FIDELITY SECURITY LIFE INS CO	ins	161.52
30864	MADISON NTL LIFE INS	ins	25.34
30868	PECU	oth pay	2,796.86
339485	JS BUILDERS	svc	83.00

SECONDARY ROADS FUND

30853	IRS	fed pay	8,208.06
30854	NATIONWIDE RETIREMENT	def comp	530.00
30855	NATIONWIDE RETIREMENT SOLS	def comp	25.00
30856	SSI	fica	14,765.10
30861	FIDELITY SECURITY LIFE INS CO	ins	417.72
30864	MADISON NTL LIFE INS	ins	125.55

30868	PECU	oth pay	2,053.00
30872	ANTON SALES	svc	74.50
30877	BMC AGGREGATES LC	supl	28,450.76
30882	CEDAR FALLS CITY OF	util	71.25
30887	CFU	util	75.00
30890	DAN DEERY MOTOR CO	eqp prp	2,562.01
30896	FIX TIRE CO	eqp rpr	1,441.77
30913	THOMAS JAMES	svc	19.00
30915	WEX BANK	fuel	11,749.53
339419	AGVANTAGE FS	supl	337.84
339420	AIRGAS NORTH CENTRAL	eqp rent	140.17
339421	AMAZON CAPITAL SERVICES	supl	891.10
339423	ARNOLD MOTOR SUPPLY	supl	188.18
339425	AT&T MOBILITY	util	1,905.03
339430	BLACK HAWK CO LANDFILL	svc	45.00
339433	BLACK HAWK WASTE DISPOSAL	svc	242.83
339442	CENTURYLINK	util	86.09
339443	CENTURYLINK	util	55.07
339450	DICKEYS PRINTING	supl	175.00
339463	FERTILIZER DEALER SUPPLY	svc	44.52
339503	MID AMERICAN ENERGY	util	272.99
339506	MID AMERICAN ENERGY	util	34.71
339507	MID AMERICAN ENERGY	util	10.00
339508	MID AMERICAN ENERGY	util	16.49
339509	MID AMERICAN ENERGY	util	42.67
339510	MID AMERICAN ENERGY	util	20.36
339511	MID AMERICAN ENERGY	util	373.70
339531	SADLER POWER TRAIN	eqp rpr	207.02
339535	STOKES WELDING	supl	130.00
339537	TERRACON CONSULTANTS	svc	2,601.25
339542	UNITY POINT - ALLEN HOSPITAL	svc	237.00
339549	VERIZON CONNECT NWF	util	71.02
339558	WENDLING QUARRIES	supl	936.03
JAIL COMMISSARY FUND			
30853	IRS	fed pay	123.16
30856	SSI	fica	444.90
30861	FIDELITY SECURITY LIFE INS CO	ins	19.81
30878	BOB BARKER CO	supl	3,367.81
339532	SAMS WHOLESALE CLUB	supl	323.46
339540	TURNKEY CORRECTIONS	supl	3,045.68
CONSERVATION TRUST FUND			
30905	MENARDS CEDAR FALLS	eqp	322.70
339539	TRACTOR SUPPLY CO	supl	279.90
ARP FUND			
30881	CDW GOVERNMENT	eqp	1,011.99
339421	AMAZON CAPITAL SVCS	supl	2,096.79
339449	DELL MARKETING LP	eqp	9,343.91
SOLID WASTE-GO BONDS D/S FUND			
30869	UMB BANK NA	bonds	300.00
RURAL SEWER FUND			
339480	IA DNR	svc	210.00
INS TRUST FUND			
30851	WELLMARK	ins	69,678.92
30857	NAVITUS HEALTH SOLUTIONS	ins	21,832.34
30862	FIDELITY SECURITY LIFE INS CO	ins	8.61
30863	PREFERRED ONE INS CO	ins	1,030.24
30865	PREFERRED ONE INS CO	ins	300.00
30866	PERSPECTIVE CONSULTING PARTNERS	svc	36,078.78
30867	PREFERRED ONE INS CO	ins	38,574.06
339456	EMPLOYEE & FAMILY RESOURCES	oth pay	9,654.00

SOLID WASTE ADMIN FUND

30853	IRS	fed pay	525.35
30856	SSI	fica	677.78
30864	MADISON NTL LIFE INS	ins	28.63

E911 SERVICE COMMISSION FUND

30876	BLACK HAWK CO TREASURER	loan	25,625.00
30893	FARMERS MUTUAL TELEPHONE CO	util	120.76
339467	GEOCOMM	util	17,648.00
339490	LPC CONNECT	util	376.64
339504	MID AMERICAN ENERGY	util	297.30
339505	MID AMERICAN ENERGY	util	334.86
339545	US CELLULAR	util	3,036.77
339559	WINDSTREAM IA COMM	util	154.07

EMERGENCY MGMT FUND

30853	IRS	fed pay	261.31
30856	SSI	fica	526.86
30861	FIDELITY SECURITY LIFE INS CO	ins	19.81
30864	MADISON NTL LIFE INS	ins	23.00
339418	ACCESS SYSTEMS LEASING	svc	80.21
339425	AT&T MOBILITY	util	173.17
339544	US BANK	supl	2,591.88
339552	WATERLOO CITY OF	fuel	307.46

CONS COMM FUND

30852	COLLECTION SVC CTR	def comp	320.76
30853	IRS	fed pay	6,130.51
30854	NATIONWIDE RETIREMENT	fica	125.00
30855	NATIONWIDE RETIREMENT SOLS	oth pay	50.00
30856	SSI	ins	10,122.00
30858	BHC LAW ENFORCEMENT ASSOC	oth pay	65.00
30861	FIDELITY SECURITY LIFE INS CO	ins	249.76
30864	MADISON NTL LIFE INS	ins	82.20
30868	PECU	oth pay	1,057.00

CO ASSESSOR FUND

30853	IRS	fed pay	2,445.07
30854	NATIONWIDE RETIREMENT	def comp	1,395.00
30855	NATIONWIDE RETIREMENT SOLS	def comp	325.00
30856	SSI	fica	4,728.32
30859	CEDAR VALLEY UNITED WAY	oth pay	1.00
30861	FIDELITY SECURITY LIFE INS CO	ins	59.43
30864	MADISON NTL LIFE INS	ins	91.25
30868	PECU	oth pay	2,225.00
30875	BLACK HAWK CO TREASURER	oth pay	60,000.00
339415	LEGALSHIELD	oth pay	30.70
339478	INSTITUTE OF IA CERTIFIED ASSESSORS	edu	350.00
339482	ISACS	edu	250.00

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

NAYS: None. Resolution adopted.

RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS. County Engineer Cathy Nicholas said the Poyner Road bridge opens Friday, and next week Elk Run Road will close for a week or more to replace a culvert. It is a busy corridor and Tyson and the John Deere Northeast Site will be alerted along with the public.

Human Resources Director Amanda Fesenmeyer said the online benefit enrollment platform approved last week had insurance requirements reviewed by the company's legal staff and by Assistant County Attorney Mike Treinen and after minor adjustments it will be presented for signature. Last week the Board approved NeoGov for the online applicant tracking and onboarding module, which has undergone the same vetting as above and she will bring a contract to the Board next week.

Moved by Schwartz, seconded by Little that the MINUTES of the Board Meeting held August 8, 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)

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

1. The SALE OF EQUIPMENT from the Engineer's Office for the following equipment: #87 2001 Ford F150, Asset number 6050- 14.
2. The SALE OF EQUIPMENT from the Engineer's Office for the following equipment: #88 2001 Ford F150, Asset number 6050- 13.
3. 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 Gilbertville Road as recommended by Catherine Nicholas, County Engineer.

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

NAYS: None. Resolution adopted.

CONSENT AGENDA ENDS

Schwartz moved the following resolution seconded by Little.

BE IT HEREBY RESOLVED that the STATEMENT OF COMPLETION and FINAL ACCEPTANCE OF WORK for Project LFM-5025- -7X-07, Paving on Ridgeway Road and Project LFM-5034- -7X-07, Paving on Main Road and Mt Auburn 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 \$837,739.22 with a total project cost of \$837,739.22 as recommended by Catherine Nicholas, County Engineer (Project contracted at \$924,681.70, liquidated damages assessed - \$0 contractor, Aspro Inc., Waterloo, Iowa).

Nicholas showed before and after pictures of the road, which had significant thermal cracking, and said the project came in 9% under budget.

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

NAYS: None. Resolution adopted.

Hall moved the following resolution seconded by Schwartz.

BE IT HEREBY RESOLVED that the Board of Supervisors sets November 7, 2023 as the date for the 1% Local Option Sales and Services Tax special election in the cities of Cedar Falls, Dunkerton, Elk Run Heights, Evansdale, Gilbertville, Hudson, La Porte City, Raymond and Waterloo and in the unincorporated area of Black Hawk County to be effective January 1, 2026.

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

NAYS: None. Resolution adopted.

DISCUSSION/POSSIBLE BOARD ACTION – Local Option Sales and Services Tax (LOSST) issues, particularly expiration dates. County Auditor Grant Veeder said that he had clarified with the Secretary of State's Office that the Board of Supervisors has final authority on whether or not any or all or none of the jurisdictions in the county would have a sunset date for their option taxes, and that the Board could follow the wishes of individual cities if it wished. He said the cities were notified but he hadn't heard any responses. Schwartz said that Waterloo Mayor Hart told him that he supported having no sunset. Hall said that the cities need to know how the Board feels so that they can determine their ballot language by the September 1 deadline. Veeder said cities need to inform his office how they wish to spend the tax money but only the Board needs to act on any sunset language. Schwartz said he supported moving forward with no sunset. Elections Manager Karen Showalter said she has been in touch with the city clerks and about half have indicated to her that they would follow Waterloo's lead on not seeking a sunset. Laylin asked about the downside of having no sunset. Showalter said they may want to change how they are using their funds, but a special election could be called for that.

Engineer Nicholas gave a slide presentation on the increase in cost of roads, bridges, heavy equipment and rock. She hoped 50% of the tax would continue to go to roads and bridges and said that if it was increased to 60% it would increase that support by \$180,000. Little asked if the portion could be used for equipment. Weidner said only if the equipment was used exclusively on building roads and bridges. She said that the 50% for property tax relief goes to the Rural Fund, and 48% of that goes into the transfer to the Secondary Roads Fund. Rural Fund expenditures like Sheriff's patrol deputies, the Consolidated Communications Center and libraries would be affected by a change in the 50%. Schwartz said he was comfortable with keeping it at 50-50 or changing it to 55-45. Hall said he was comfortable with having no sunset but wanted to think about the allocation. Little said he didn't have a problem leaving off the sunset, but he was concerned about changing the 50-50, which was a tough sell to the unincorporated area when it was changed from 100% tax relief in the Rural Fund. Trelka said that he supported removing the sunset and keeping the 50-50 split. Laylin said they could vote on it next week.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED that the Project Agreement between Black Hawk County, Iowa, and the Iowa Department of Transportation for Project No. MBIN-380-6(516)61--0M-07 for the Bridge Approach Repair on County Road V51/South Canfield Road over Interstate 380 at an estimated cost of \$132,342.05 to Iowa Department of Transportation which payment will be received in FY2025.

Nicholas said a ramp to the overpass is in poor condition and she asked the DOT if they wanted the county to reconstruct a portion of it.

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

NAYS: None. Resolution adopted.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED that the SUSPENSION requested by the following: Beverly A. Beaumont – amount of \$674.00 for Parcel #8913-13-151-012 on 1610 Logan Ave, Waterloo; Judy L. Langham for amount of \$1,008.00 for Parcel #8913-36-129-009 on 1648 Bertch Ave., Waterloo; Jason Magee for amount of \$3,326.00 for Parcel # 8913-35-406-018 on 2217 W 8th St, Waterloo; Jane Stangeland – amount of \$682.00 for Parcel #8814-27-429-027 on 430 Railroad St, Waterloo on taxes owed for 2023/2024 installments be approved pursuant to §427.8 of the Code of Iowa and the County Treasurer be authorized and directed to adjust her records accordingly.

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

NAYS: None. Resolution adopted.

Moved by Hall, seconded by Little to direct the County Auditor to advertise for a public hearing/bid opening to be held at 9:05 on Tuesday, August 29, 2023, in Board Room 201 of the Black Hawk County Courthouse, 316 E. 5th Street, Waterloo, Iowa on the proposed purchase of one (1) Tractor with a Boom Mower for the Black Hawk County Engineer's Department. Motion carried.

DISCUSSION/POSSIBLE BOARD ACTION – Funding request for the County's support of a Community Attraction and Tourism (CAT) grant application to support the Community Natatorium project. County funding is contingent on Cedar Falls being awarded the CAT grant. The City of Cedar Falls is applying for \$950,000 in September for Phase II which totals \$5,700,000. The total project cost is \$21 million. The Iowa Economic Development Authority requires matching funds from the County for CAT grants.

Tracy and Mike Mallaro said that underbuilding public pools means fewer children learn to swim and fewer lifeguards are trained, leading to decreasing safety, that there are only four indoor pools in the eight-county region, all of which are beyond their useful life; that drowning is the leading cause of death for children 1-4 and a leading cause for all deaths under age 24; that it is a quality of life issue that affects population trends; that the Cedar Valley is losing population while other Iowa metro areas are gaining; that the two pools at the natatorium would be available to the whole region and have 24-hour access; that the natatorium would attract large swimming meets that bring money to the community; that \$3 million in private donations have been raised, that the city of Cedar Falls will donate \$8 million for the \$21 million project, and they are asking \$150,000 from the county. Schwartz asked if \$150,000 is needed from the county for the project to qualify for the \$950,000 CAT grant. Ms. Mallaro said it could be any amount. Laylin said a similar amount was given for a Waterloo project, and she was considering a contribution for the CAT match and another later contribution. Schwartz said he was comfortable with a \$150,000 contribution. Little asked if American Rescue Plan Act (ARPA) funds could be used. Weidner said that would need to be evaluated by county consultants, although revenue replacement funds, which are likely the only class of ARPA funds still available, would be eligible. Hart said that he supported \$150,000, recognizing that quality of life measures are foundational to increasing population. Little said he thought it was an excellent program and would support \$50,000 and then see if they get the CAT grant. Trelka said he would support \$150,000. Little asked when the CAT grant would be decided. Ms. Mallaro said in January. She said she would provide language for a resolution. Little asked if the resolution could say that the funds would come from county reserves. Laylin said it could, and the resolution could be on the agenda on August 22.

At Ten-oh-five o'clock (10:05) 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 Jeffrey & Carla Witt at 6721 Watters Road, Waterloo to rezone 1.86 acres from "A" Agriculture District to "A-R" Agricultural-Residential District to construct one new single family home. The property is legally described as:

That part of the Southwest Fractional Quarter (SW FRL 1/4) of Section No. 7, Township No. 90 North, Range No. 14 West of the Fifth Principal Meridian, Black Hawk County, Iowa, described as follows: Commencing at the Southwest corner of said Southwest Fractional Quarter; thence along the West line of said Southwest Fractional Quarter North a distance of 83.0 feet; thence East parallel with the South line of said Southwest Fractional Quarter a distance of 25.0 feet to the point of beginning; thence North and parallel with the West line of said Southwest Fractional Quarter a distance of 500.0 feet; thence Southeasterly to a point being 290.0 feet North and 380.0 feet East of the Southwest corner of said Southwest Fractional Quarter; thence South and parallel with said West line of said Southwest Fractional Quarter a distance of 207.0 feet; thence West and parallel with the South line of said Southwest Fractional Quarter a distance of 355.0 feet to the point of beginning. Containing 2.88± acres. Subject to restrictions, easements, covenants, ordinances, and limited access provisions of record and not of record. Note: The West line of said Southwest Fractional Quarter is assumed to bear North for this description.

The Board of Supervisors examined proof of publication of notice and determined that the notice had been published on August 8, 2023 in the Courier in accordance with the requirements of the *Code of Iowa*.

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

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

Seth Hyberger of Planning and Zoning said that the land has a low agricultural value and the Planning and Zoning Commission voted unanimously to approve the request.

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

Schwartz moved the following resolution seconded by Hall.

WHEREAS, a public hearing was held on August 15, 2023 at ten-oh-five o'clock (10:05) a.m., on the request submitted by Jeffrey & Carla Witt at 6721 Watters Road, Waterloo, to rezone 1.86 acres from "A" Agricultural District to "A-R" Agricultural-Residential to construct one new single family home, 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. 281 to Section VI (B), Rezoning Certain Property" as described on the above request submitted by Jeffrey & Carla Witt and to consider same for adoption and if adopted would be known as Ordinance no. 77-281, 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.

Schwartz moved the following ordinance seconded by Hall.

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. 281 To Section VI (B), Rezoning Certain Property" as described on the above request submitted by Jeffrey & Carla Witt and to consider same for adoption and if adopted would be known as Ordinance No. 77-281, 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 District to "A-R" Agricultural-Residential District, and the ordinance is hereby adopted and known as Ordinance No. 77-281.

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

NAYS: None. Ordinance adopted.

At ten-ten o'clock (10:10) 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 Ruby Carlson at West of 10812 Cedar Wapsi Road, Cedar Falls to rezone 2.88 acres from "A" Agriculture District to "A-R" Agricultural-Residential District to construct one new single family home. The property is legally described as:

DESCRIPTION OF PROPOSED REZONE FROM "A-1" TO "R-1" That part of the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4) in Section No. 28, Township No. 88 North, Range No. 14 West of the Fifth Principal Meridian, Black Hawk County, Iowa, described as follows: Commencing at the Northeast corner of said Northeast Quarter of the Southwest Quarter; thence along the North line of said Northeast Quarter of the Southwest Quarter South 88°46½' West a distance of 430.0 feet to the Northeast corner of Parcel "A" per Plat of Survey recorded in Misc. Book 345 Page 122 dated 10/30/2001 in the Office of the Black Hawk County Recorder; thence along the East line of said Parcel "A" South 01°13¾' East a distance of 168.7 feet to the Southeast corner of said Parcel "A", also being the point of beginning; thence along the South extension of said East line of Parcel "A" South 01°13¾' East a distance of 27.55 feet; thence South 68°32½' West a distance of 117.35 feet; thence South 50°45¼' West a distance of 84.95 feet; thence South 38°48¼' West a distance of 125.15 feet; thence South 22°01' West a distance of 75.45 feet; thence South 57°35½' West a distance of 56.2 feet; thence North 34°46¼' West a distance of 120.5 feet; thence North 70°36½' West a distance of 65.0 feet; thence South 88°58¾' West a distance of 69.25 feet to the East line of the West 355 feet of said Northeast Quarter of the Southwest Quarter; thence along said East line North 01°15¼' West a distance of 161.75 feet to the West extension of the most Southerly line of said Parcel "A"; thence along said West extension and along the South line of said Parcel "A" North 88°46¼' East a distance of 309.05 feet to a corner of said Parcel "A"; thence along the South line of said Parcel "A" North 01°13¾' West a distance of 29.3 feet to a corner of said Parcel "A"; thence along the South line of said Parcel "A" North 88°46¼' East a distance of 223.0 feet to the point of beginning. Containing 1.86 acres. Subject to restrictions, easements, covenants, ordinances, and limited access provisions of record and not of record. Note: The North line of said Northeast Quarter of the Southwest Quarter is assumed to bear North for this description.

The Board of Supervisors examined proof of publication of notice and determined that the notice had been published on August 8, 2023 in the Courier in accordance with the requirements of the *Code of Iowa*.

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

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

Seth Hyberger of Planning and Zoning said that the land has a moderate agricultural value and the Planning and Zoning Commission voted unanimously to approve the request.

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

Schwartz moved the following resolution seconded by Hall.

WHEREAS, a public hearing was held on August 15, 2023 at ten-ten o'clock (10:10) a.m., on the request submitted by Ruby Carlson at West of 10812 Cedar Wapsi Road, Cedar Falls, to rezone 2.88 acres from "A" Agricultural District to "A-R" Agricultural-Residential to construct one new single family home, 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. 282 to Section VI (B), Rezoning Certain Property" as described on the above request submitted by Ruby Carlson and to consider same for adoption and if adopted would be known as Ordinance no. 77-282, 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.

Schwartz moved the following ordinance seconded by Hall.

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. 282 To Section VI (B), Rezoning Certain Property" as described on the above request submitted by Ruby Carlson, and to consider same for adoption and if adopted would be known as Ordinance No. 77-282, 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 District to "A-R" Agricultural-Residential District, and the ordinance is hereby adopted and known as Ordinance No. 77-282.

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

NAYS: None. Ordinance adopted.

DISCUSSION/POSSIBLE BOARD ACTION – American Rescue Plan Act – County projects. Facilities Director Rory Geving said meetings were held on August 14 with Invision Architects for the remodeling projects for the Treasurer's Office and the Auditor/Election/Attorney Offices project. He hoped to bring final concepts to the Board by Thanksgiving and to have bid-letting before Christmas.

On motion and vote the meeting adjourned.

Linda Laylin, Chair, Board of Supervisors

Grant Veeder, County Auditor