

Waterloo, Iowa, November 14, 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 Hall, seconded by Schwartz that the AGENDA be received and placed on file with the County Auditor as approved. Motion carried.

PUBLIC COMMENTS. Rob Sautter said that his agenda item had been resolved and could be removed.

PRESENTATION – Urban County Coalition (UCC) Legislative Priorities for 2024 presented by UCC lobbyist Larry Murphy. Murphy highlighted various issues expected to be brought up in the next session of the Iowa legislature, including the following: Local Option Sales Tax and the Iowa Water and Land Legacy Fund, Property Taxes, Mental Health Funding, Public Service Fees, Iowa Public Employees Retirement System, and Emergency Management Agency (EMA) Funding. Schwartz said that the UCC should advocate for a separate EMA levy that doesn't count against the county levy. Laylin said that if agreeable the priorities would be put on a later agenda for approval.

Schwartz moved the following resolution seconded by Trelka.

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

		flex	
31625	EBC	spend	2,709.89
31629	B&B LOCK & KEY INC	eqp	392.00
31630	BICKLEY, MARK	svc	1,880.00
31632	CDW GOVERNMENT INC	eqp	2,030.23
31633	CFU	util	347.50
31634	CFU	util	831.00
31636	CFU	util	85.00
31638	CTS LANGUAGELINK	svc	68.29
31640	DAN DEERY MOTOR CO INC	eqp rpr	1,216.70
31641	DEPT OF CORRECTIONAL SVCS	svc	16,980.15
31642	DUNCAN, TARA	svc	650.00
31643	EMSL ANALYTICAL INC	svc	181.35
31644	EPM IA	rent	275.00
31646	FORD JILL S	svc	5.00
31647	FULLER, ANGELA	svc	2,650.00
31648	GALLS LLC	unif	128.19
31649	HOLBACH DENNIS	rent	500.00
31650	HOLZAPFEL SUZANNE	svc	54.00
31652	JOHNSTONE SUPL	supl	19.07
31653	KARENS PRINT RITE	supl	149.20
31654	KLENK, BRENDA L B	svc	8.50
31655	MARCO INC	svc	243.93
31656	MARTIN REALTORS INC	rent	500.00
31658	MENARDS WLOO	supl	142.25
31659	MENARDS WLOO	supl	9.99
31660	MENARDS WLOO	supl	46.10
31661	MICROBAC LABS INC	svc	15.50
31662	NAPHCARE INC	svc	155,446.65
31664	PEHL, KRISTIN	rent	450.00
31665	PER MAR SECURITY SVCS	svc	3,985.30
31666	PPG ARCHITECTURAL FINISHES INC	svc	90.05
31667	ROCK STAR REAL EST LLC	rent	200.00
31669	SMITH NICHOLAS	training	145.00
31670	THE SIDWELL CO	svc	2,654.30
31673	WBC MECHANICAL INC	eqp rpr	309.00
31674	WEX BANK	fuel	692.05
31675	WEX BANK	fuel	144.33
31677	HAGARTY CHAD	training	287.36
31678	HOSTETLER, BRENDA	conf	91.50
31679	RIEKEN, BRENDA	milage	66.00
31680	SCHMIDT JOSEPH R	reimb	32.67

31681	STOCKDALE MAUREEN	milage	13.20
31682	WILDER, TONYA	conf	38.00
340925	ABD PROPERTY MGMT	rent	950.00
340926	AMAZON CAPITAL SVCS INC	supl	135.62
340928	AT&T MOBILITY	util	49.96
340929	BENTON BUILDING CENTER	sul	4,168.54
340930	BLACK HAWK CO LANDFILL	svc	46.44
340931	BLACK HAWK WASTE DISPOSAL	eqp rent	82.79
340933	BUCHANAN CO	svc	37.00
340934	CAMPBELL SUPL WLOO	supl	111.90
340935	CAPITAL SANITARY SUPL CO INC	supl	118.40
340937	CEDAR VALLEY REPORTING LLC	svc	180.20
340938	CENTRAL IA JUVENILE DET CNT	shltr	15,547.93
340943	CHRIS NOLAND RENTALS LLC	rent	200.00
340944	CLARK DEVELOPMENT	rent	275.00
340945	COURIER	publ	3,085.50
340946	CRITICAL HIRE	svc	120.00
340948	DONS TRUCK SALES INC	svc	591.41
340949	FISCHELS HOLDINGS LLC	rent	225.00
340952	GREEN SOURCE MGMT-THE SHREDDER	sbc	60.00
340953	HAGARTY WAYCHOFF GRARUP FUNERAL SVC	trans	215.42
340954	HERITAGE HOMES APTS	rent	200.00
340955	IMAGE POINTE	supl	2,458.00
340956	IA DEPT OF NATURAL RESOURCES	permits	375.00
340957	IA LAW ENFORCEMENT ACADEMY	svc	150.00
340959	IA SECRETARY OF ST	cert	30.00
340960	IA ST OF	svc	1,276.13
340961	JASPER CO SHERIFF	svc	88.40
340962	L & G HARDWARE	supl	5.16
340963	LEXISNEXIS MATTHEW BENDER	svc	232.10
340964	LINN CO	svc	49.75
340965	MCCARTER JOHN L	svc	132.75
340966	MERCYONE	svc	1,704.00
340967	MID AMERICAN ENERGY	util	10.40
340968	MID AMERICAN ENERGY	util	59.81
340969	MID AMERICAN ENERGY	util	6,511.39
340970	MID AMERICAN ENERGY	util	11,983.15
340972	MID AMERICAN ENERGY	util	12.57
340979	MID AMERICAN ENERGY	util	12.46
340980	MID AMERICAN ENERGY	util	360.35
340981	MID AMERICAN ENERGY	util	424.46
340982	MIDWEST DEFENSE SOLUTIONS	svc	2,110.00
340983	MOOREHEAD, ALBERTA	rent	250.00
340984	MOTEL 6	shlrt	327.00
340986	NINE ARROWS	reimb	50.00
340987	NORTH IA REPORTING	svc	192.50
340988	ON MEDIA CEDAR RAPIDS IA	advrt	2,700.00
340993	POWESHIEK WATER ASSOC	util	686.50
340994	R&S PROPERTY MGMT INC	rent	200.00
340995	SAMS WHOLESALE CLUB	supl	78.36
340997	SCHUMACHER ELEVATOR CO	eqp rpr	1,555.00
340998	SERIOUS SANITATION INC	svc	350.00
340999	SOUTH VIEW OF WLOO	rent	200.00
341000	SPEE DEE DELIVERY SVC INC	svc	20.30
341002	STERICYCLE INC	svc	135.50
341003	STOREY KENWORTHY	supl	333.62
341004	SUMMIT FOOD SVC, LLC	food	13,799.62
341005	T&L INVESTMENTS LLC	rent	500.00
341006	TEDS HOME AND HARDWARE	supl	92.95
341007	THE SHRED MASTER LLC	svc	205.60
341010	US CREMATION SOCIETY	svc	2,000.00
341011	VERIZON WIRELESS	util	40.01
341012	WLOO CITY OF	fuel	1,348.53
341013	WLOO OIL CO	fuel	4,134.49
341014	WLOO WATER WORKS	util	700.00
341015	WAVERLY TIRE CO	eqp	872.00
341016	WEBSTER CO SHERIFF	svc	35.00

341017	WINGERT, BRIAN	rent	250.00
GENERAL SUPPLEMENTAL FUND			
340945	COURIER THE	publ	892.29
340958	IA MUNICIPALITIES WORKERS COMP ASSOC	alloc	25,466.00
341003	STOREY KENWORTHY	supl	10,878.30
SECONDARY ROADS FUND			
31627	A ROBERT HALF CO	svc	2,727.20
31628	ANTON SALES	supl	18.00
31631	BLACK HAWK RENTAL	eqp rent	449.79
31635	CFU	util	75.00
31637	CLARK, ADAM J	unif	120.00
31639	D&D TIRE INC	eqp rpr	1,985.00
31645	FIX TIRE CO	eqp rpr	1,564.58
31651	HUDSON CITY OF	util	37.04
31657	MENARDS CEDAR FALLS	eqp	219.53
31663	P&K MIDWEST	supl	118.73
31668	SLED SHED	eqp rpr	68.82
31671	THOMAS JAMES LLC	svc	19.00
31676	WEX BANK	fuel	10,876.03
340926	AMAZON CAPITAL SVCS INC	supl	179.54
340927	ARNOLD MOTOR SUPL	eqp	209.84
340928	AT&T MOBILITY	util	1,968.25
340931	BLACK HAWK WASTE DISPOSAL	svc	349.13
340939	CENTURYLINK	util	88.23
340940	CENTURYLINK	util	55.96
340941	CENTURYLINK	util	60.16
340942	CERTIFIED POWER INC	eqp rpr	2,574.13
340947	DONS TRUCK SALES INC	eqp rpr	881.79
340950	GIERKE ROBINSON CO	eqp rent	281.09
340951	GILBERTVILLE CITY OF	util	73.54
340971	MID AMERICAN ENERGY	util	398.23
340973	MID AMERICAN ENERGY	util	11.44
340974	MID AMERICAN ENERGY	util	10.00
340975	MID AMERICAN ENERGY	util	14.96
340976	MID AMERICAN ENERGY	util	45.47
340977	MID AMERICAN ENERGY	util	17.71
340978	MID AMERICAN ENERGY	util	374.49
340985	MURPHY TRACTOR & EQUIP CO	supl	2,254.94
340989	OREILLY AUTOMOTIVE STORES	supl	12.99
340992	PHELPS UNIFORM SPECIALIST	svc	67.12
341001	STAR EQUIP LTD	eqp rent	328.24
341008	TRUCK CENTER CO	supl	394.72
RESOURCE/ENHANCE/PROTECT FUND			
340996	SCHOTT'S TRUCKING LLC	eqp rent	1,000.00
JAIL COMMISSARY FUND			
341009	TURNKEY CORRECTIONS	food	6,029.68
CONSERVATION TRUST FUND			
340929	BENTON BUILDING CENTER	supl	171.00
ARP FUND			
340932	BRUENING ROCK PRODUCTS INC	svc	25,261.90
340936	CARDINAL CONSTRUCTION INC	svc	108,300.00
340990	ORIGIN DESIGN CO	svc	3,813.75
340991	ORIGIN DESIGN CO	svc	11,777.50
CAPITAL IMPROVEMENTS - CAP FUND			
340932	BRUENING ROCK PRODUCTS INC	svc	16,151.05
340991	ORIGIN DESIGN CO	svc	3,517.61
RURAL SEWER FUND			
31672	URBAN SVCS LLC	svc	3,500.00

INS TRUST FUND

31623	WELLMARK INC	ins	76,315.99
31624	NAVITUS HEALTH SOLUTIONS	ins	21,984.79
31626	PREFERRED ONE INS CO	ins	4,202.53

AYES: Hall, Little, Schwartz, Trelka, Laylin.
 NAYS: None. Resolution adopted.

RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS. County Engineer Cathy Nicholas said roads are in good condition. She invited two supervisors to visit the Secondary Roads station on Longfellow Avenue in Waterloo after today's meeting.

Conservation Director Mike Hendrickson said the contractor working on the Cedar Valley Nature Trail is accomplishing a lot thanks to good weather. The draining of Casey Lake will begin soon and will take about 30 days, as the Department of Natural Resources allows reductions of only one foot per day. The contractor there has an aggressive schedule which if met will conclude work in October 2024.

Finance Director Michelle Weidner said budget materials have been sent to departments and that she is working on the year-end financial report and the FY23 audit.

Moved by Trelka, seconded by Schwartz that the MINUTES of the Board Meeting held November 7, 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

- 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.

Transfer from Fund	Amount	Transfer to Fund	Amount
GENERAL BASIC-GENERAL ASSISTANCE	1.89	GENERAL BASIC-HUMAN SERVICES ADMIN	1.89
	1.89		1.89

- The PAYROLL ADJUSTMENTS submitted by the various departments and the County Auditor be authorized and directed to adjust his records accordingly.

NAME	TITLE	TO	EFFECTIVE	CHANGE
SHERIFF, TONY THOMPSON				
Dolan, Heather	Patrol Sergeant	\$42.25	10/29/2023	Shift Change
Dulin, Nicole	Deputy	\$28.64	10/29/2023	Promotion
Flaherty, Thomas	Deputy	\$29.70	10/29/2023	Termination
Grapp, Amanda	Detention Officer	\$24.49	11/2/2023	Shift Change
Haas, Aaron	Deputy	\$39.01	11/17/2023	Shift Change
Chad, Sergeant	Jail Sergeant	\$44.94	10/29/2023	Shift Change
Kramer, Brett	Deputy	\$29.24	11/17/2023	Shift Change
Smith, Colton	Deputy	\$28.64	10/29/2023	Promotion
Wedge, Travis	Detention Officer	\$23.89	10/30/2023	New Hire
Wedge, Travis	Detention Officer	\$23.89	11/01/223	Termination
CONSOLIDATED COMMUNICATIONS, JUDY FLORES				
McGhee, Kaitlyn	Civilian Dispatcher	\$23.89	11/7/2023	Termination

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

- The PERMIT FOR UTILITY WORK WITHIN THE RIGHT-OF-WAY for La Porte City Telephone of La Porte City, Iowa for placement of underground fiber utility on County right-of-way along Brandon Road as recommended by Catherine Nicholas, County Engineer.
- The PERMIT FOR UTILITY WORK WITHIN THE RIGHT-OF-WAY for Cedar Falls Utilities of Cedar Falls, Iowa for placement of underground fiber & electric utilities on County right-of-way under Winslow Road as recommended by Catherine Nicholas, County Engineer.

C. TO APPROVE AND DIRECT THE CHAIR TO SIGN

- The AGREEMENT between Black Hawk County, and Nicole Dulin, employee, effective November 1, 2023, for consideration of law enforcement training provided by Black Hawk County and reimbursement for same if employment terminates.
- The AGREEMENT between Black Hawk County and Colton Smith, employee, effective October 30, 2023, for consideration of law enforcement training provided by Black Hawk County and reimbursement for same if employment terminates.

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 BRIDGE EMBARGO establishing vehicle and load limits for structure #074065 crossing Mud Creek located on Kline Road between Eagle Road and Quarry Road on the West line of Section 15, T87N, R12W with a load limit of 3 tons, One Lane, be approved and that signs be erected advising of the permissible maximum weight as recommended by Catherine Nicholas, County Engineer. (The Black Hawk County Board of Supervisors is empowered under authority of §321.236 Subsection (8), §321.255 and §321.471 to §321.473 of the Code of Iowa to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction.)

Nicholas showed pictures of decaying timbers. She said there are no homes on the road and the Board may wish to consider removing the bridge and vacating the road or downgrading the road. Laylin asked how much traffic the road has and if there are alternate routes. Nicholas said 10-15 vehicles a day by last Department of Transportation count, but it is probably more during harvest season, and yes there are alternate routes.

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

NAYS: None. Resolution adopted.

Schwartz moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED to approve participation in the Northeast Industrial Access NEPA Study administered by INRCOG along with the communities of Waterloo, Evansdale, Elk Run and Raymond, designating the Chair as the official representative of the County, authorizing the Chair to sign said resolution, and providing financial assistance in the amount of \$60,000.00 as the County's local matching contribution. Funds for this study will be used for the environmental permitting and preliminary engineering for the preferred alternative.

Nick Fratzke, Director of Transportation at the Iowa Northland Regional Council of Governments (INRCOG) shared the breakdown of matching funds by jurisdiction. Laylin asked if the other communities had been contacted. Fratzke said they had and are on board. Nicholas said the \$60,000 for the county is budgeted.

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

NAYS: None. Resolution adopted.

Little moved the following resolution seconded by Trelka.

BE IT HEREBY RESOLVED Black Hawk County accepts the Siggelkow Shower Facility project as substantially complete and authorizes the release of retainer in the amount of \$5,700.00 to Cardinal Construction, when appropriate, utilizing the American Rescue Plan funding. The same has been approved by the Conservation Board and recommended for approval by the Board of Supervisors.

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

NAYS: None. Resolution adopted.

Schwartz moved the following resolution seconded by Hall.

BE IT HEREBY RESOLVED Black Hawk County accepts and approves Change Order #1 – Final, for the Hickory Hills Wastewater Treatment Facility Improvements contract with Hudson Hardware Plumbing & Heating, Inc. in the amount of \$2,211.00 as determined through quantity verifications by the project engineer and utilizing American Rescue Plan funds. Change Order #1 – Final, will increase the contract dated March 14, 2023, from \$705,086.10 to \$707,297.10 and adjust the project completion date to May 1, 2024. In addition, Black Hawk County recommends that Pay App #7 be submitted for payment which includes partial payment of the retainage. The same has been approved by the Conservation Board and recommended for approval by the Board of Supervisors.

Hendrickson said the change is to purchase more topsoil.

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

NAYS: None. Resolution adopted.

Moved by Hall, seconded by Schwartz that the TRAINING REQUEST submitted by Michelle Weidner, Finance Director, be approved and direct the Chair to sign for same: \$180.00 to attend the virtual 2023 Government Finance Officers Association Generally Accepted Accounting Principles Update December 14, 2023. Motion carried.

DISCUSSION/BOARD ACTION – Zoning & Building Permit consideration as submitted by Rob Sautter. Laylin asked Seth Hyberger of Planning and Zoning what compromise was reached to satisfy Mr. Sautter. Hyberger said he wasn't involved but he would find out.

CANVASS

At 9:33 o'clock (nine thirty-three) a.m., the Board of Supervisors of Black Hawk County, Iowa, sitting as a Board of Canvassers proceeded to CANVASS the returns of the combined City and School Board Election held November 7, 2023.

In accordance with §50.22 of the *Code of Iowa*, the Commissioner announced there were four provisional ballots rejected and not counted.

Schwartz moved the following resolution seconded by Hall.

WHEREAS the combined City and School Board Election was held as prescribed by law on November 7, 2023, now, BE IT HEREBY RESOLVED that we, the undersigned members of the Board of Supervisors and ex-officio Board of Canvassers of Black Hawk County, Iowa do hereby certify the outcome, in accordance with Iowa Code §§50.24 and 277.20, of the votes cast in the COMBINED CITY AND SCHOOL BOARD ELECTION held November 7, 2023.

14,210 (fourteen thousand two hundred ten) people voted at the polls on Election Day.

1499 (one thousand four hundred ninety-nine) absentee ballots were accepted for counting.

1 (one) provisional ballot was accepted for counting.

3 (three) ballots were blank.

15,710 (fifteen thousand seven hundred ten) people total voted.

Candidates elected and public measures considered by the voters of the city of Cedar Falls are as follows:

Mayor: Danny Laudick

Council-at-Large: Hannah Crisman

Ward 2 Council: Christopher Latta

Ward 4 Council: Aaron Hawbaker

Public Measure A, Local Option Sales and Services Tax, Contiguous Cities: Passed

Candidates elected and public measures considered by the voters of the city of Dunkerton are as follows:

Mayor: Michael J. Schares

City Council: Ron Reichen, Elizabeth Downs

Public Measure B, Local Option Sales and Services Tax: Passed

Candidates elected and public measures considered by the voters of the city of Elk Run Heights are as follows:

Mayor: Lisa Smock
City Council: Dave Galbraith, Travis Rodden, Heather Sallis, Dale W. Wilson, Dennis D. Bass
Public Measure A, Local Option Sales and Services Tax, Contiguous Cities: Passed
Public Measure BL, changing councilmember terms from two-year to four-year staggered terms: Passed

Candidates elected and public measures considered by the voters of the city of Evansdale are as follows:

Mayor: DeAnne Kobliska
Council-at-Large: Justin L. Smock
City Council Ward 1: Sandy Clements
City Council Ward 2, to fill vacancy: Dotti Wear
City Council Ward 3: Adam Morris
City Council Ward 4: Richard Dewater
Parks and Rec Board: Tom Nichols, Dennis Sweerin, Rick Nolan.
Public Measure A, Local Option Sales and Services Tax, Contiguous Cities: Passed
Public Measure BK, reducing Library Board terms from six-year to three-year terms: Passed

Candidates elected and public measures considered by the voters of the city of Gilbertville are as follows:

Mayor: Mark Thome
City Council: Scott D. Becker, Mike Even, Sheila Brustkern
Public Measure C, Local Option Sales and Services Tax: Passed

Candidates elected and public measures considered by the voters of the city of Hudson are as follows:

Mayor: Gail Bunz
City Council: Jeff Lawson, Darryl Koch, Matt Reisetter
Public Measure A, Local Option Sales and Services Tax, Contiguous Cities: Passed

Candidates elected and public measures considered by the voters of the city of La Porte City are as follows:

City Council: Brett Hakeman, Jan Pint, Kristi J. Harrill
Public Measure D, Local Option Sales and Services Tax: Passed

Candidates elected and public measures considered by the voters of the city of Raymond are as follows:

City Council: Rebecca Pint, Larry Thies
Public Measure A, Local Option Sales and Services Tax, Contiguous Cities: Passed
A runoff election for one Raymond Councilmember seat will be held on December 5, 2023.

Candidates elected and public measures considered by the voters of the city of Waterloo are as follows:

Mayor: Quentin M. Hart
Ward 2 Council: Dave Boesen
Ward 4 Council: Belinda Creighton-Smith
Public Measure A, Local Option Sales and Services Tax, Contiguous Cities: Passed
A runoff election for Waterloo Councilmember-at-large will be held on December 5, 2023 between Steve Simon and Jonathan Grieder.

Public measure considered by the voters of the unincorporated area of Black Hawk County is as follows:

Public Measure E, Local Option Sales and Services Tax: Passed

Candidates elected by the voters of the Cedar Falls school district are as follows:

Board of Directors: Jeff Orvis, Megan Witt, Bett Peterson, Nate Gruber
Board of Directors, to fill vacancy: Jenny Leeper

Candidates elected by the voters of the Hudson school district are as follows:

Board of Directors: David Ball, Amy Thole

Candidates elected by the voters of the Waterloo school district are as follows:

Board of Directors, at large: Stacie J. Mills, Lyle W. Schmitt
Board of Directors, District 2: Jonathan Cox
Board of Directors, District 3: Jesse Knight

AYES: Hall, Schwartz, Trelka, Laylin.
NAYS: None. Resolution adopted.
ABSENT: Little.

ANY REPORTS OR INFORMATION FROM THE BOARD. Trelka said that he had discussed a joint evidence facility with Captain Herbst and Lieutenant Teisinger of the Sheriff's Office, and they will meet with the Waterloo and Cedar Falls police departments for further discussions. He will meet with other county officials on Wednesday to talk about Dispatch.

On motion and vote the meeting adjourned.

Linda Laylin, Chair, Board of Supervisors

Grant Veeder, County Auditor.