

Floyd County Board of Supervisors Meeting
November 25, 2024, 9:00 a.m.

The Floyd County Board of Supervisors met in the Board Room of the Floyd County Courthouse with the following in attendance: Supv Mark Kuhn, Supv Dennis Keifer, and Supv Boyd Campbell.

Keifer/Campbell moved to approve the agenda. Motion carried 3-0.

Public comment: Jim Davis thanked the board for serving and read a quote and the Serenity Prayer.

Keifer/Campbell moved to approve the November 18, 2024 regular meeting minutes. Motion carried 3-0.

Keifer/Campbell moved to approve the claims presented: County #1154-1206 and Eng/Secondary Roads #11031-11046. Motion carried 3-0.

Amazon	Supplies	184.71	1
Bodensteiner	Parts	506.92	1
Brown's Equip	Parts	16706.33	1
Casa Apt	Rent	400.00	2
Centrl IA Dist	Supplies	178.00	1
Centrl IA JV	Shelter	5304.00	2
CenturyLink	Phone	90.42	1
CG Co	Serv Fee	37.87	1
CC Press	Notice	72.00	1
Charles City	Services	101.15	2
Colwell	TJ-Road	370.84	1
Floyd	TJ-Road	466.48	1
Marble Rock	TJ-Road	998.70	1
Rudd	TJ-Road	1283.35	1
CJ Cooper	Tests	150.00	1
Exceptional	CCR&R	1283.95	1
FarmChem	Supplies	233.71	1
FC Aud	Misc	455.81	5
Foundation 2	Shelter	1446.15	1
Gordon Flesch	Lease	106.00	1
Heartland Asphlt	Asphalt	80896.00	1
D Hughes	Services	540.00	1
IDALS	Training	75.00	1
IA Prison	Supplies	95.00	1
JDF	Supplies	258.39	1
L Kristiansen	Reimb	471.04	1
M Kuhn	Reimb	109.44	1
Falk Const	Rock	1210.00	1
Lawson Prod.	Supplies	185.80	1
LEAF	Services	134.31	1
Learning Conn	Fees	583.21	2
Liberty	Recycle	10438.50	1
M Prints	Service	21.50	1
Marco	Maint	651.07	3
Mid Am	Util	737.23	2
Molsteds	Reprs	88.17	1
Nagle Signs	Service	3379.22	1
NEICAC	Fees	5876.34	1
Office Exp	Supplies	88.66	1
Omnitel	Phone	1000.00	1
VA CCN	Refund	123.73	2
P Novak Elect	Serv	28.32	1
Pitney Bowes	Pstg	5000.00	1
T Schriever	Reimb	180.12	1
Sec State	Notary	30.00	1
Sunsource	Parts	3244.82	1
T-Mobile	Service	83.96	1
US Cellular	Phones	409.66	1
UMB Bank	Bonds	372200.01	4
VALSOFT	Scanning	265.00	1
Visa	Misc	372.83	1

Updates on various boards/commissions/activities since the last meeting: Keifer attended Board of Health, Veteran Affairs, and Chamber of Commerce meetings. Kuhn attended a North Iowa Area Council of Governments meeting and attended the retirement party for Laurie Kristiansen, FMC Early Childhood Iowa Director.

Tyler Conley, Bolton & Menk Project Manager for Drainage District #3 Main Open Ditch repair project, reviewed his Completion Report on the project and provided information including requirements for holding a hearing on the report, retainage remaining to pay no sooner than 30 days after the hearing, and an opportunity for property owners to submit receipts or quotes for damages such as loss of crop and CRP buffer seeding areas. Conley followed up on issues on Jordan Wulff's property including a tile extension overlooked that needs to be replaced, a likely area where riprap is warranted where the ditch curves from north/south to east/west if the area is accessible, a CRP area that was a riparian buffer including trees, and direction to stay away from a private well where there appears to be a lack of work. Brian Wulff commented on an area where work appears to be left unfinished that should be accessible on the west side of the ditch and the area has grown tall with ragweed and other areas on 180th St west of Nauman's were not well manicured; Conley will have the contractor revisit those locations. Wulff also commented on a concrete culvert near Erwin Johnson's property needs to be addressed; Conley mentioned that culvert headway appears to be missing the bottom slab but was not part of the contract and drainage districts don't typically deal with culverts or drainage infrastructure in the road or railroad right-of-way.

Ron Nauman commented on a flagged tile line that was not addressed and had concerns of drainage between 180th Street and the railroad tracks. Conley will review if there is a need for an additional surface drain. Nauman contacted Ron Hillegas regarding hiring for seeding on the property owner's side of banks; Conley confirmed costs should be provided for eligibility of compensation by the completion hearing.

Conley will provide information on a spraying company who offers open ditch spraying programs for weed and tree control. The district ultimately has a responsibility to keep facilities in good repair and being neighborly and good stewards of the ground would keep trees at bay. It comes at a cost to the district to do maintenance, however, periodic and ongoing maintenance can prevent larger projects. A facility will age and deteriorate but time will stretch costly projects with proactive maintenance. Auditor Carr responded that the county has no staff to check facilities, has talked about hiring someone with this task and other duties during past budget sessions, but it generally is left to property owners to report issues. Kuhn questioned if the county should establish a spraying program for this specific project; Conley mentioned spraying companies recommend waiting three seasons after a project is completed so growth is established with leaf coverage in order to be effective.

Other discussion included requirements to send notices to landowners and newspaper publications at least 10 days prior to the completion hearing. Keifer/Campbell moved to set the Drainage District #3 Main Open Ditch Completion Report Hearing for December 16, 10 a.m. in the Board Room. Motion carried 3-0.

The Board reviewed a draft letter to the Canadian Pacific Railroad regarding DD #3 Main Open Ditch railroad right-of-way maintenance. Conley reported success with approaching the railroad to take responsibility for maintenance as they know how far supports and tiling go into their structure. Campbell/Keifer moved to send a demand letters to the Canadian Pacific Railroad manager of public works and the local branch. Motion carried 3-0.

The Board discussed Thomas Reavely's invoice for \$3,544.92 to review the ruling in the District Court case for Worthwhile Wind LLC vs Worth County Board of Services and how the ruling may impact Floyd County if the Board approves the proposed wind ordinance amendment. Keifer spoke with County Attorney Todd Prichard who informed him the county should pay the entire bill. Carr questioned why the county would pay \$360 of the bill for services prior to the county hiring Reavely. The issue is tabled until Prichard is available to discuss.

The Board discussed providing radios and pagers to AMR Ambulance. Carr reported two meetings held with AMR representatives resulting in AMR not needing four mobile radios, equipping three of the four ambulances with portable radios and wireless microphones, clarification on radios having no monthly fee that AMR suspected, UHF systems between hospitals and ambulance services no longer required in Iowa but will be maintained per AMR, and a proposal of the county paying for the reduced number of radios and 911 Fund paying \$10,527.38 for 15 pagers with AMR reimbursing \$10,000 to 911 Fund in two \$5,000 payments, which was agreeable with the 911 Commission Chair. Deputy Travis Bartz provided an update on the wireless mics requested not being compatible with the APX900 radios and three options for AMR to consider with the most likely opting of adding two additional radios to be hardwired in four ambulances, if this would be agreeable with AMR. Jason Webster, Emergency Management Coordinator, mentioned he is waiting to hear back from AMR. Keifer/Kuhn

moved to approve providing eight radios for AMR Ambulance not to exceed \$23,000 to be paid with project bond proceeds and ordering 15 pagers for \$10,527.38 with AMR reimbursing \$10,000. Motion carried 3-0.

Keifer/Kuhn moved to approve a 3% pay increase for Jessy Willadsen, Environmental Health Specialist/Zoning Administrator/911 Signs Coordinator, retroactive to six months from hire date. Motion carried 3-0.

The Board discussed an amendment to the FMC Early Childhood Iowa (FMC) fiscal agent agreement with Floyd County, current employer of record for retiring FMC Coordinator Laurie Kristiansen. Carr provided an update on the 3-county FMC region and the 4-county Together for Families (T4F) region sharing Shawna Lebeck, current T4F coordinator, between the two regions effective January 2025. Butler County, the employer of record for Lebeck, eliminates the need for Floyd County to be employer of record per the current contract. Floyd County continues to serve as fiscal agent for FMC grant expenses. Campbell/Keifer moved to approve the Fiscal Agent Agreement for FY25 Amendment for FMC Early Childhood Iowa Area and Floyd County. Motion carried 3-0.

The Board discussed having a note-taker for the Wind Energy Workgroup. Carr provided Louis Lavorato, mediator for the workgroup, information on the wind energy ordinance process and Lavorato requested Carr be a note-taker for the meetings to which Carr expressed a negative perception of being a pro-wind person at the meeting but respects the process and would participate only as a note-taker if agreeable with the Board. Keifer and Boyd suggested there could be an appearance of a conflict and suggested someone else be the note-taker. Carr mentioned Willadsen or John Robbins, NIACOG representative, as other options.

Keifer/Campbell moved to appoint Caitlyn Angell to fill the remainder of Maureen Ruane's term ending June 30, 2027 on the Veteran Affairs Commission. Motion carried 3-0.

Campbell/Keifer moved to approve the FY24 Annual Urban Renewal Report. Motion carried 3-0.

Keifer/Campbell moved to approve Res #28-24* Debt & TIF Certification: The Board entered into loan agreements for General Obligation Law Enforcement Center and Courthouse Improvement Bonds with principal, interest, and certain fees totaling \$1,048,625 and entered into loan agreements for General Obligation Emergency Communications 911 Tower with FY24 interest and fees paid from Fund 34000 Emergency Communications System bond proceeds and does not intend to certify debt for property tax collections totaling \$201,986.88; the Board created an Urban Renewal Area, known as Floyd County UR-T1 Economic Development District, utilizing tax increment financing and has incurred \$655,250 in debt with \$75,250 of interest and fees as new TIF debt. Be it resolved, the Board hereby certifies county debt-related expenses and the Tax Increment Financing Indebtedness Certification To County Auditor. Roll call vote: Ayes-Keifer, Campbell, Kuhn; motion carried 3-0.

Campbell/Keifer moved to approve Res #29-24* Appointment of Clerk in County Auditor's Office: Pursuant to Iowa Code Chapter 331.903, the number of clerks shall be determined by the Board and the number and approval of each appointment shall be adopted by resolution of the Board; Res #21-24 allowed County Auditor and County Attorney to share a full-time position and an appointment was approved; the employee hired for said position has resigned and Carr is in a unique situation with her term as Auditor expiring January 1, 2025 and Auditor-Elect Morrigan Miller being available and interested in gaining employment with the County on a short-term basis until her term as Auditor commences on January 2, 2025; Carr has requested the Board approve the appointment of Miller to serve in the capacity of Clerk in the Auditor's Office. Be it resolved by the Board to approve the request to appoint Morrigan Miller as a Clerk in the Auditor's office through January 1, 2025 and to grant the County Attorney and County Auditor-Elect the option to either share an equivalent full-time position or for each department to hire a part-time employee as the two elected officials deem appropriate for their respective offices, per approval by the Board and within each department's approved budget. Roll call vote: Ayes-Campbell, Keifer, and Kuhn-motion carried 3-0. The Board noted the wage for Miller will be \$20.50/hour.

The Board revisited the invoice from Thomas Reavely. Prichard stated it creates a problem for Reavely where he represented Keifer in a client-attorney relationship which predates the county contact and suggested Reavely waive charges prior to October 24 when the Board entered into a contract for his services. Kuhn commented Reavely's charges of \$300 per hour plus \$184.92 for mileage seem like double-dipping. Prichard read an item for travel expenses in Reavely's contract. Davis questioned the substantial requirements with respect to Reavely not providing his opinion by 9 a.m. on October 28; Prichard responded the opinion was a day late but does not mean value was not provided and he should be compensated for his time. Prichard will visit with Reavely about the invoice charges prior to October 24 and mileage costs for October 28 and for his second contract regarding time and mileage while serving on the wind energy workgroup.

Future agenda items: 2025 holiday schedule and EMS levy review. Kuhn mentioned there will be no board meeting on December 2.

Campbell/Keifer moved to adjourn. Motion carried 3-0.

**This is a summary of the resolution; full text of resolutions may be inspected during normal business hours in the Floyd County Auditor's office and at www.floydcoia.org.*

ATTEST:

Gloria A. Carr
Floyd County Auditor

Mark A. Kuhn, Chair
Floyd County Board of Supervisors