

Floyd County Board of Supervisors Meeting  
December 16, 2024, 9:00 a.m.

The Floyd County Board of Supervisors met in the EOC/Training 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: Merlyn Schweizer questioned why the

Keifer/Campbell moved to approve November 25, 2024 regular meeting minutes. Motion carried 3-0.

Campbell/Keifer moved to approve the claims presented: County #1289-1377 and Eng/Secondary Roads #11073-11090. Motion carried 3-0.

Ahlers	Legal	932.80	1
Alliant	Elect	254.48	1
TEK/AMR	Serv	17810.42	1
A Bellinger	Supplies	98.04	1
Black Hills	Util	104.83	1
Bruening	Rock	5134.76	1
REC	Elect	48.00	1
Butler REC	Equip	47.50	1
J Butterfield	Reimb	127.68	1
S Butterfield	Reimb	135.66	1
YesWay	Fuel	133.37	1
Casa Apt	Rent	225.00	1
CenturyLink	Phone	1167.96	5
CG Co	Serv Fee	30.50	1
Charm-Tex	Supply	404.80	1
Circle K	Supplies	174.11	1
Charles City	Services	801.42	3
Charles City	Util	88.91	1
Com-Tech	Radio/Pagers	10527.38	1
Cont. Fire	Serv	600.00	1
Cott System	Serv	265.00	1
B Hinz	Reimb	94.05	1
H Ducker	Reimb	20.52	1
EBS	FCEHPT	153339.31	1
F&H Publ	Supplies	285.00	1
FarmChem	Supplies	560.74	1
FC Gen	Pstg	1000.00	1
FCSO	Services	1374.21	1
FC Treas	Serv Fees	153.11	1
D Folz	Reimb	24.00	1
S Funte	Reimb	39.90	1
Gordon Flesch	Lease	107.89	1
Goodnature	Unifforms	194.97	1
Gordon Flesch	Maint	140.77	2
K Graham	Mowing	400.00	1
Healthcare	Software	192.82	1
Heartland Coop	Util	45.00	1
M Huegel	Legal	3000.00	1
IACCBE	Edu	520.00	1
IA DOT	Fuel	361.32	1
IA DOT	Fuel/parts	17717.03	1
IA Div Labor	Service	200.00	1
Reimb	Services	260.00	1
Kanrad Tech	Software	1500.00	1
LEAF	Services	167.06	1
Learning Conn	Fees	782.48	1
Lessin	Parts	412.13	1
J Lovik	Reimb	104.88	1
LSI	Support	9146.70	1
J McKeen	Reimb	77.00	1
MDS Records	Serv	89.33	1

MidWest Roofing	Services	555.34	1
Mid Am	Util	7023.47	6
Midwest	Parts	627.74	1
Mills	Maint	1500.00	1
Motorola	Comm	13923.80	1
Next Gen	Update	2167.00	1
Viafield	Fuel	979.65	1
NS-Rkfd Reg	Notice	1100.25	1
NICAO	Screening	2107.43	1
Omnitel	Phone	1000.00	1
Pollard	Exterm	105.00	1
Schueth Ace	Hwd	258.42	2
Special Med	Therapy	2300.00	1
Hygienic Lab	Tests	765.00	1
D Swartzrock	Reimb	46.17	1
T-Mobile	Fuel	257.60	1
T-Mobile	Service	188.26	1
Truck Co	Equip	1440.45	1
UMB Bank	Bonds	550.00	2
USPS	Pstg	183.20	1
Verizon	Serv Fee	329.96	1
Vestis	Supplies	313.12	1
Visa	Misc	5497.59	11
Visual Edge	Equip	26.95	1
Wex Bank	Fuel	5706.94	1
Wicks Const	Service	26300.00	1
Windstream	Phone	363.09	1
L Wulff	Reimb	111.15	1
218 Express	Fuel	296.83	1

Updates on various boards/commissions/activities since the last meeting: Campbell participated in the Wind Energy Workgroup mediation process and completed new employee orientation. Keifer attended the Courthouse Christmas party. Kuhn has been working with Cerro Gordo County Board of Supervisors regarding a potential arrangement to share a county engineer.

Keifer/Campbell moved to approve the Central Iowa Juvenile Detention Center agreement as amended on March 4, 2023. Motion carried 3-0.

Campbell/Keifer moved to extend the third reading of the amendment to Floyd County Zoning Ordinance 2011-11 with respect to Wind Energy Conversion Systems and Battery Storage Systems from 45 days to March 3, 2025 to allow more time for the Wind Energy Workgroup mediation process. Motion carried 3-0.

Keifer/Campbell moved to approve Res #31-24 Extending a Moratorium on Accepting, Approving Applications, or Issuing Permits for Utility-Scale Wind Energy Systems and Battery Storage Installations Under the Provisions of Ordinance #2011-2, Zoning Ordinance of Floyd County, Iowa, as Amended: On November 6, 2023, the Board approved Res #42-23 Amending the County Zoning Ordinance Pertaining to Renewable Energy Projects and entered into an agreement with NIACOG to assist the Zoning Commission and the Board in amending Zoning Ordinance for utility-scale wind energy conversion systems and battery storage systems; on November 20, 2023, the Board approved Res #44-23 Instituting a Moratorium on Accepting, Approving Applications or Issuing Permits for Utility-Scale Wind Energy Systems, and Battery Storage Installations to be in effect until May 20, 2024, extended the moratorium to July 1, 2024 per Res #09-224, extended to October 1, 2024 per Res #20-24, and extended to December 23, 2024 per Res #26-24; on November 7, 2024, the Board requested Louis Lavorato, per an Agreement to Mediate, to serve as a neutral party overseeing a Wind Ordinance Working Group with the intent to make a recommendation to the Board on Floyd County's Zoning Ordinance Amendments and the Work Group finds it necessary to have more time to consider recommendations for amendments and have requested the Board to extend the Moratorium. Be it resolved by the Board to extend the Moratorium on Accepting, Approving Applications or Issuing Permits for Utility-Scale Wind Energy Systems, and Battery Storage Installations until March 17, 2025. Roll call: Ayes-Keifer, Campbell, Kuhn; motion carried 3-0.

Kuhn/Campbell moved to assess \$2,500 to Drainage District #16 for repairs and allow assessments over \$500 to have the option to waive payments up to 10 years at 5% interest. Motion carried 3-0.

The Board noted a pay increase for Justin Schuttler, Dispatcher, from \$25.91/hr to \$27.02/hr following completion of required training as of November 30, 2024.

Keifer/Campbell moved to approve the Schumacher Elevator Company-Floyd County Courthouse Jack Pull proposal for \$53,367 to fix the hole in the elevator piston and remove contaminated soil. Motion carried 3-0.

Campbell/Keifer moved to approve eleven employee holidays for 2025: January 1-New Year's Day, January 20-Martin Luther King, Jr Day, February 17-President's Day, May 26-Memorial Day, July 4-Independence Day, September 1-Labor Day, November 11-Veteran's Day, November 27-Thanksgiving Day, November 28-Day after Thanksgiving, December 25-Christmas Day and December 26-Friday after Christmas. Motion carried 3-0.

Campbell/Keifer moved to defer action regarding Nationwide non-discretionary investment fiduciary services until the December 23, 2024 meeting. Motion carried 3-0. Keifer and Auditor Carr will visit with the Nationwide representative regarding options.

The Board noted fees collected by the Auditor, Recorder and Sheriff for the quarter ending September 30.

Campbell/Keifer moved to open the hearing at 10:05 a.m. regarding Drainage District #3 Main Open Ditch Repair project completion. Motion carried 3-0. Tyler Conley, Bolton & Menk project engineer, reviewed the Certification of Contract Completion, including change orders, final retainage payment, and damages. Larson Contracting will be back onsite to install riprap at the western edge of the curve on 180<sup>th</sup> St based on contracted unit prices and private tile extensions where trees were required to stay for CRP compliance.

Merlyn Schweizer and Curtis Marth presented concerns including: 1) a 36" tile on Lancer Ave needs riprap by outlet so it doesn't wash out under concrete; Conley will visit with Larson Contracting. 2) 175<sup>th</sup> St culverts need to be lowered so water will run north to south; Conley mentioned this was taken out of the plans due to Secondary Roads agreeing to handle the work under their construction operations; Jacob Page, County Engineer, mentioned he was waiting until the project was completed. 3) Railroad track south on Wulff's, west side, is not cleaned and believes there is room to do so; Conley responded it was a request from the landowner to not disturb the buffers and trees because of the CRP area which also makes it difficult for spraying and the contract's opinion was there is not enough room to track/swing the excavator to remove the dirt and level the spoil to an acceptable depth. After hearing there is access that would not disturb trees on Wulff's property, Conley will visit with the contractor to address the issue. 4) There are still projectiles on 180<sup>th</sup> St; Conley responded riprap was put along the roadside ditch to protect the serpentines without widening the channel and explained it is difficult when a ditch gets severely serpentine to get it back to its original condition with repair work and not needing permitting that would change a channel more than 10%. 5) Ocean Ave berms not on the ditch, have been leveled off and are all smooth; Conley responded there are not any berms and with the lay of the land, everything is flowing to the ditch. With the number of spoils removed and the intent to level the spoils to less than six inches, the intent was never to reconstruct berms that should or shouldn't have been there. Conley mentioned this area may need to be monitored. 6) Buffer strips should be paid for by landowners, not by the district because where it needs to be seeded, there were trees there before; Conley responded consideration of damages is deferred to the trustee and submitted in the completion report the areas that were damaged whether it was inside the right-of-way or not, and only considered damages for the grass, not trees.

Ron Nauman questioned if there needed to be a culvert on 180<sup>th</sup> St where there is a higher bank-like area and mentioned an area where three flagged tiles had extensions replaced but believes there are one or two that were missed. Conley will have Larson Contracting look at this.

Tom Ramker expressed concern about the culvert under T38 where the ditch stops at the fence line, has too much fall rather than tapering the slope to the culvert and if the ditch gets half full of water it will come around both sides of the ditch. Conley agrees it is lower in that area, but it is because of the road ditches, and it will back up into the road ditches before coming back into the field. If there is a rainstorm that puts water over the road, you are going to have water in the fields for a while, but nothing is disaster proof.

Conley mentioned there is a Secondary Road culvert at March Ave and 180<sup>th</sup> St that has a headwall and wingwall in bad shape and recommends it be replaced.

Erwin Johnson questioned if Larson Contracting would be coming back to: 1) do the private drain west of Noble on the south side of the Main; 2) a field drain that is not installed; 3) the armored field drain on the north side could use more riprap and questioned if the riprap should have been at the same grade as the ditch verses putting fabric over the bank where it makes a small little dam. Conley will work with the contractor on this.

Discussion included placement of animal guards on tiles. Conley mentioned tiles that had animal guards were replaced with guards. Cambell stated the guards should be placed on all of them. Conley responded if the trustees would like to have animal guards on all of tiles, the contractor could do so. A comment was made that a 36-inch tile on Lancer should have a guard with a hinge for water flow. Page and Conley agreed that it would be best for Larson Contracting to install the guards rather than Secondary Roads.

Proposed construction damages for beans and CRP/buffer area reimbursements were reviewed.

Discussion included spraying for weeds on the inside of the ditch should be paid through the district. Conley said the weeds will require maintenance immediately, but this is outside the scope of today's meeting. The shelf of the berm would be the landowner's responsibility but the top of the berm down the slope side of the ditch would be the district's responsibility. Tree saplings are recommended to wait a couple of years before spraying.

Conley has already spoken to the contractor regarding certain issues and will follow up with issues from today's discussion. Future district issues should be reported to the County Engineer's office. Conley mentioned that repairs under \$50,000 do not have to have a hearing and starting next year, projects under \$206,000 do not need an engineer's report but do require a hearing of the district.

Campbell/Keifer moved to close the completion hearing at 11:54 a.m. Motion carried 3-0.

Campbell/Keifer moved to accept the work for the completion of Drainage District #3 Main Open Ditch project, pay all landowners for proposed construction damage claims per the completion schedule, and to approve payment of Pay Ap #13 after 30 days from today's acceptance of the project for the remaining retainage of \$36,857.12. Motion carried 3-0.

Campbell/Keifer moved to direct Conley to work with Larson Contracting to install animal guards in the Drainage District #3 Main Open Ditch area, complete replacement of tile extensions, place additional riprap on curve and washout areas, and remove sedimentation near the railroad outside of the right-of-way to be. Motion carried 3-0.

Auditor Carr and Conley will work on pulling together costs for assessment purposes, including a buffer amount for future spraying to bring to the Board to order the assessment at the next board meeting.

Future agenda items: Communications tower project update, EMS Tax Levy after the end of the year, AMR ambulance fees for inmate transports, organizational meeting planning, and December 20 joint meeting with Cerro Gordo County Board of Supervisors to discuss the potential of sharing a county engineer.

Keifer/Campbell 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](http://www.floydcoia.org).*

ATTEST:

Gloria A. Carr  
Floyd County Auditor

Mark A. Kuhn, Chair  
Floyd County Board of Supervisors