



AGENDA FOR THE REGULAR SESSION OF THE BLACK HAWK COUNTY BOARD OF SUPERVISORS, WATERLOO, IOWA; TO BE HELD AT 9:00 A.M. IN THE FRANK MAGSAMEN BOARD ROOM #201 OF THE BLACK HAWK COUNTY COURTHOUSE

**April 18, 2023**

**Black Hawk County - Governing for the Future**

### **2028 Vision**

Black Hawk County government is transforming itself with new capabilities for effective service to our citizens and greater-good decision making throughout the organization. We stay current with advances in technology and government to assure the best possible service to the public. We work in a culture of collaboration, learning from others' successes, and together, we anticipate and adapt to rapidly changing circumstances and demographics, both globally and locally. With others throughout our county and region, we form a safe, thriving community.

**Motivating Values - Black Hawk County is committed to being:**

Effective Responsible Collaborative Efficient Innovative Adaptable

**Vision Elements in a Rapidly Changing Future- Black Hawk County Government will strive to:**

Build Desirable Communities  
Promote Economic Vitality  
Achieve Environmental Sustainability  
Apply Technology to Serve  
Work Together

Revised by the Black Hawk County Board of Supervisors on November 26, 2013

### **GENERAL RULES FOR PUBLIC PARTICIPATION**

1. You may address any item on the agenda by stepping up to the podium. After recognition by the Chair, state your name, address, and group affiliation (if appropriate) and speak clearly into the microphone.
2. You may speak one (1) time per agenda item for a maximum of three (3) minutes.
3. The "Public Comments" section of the agenda is your opportunity to address items not on the agenda. A speaker may speak on one (1) issue per meeting for a maximum of three (3) minutes. Official action cannot be taken by the Board at that time but may be placed on a future agenda or referred to the appropriate department.
4. Keep comments germane and refrain from personal, impertinent, or slanderous remarks.
5. Questions concerning these rules, or any agenda item may be directed to the Board Office at 319-833-3003.
6. Please turn cell phones off during the board meeting.



EQUAL HOUSING  
OPPORTUNITY

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Black Hawk County is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us02web.zoom.us/j/86027224816?pwd=V0FMekprQUpxdUtPaVBZVDRxZEJnZz09>

Meeting ID: 860 2722 4816

Passcode: 704072

+1 312 626 6799 US (Chicago)

+1 646 558 8656 US (New York)

Find your local number: <https://us02web.zoom.us/u/kec3FltOfT>

**ROLL CALL**

**MOMENT OF SILENCE – To Reflect on Actions**

**PLEDGE OF ALLEGIANCE**

**1. AGENDA RECEIVED AS PROPOSED OR AS AMENDED**

**2. PUBLIC COMMENTS**

**3. CLAIMS AND PAYMENTS**

- A. Resolution – 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.

**4. PRESENTATION – One City, Dean Feltes, Executive Director**

**5. RECEIVE PROJECT UPDATES FROM DEPARTMENT HEADS/ELECTED OFFICIALS**

**6. MINUTES APPROVED – April 11, 2023**

**7. HEARINGS – Times are approximate.**

- i. 9:05 a.m. Ordinance No. 77-278 Rezone Request by Lisa Johnson
- ii. 9:07 a.m. Conditions Amendment request by Ahavah Acres

**8. CONSENT AGENDA**

The following items will be acted upon by a single **RESOLUTION**, without separate discussion, unless someone from the board or the public requests that a specific item be considered separately.

- A. TO APPROVE, RECEIVE, PLACE ON FILE WITH THE COUNTY AUDITOR

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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.
  2. The PAYROLL ADJUSTMENTS submitted by the various departments and the County Auditor be authorized and directed to adjust his records accordingly.
- B. TO RECEIVE AND PLACE ON FILE WITH THE COUNTY AUDITOR
1. Approve the PERMIT FOR UTILITY WORK WITHIN THE RIGHT-OF-WAY for Iowa Regional Utility Association of Newton, Iowa for placement of underground water utility on County right-of-way under Big Woods Road as recommended by Catherine Nicholas, County Engineer.
  2. The electronic notice from the DNR for the electronic receipt and approval of the MANURE MANAGEMENT PLAN (MMP) update submitted by Lee and Debra Rottinghaus d/b/a Lee Rottinghaus ID#64423 located at 8120 Young Road, Jesup, IA 50648 in Black Hawk County pursuant to 567 Iowa Administrative Code §455B.
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**9. OTHER BUSINESS**

- A. Motion – to approve release of the Request for Proposal to create a new Black Hawk County logo/brand.
- B. Discussion/Possible Board Action - to discuss the BHC Solid Waste Management Commission (SWMC) bonding needs for FY24 including a commitment to support the issuance of general obligation bonds, not to exceed \$4,800,000, on behalf of the Solid Waste Management Commission, with all costs to be repaid by the Solid Waste Management Commission.
- C. Motion - to approve the monthly COBRA HEALTH INSURANCE RATES and COVERAGE effective July 1, 2023.
- D. Motion – to direct the County Auditor to advertise for a PUBLIC HEARING/BID OPENING to be held at 9:05 a.m. on May 9, 2023, in Board Room 201 of the Black Hawk County Courthouse, 316 E. 5th Street, Waterloo, Iowa on the proposed Fiscal Year 2024 crack sealing in various locations throughout Black Hawk County.
- E. Motion – to direct the County Auditor to advertise for a PUBLIC HEARING/BID OPENING to be held at 9:07 a.m. on May 9, 2023, in Board Room 201 of the Black Hawk County Courthouse, 316 E. 5th Street, Waterloo, Iowa on the proposed

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Fiscal Year 2024 seal coating in various locations throughout Black Hawk County.

- F. Motion – to direct the County Auditor to advertise for a PUBLIC HEARING/BID OPENING to be held at 9:09 a.m. on May 9, 2023, in Board Room 201 of the Black Hawk County Courthouse, 316 E. 5th Street, Waterloo, Iowa on the proposed Ridgeway Avenue H.M.A. resurfacing project LFM-5025--7X-07 and Main Road and Mt. Auburn Road H.M.A. Resurfacing project LFM-5034--7X-07 in Black Hawk County.
- G. Resolution – that the APPLICATIONS for property tax exemption under authority of the Iowa Property Tax Natural Resources Exemption and Assessment Law, including Open Prairie and Wildlife Habitat, Pursuant to §427.1 Code of Iowa be approved and direct the Chair to sign for same as recommended by T.J. Koenigsfeld, ICA, Black Hawk County Assessor.
- H. Discussion – Jail healthcare services and RFP process.
- I. 9:05 a.m. Hearing on proposed Ordinance No. 77-278 Johnson Rezone
  - i. Motion – to receive and place on file proof of publication of notice of public hearing.
  - ii. Motion – to waive the first reading as notice was published on April 10, 2023, in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by Lisa Johnson to rezone 1.5 acres from “A” Agricultural District to “A-R” Agricultural-Residential District in order to construct one new single-family home at East of 5405 Miller Creek Road.
  - iii. Motion – to close the hearing as oral and written comments were received and placed on file.
  - iv. Resolution – to suspend the rules requiring the Board of Supervisors to consider and vote on the proposed ordinance at two prior meetings.
  - v. Ordinance adoption – that “Ordinance Amending Ordinance No. 36 as Amended, the Black Hawk County, Iowa Agricultural Preservation Zoning Ordinance adopted February 2, 1999, by adding Subsection No. 278 to section VI (B), Rezoning Certain property” as described on the above request submitted by Lisa Johnson and to consider the same for adoption and if adopted would be known as Ordinance No. 77-278.
- J. 9:07 AM HEARING on the proposed Conditions Amendment - Ordinance No. 77-220 Ahavah Acres, LLC
  - i. Motion – to receive and place on file proof of publication of notice of public hearing.
  - ii. Motion – to waive the first reading as notice was published on April 10, 2023, in the Waterloo Courier in accordance with requirements of the *Code of Iowa* and publication was approved on the request submitted by Ahavah Acres,

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- LLC for a conditional amendment to allow for indoor weddings within the “C-M” Commercial-Manufacturing District at 1902 E Schrock Road
- iii. Motion – to close the hearing as oral and written comments were received and placed on file.
  - iv. Resolution – to suspend the rules requiring the Board of Supervisors to consider and vote on the proposed ordinance conditions amendment at two prior meetings.
  - v. Resolution – that the conditional amendment to allow for indoor weddings within the “C-M” Commercial-Manufacturing District at 1902 E Schrock Road be approved.

**10. WORK SESSION**

DISCUSSION – American Rescue Plan Act – County projects.

**11. ANY REPORTS OR INFORMATION FROM THE BOARD**

**12. ADJOURNMENT**

**PLEASE NOTE BOARD OF SUPERVISORS AGENDA DEADLINE IS THURSDAY AT NOON.**

FOR YOUR INFORMATION:

Board of Supervisors meetings can be seen on Mediacom Government Access Channel 79.2 in Waterloo on Tuesday at 2:00 PM and 8:00 PM, Wednesday at 2:30 AM and 6:30 AM, Saturday at 9:00 AM and Sunday at 8:00 PM.

To contact a supervisor with your comments or concerns:

Tavis Hall	833-3078	<a href="mailto:thall@blackhawkcounty.iowa.gov">thall@blackhawkcounty.iowa.gov</a>
Linda Laylin	833-3076	<a href="mailto:llaylin@blackhawkcounty.iowa.gov">llaylin@blackhawkcounty.iowa.gov</a>
Tom Little	833-3075	<a href="mailto:tlittle@blackhawkcounty.iowa.gov">tlittle@blackhawkcounty.iowa.gov</a>
Chris Schwartz	833-3074	<a href="mailto:cschwartz@blackhawkcounty.iowa.gov">cschwartz@blackhawkcounty.iowa.gov</a>
Dan Trelka	833-3077	<a href="mailto:dtrelka@blackhawkcounty.iowa.gov">dtrelka@blackhawkcounty.iowa.gov</a>

Our web site is: [www.blackhawkcounty.iowa.gov](http://www.blackhawkcounty.iowa.gov)