

October 3, 2023

The Benton County Board of Supervisors met in regular session with Supervisors Seeman and Primmer and Bierschenk present. The meeting was called to order at 7:30 a.m. at the Vinton Skate and Activity Center. Members of the public are invited to join in during open session or watch the livestream at <https://www.youtube.com/bentoncountyiowa>. *Unless otherwise noted, all actions were approved unanimously. Summarized Resolutions will be available in the Auditor's office and at:*

Bierschenk moved/Primmer seconded: To approve the minutes of September 26, 2023. Motion carried.

Primmer moved/Bierschenk seconded: To accept resignation with reluctance from Megan Hall, Assistant County Attorney effective November 10, 2023. Motion carried.

Bierschenk moved/Primmer seconded: To set land use hearing date for Tuesday, October 31, 2023 at 9:15 a.m. for Cody & Jessica Randall in a part of Parel A, in the SE ¼ of the NW ¼ of Sec 36-85-9. Motion carried.

Primmer moved/Bierschenk seconded: To approve Class C Retail Alcohol License for Topsy Travelers LLC for October 28, 2023, November 1, 2023, November 4, 2023 and November 8, 2023. Motion carried.

Matt Simon representing Genosource came to discuss road conditions on 78th Street south on 22nd and about 2600 feet of concern with the increased traffic. They were inquiring on possibly paving it. The Board would like to discuss this further with the Engineer so no action was taken, but they told Simon they would get back to him on this matter.

Anna Demuth presented a letter from the EMS Advisory Council met to discuss a scrivener's error on the language, which doesn't change the intent of the question just the year of tax collections.

Primmer moved/Bierschenk seconded: To approve Resolution #23-70, Amending Resolution #23-54, changing year date on the proposition language. Motion carried.

RESOLUTION #23-70
Amending RESOLUTION #23-54

RESOLUTION TO DIRECT THE COUNTY COMMISSIONER OF
ELECTIONS TO SUBMIT THE QUESTION OF ADOPTING A LEVY AND IMPOSING A VOTER-APPROVED EMERGENCY
MEDICAL SERVICES (EMS) AD VALOREM PROPERTY TAX PURSUANT TO IOWA CODE CHAPTER 422D

WHEREAS, Benton County Board of Supervisors declared Emergency Medical Services (EMS) to be an essential service in Benton County, pursuant to Resolution #23-31, adopted on May 9, 2023, recognizing that EMS is essential to preserve the health, safety and welfare of Benton County citizens; and

WHEREAS, the Board of Supervisors passed a Resolution #23-54, Approving the Public Measure Language;

WHEREAS, There was a Scribner's error on the original proposition with fiscal year end date stating June 30, 2024 and should read June 30, 2025:

WHEREAS, the Board appointed the Benton County EMS System Advisory Council to provide guidance to the County on how to preserve and improve the local EMS system; and

WHEREAS, on July 26, 2023, the Advisory Council advised the Board of Supervisors of steps to preserve and improve the County EMS system through an ad valorem tax pursuant to Iowa Code Chapter 422D; and

NOW, THEREFORE, BE IT RESOLVED, by the Benton County Board of Supervisors, that the following proposition is previously approved, and the Board of Supervisors shall file the proposition for the ballot with the Benton County Commissioner of Elections at least sixty (60) days prior to the election.

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED?
PROPOSITION ____

YES []
NO []

Shall the Benton County Board of Supervisors, upon recommendation by the Benton County EMS Advisory Council, for the purpose of funding Emergency Medical Services in Benton County including, but not limited to, ambulance service, personnel, and equipment be authorized, for a period of fifteen (15) years, to levy and impose an ad valorem tax not exceeding Sixty-Eight Cents (\$.68) per One Thousand Dollars (\$1,000.00) of assessed valuation on all taxable property within Benton County commencing with the levy of property taxes for collection in the fiscal year ending June 30, 2025?

[END BALLOT LANGUAGE]

NOW, LET IT BE FURTHER RESOLVED, that the County Commissioner of Elections did the official publication of the Notice of Election in a legal newspaper in the County once at least sixty (60) days prior to the date of the election, as required by Iowa Code section 422D.1, and shall prepare all ballots and election registers and other supplies necessary for the proper and legal conduct of this election using the language correcting the year to say 2025.

Adopted this 3rd day of October, 2023.

Tracy Seeman, Chairman

Rick Primmer

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Committee reports were had about the Eastern Iowa Trust Fund, ECICOG and their remodeling project along with some WMA talk and tower project discussion.

With the time set for 9:30 A.M. for FY 24 Budget Amendment, the chairman declared the hearing open. Auditor Rippel summarized some of the specifics included in the amendment. There were no members of the public present. Hearing no further comments or discussion, the public hearing was declared closed.

Bierschenk moved/Primmer seconded: To approve Resolution #23-71, Amending FY 24 Budget. Motion carried.
RESOLUTION #23-71

BE IT REMEMBERED on this, the 3rd day of October, 2023, the Board of Supervisors of Benton County, Iowa, met in session for the purpose of hearing on an amendment to the current operating budget adopted on April 18, 2023. There was a quorum present as required by law. Thereupon, the Board found that the notice of time and place of the hearing had been published. Thereafter, and on said date the amendment was taken up and considered. Thereafter, the Board took up the amendment to the budget for final consideration and determined that said budget be amended as follows:

<u>Expenditures</u>	<u>Amendment</u>
Public Safety	\$ 78,948
Physical Health & Social Services	\$ 208,062
Mental Health	\$ 0
County Environment & Education	\$ 65,009
Roads & Transportation	\$ 0
Government Services to Residents	\$ 15,000
Administration	\$ 123,164
Non-Program	\$ 18,784
Debt Service	\$ 0
Capital Projects	\$ 125,000
Operating Transfers Out	\$ 260,932

<u>REVENUES</u>	<u>Amount</u>
Intergovernmental	\$ 60,000
Licenses & Permits	\$ 0
Charges for Services	\$ 0
Use of Money & Property	\$ 0
Miscellaneous	\$ 125,000
General Long-Term Debt Proceeds	\$ 0
Operating Transfers – In	\$ 260,932
Proceeds of Fixed Assets	\$ 0

Dated this 3rd day of October, 2023.

Tracy Seeman, Chairman

Rick Primmer

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Sue Wilber explained a change she would like to see made on the evaluation policy. Those department heads that are governed by another board such as Veterans Affairs, Assessor, Public Health and Conservation would be exempt from this policy along with the Elected Officials.

Primmer moved/Bierschenk seconded: To approve the revised Employee Evaluation Policy making that one change regarding what department heads are exempt as discussed. Motion carried.

Primmer moved/Bierschenk seconded: To approve Resolution #23-72, Wage and Classification Change for Cody Mattison. Motion carried.

RESOLUTION #23-72

WHEREAS: Benton County Secondary Roads Department has an employee that has been employed by Benton County for a year, and

WHEREAS: Upon the completion of the year period the base wage will be increased from the intermediate wage (per bargaining unit agreement)

THEREFORE BE IT RESOLVED By the Benton County Board of Supervisors that the hourly wage for Cody Mattison be set at \$27.73 per hour effective October 10, 2023. This position (equipment operator) carries a Labor Grade classification IVD.

Dated this 3rd day of October, 2023.

Tracy Seeman, Chairman

Rick Primmer

Gary Bierschenk

ATTEST:

Hayley Rippel, Benton County Auditor

Primmer moved/Bierschenk seconded: To approve and authorize signature on the Project FM-CO06(121)—55-06-Bridge Replacement on 63rd St. In Big Grove Township. Motion carried.

Bierschenk moved/Primmer seconded: To approve and authorize signature on permanent & temporary easement(s) for bridge project on 17th Ave in the amount of \$2,683.00. Motion carried.

The Board spoke to Myron on a few things to look into such as signs for new lots/cabins. Also concerns about signage that where HWY 30 /218 and highway ends, there have been some bad accidents. Also check into parcel #590-16800 and if we still need that ground. Tracy will follow up with Myron on these issues in a few days.

Bierschenk moved/Primmer seconded: To enter into closed session pursuant to Iowa Code 21.5(1)c: to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Motion carried at 10:16 a.m.

Primmer moved/Bierschenk seconded: To exit closed session at 11:15 a.m. Motion carried.

Primmer moved/Bierschenk seconded: To act on matters proposed with Human Resource Director in closed session and to grant authority to Sue Wilber to implement that with appropriate timeline. Motion carried.

Primmer moved/Bierschenk seconded: To enter closed session at 11:18 a.m. pursuant to Iowa Code 21.5(1)c: to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

Primmer moved/Bierschenk seconded: To exit closed session.

Bierschenk moved/Primmer seconded: To adjourn. Motion carried.

Tracy Seeman, Chairman

ATTEST: _____

Hayley Rippel, Benton County Auditor