

Floyd County Board of Supervisors Meeting
March 9, 2021, 1:00 PM

UNAPPROVED MINUTES

The Floyd County Board of Supervisors met in the Assembly Room of the Floyd County Courthouse with the following in attendance: Supv Linda Tjaden, Supv Doug Kamm and Supv Roy Schwickerath.

Kamm/Schwickerath moved to approve the agenda as presented. Motion carried 3-0.

Public comment:

Schwickerath/Kamm moved to approve the February 22, 23 and March 1, 2021 meeting minutes as presented. Motion carried 3-0.

Kamm/Schwickerath moved to approve the claims presented: County #1973-2092 and Secondary Roads #21343-21378. Motion carried 3-0.

Law Enforcement Center/Courthouse Project: Supv Tjaden reported that Paulsen Electric highly recommended wiring back to the main panel rather than another panel for PCO #58; the Board will wait for additional information. The Board will hold off on Change Order #2, a credit for \$1,000 from Schindler Elevator. Schwickerath/Kamm moved to approve PCO #61 Deleted Retaining Wall with a credit for \$19,505.00. Motion carried 3-0. Kamm/Schwickerath moved to approve Pay Ap #16 for \$368,802.93. Motion carried 3-0.

Coronavirus (COVID-19): 1) There are 1,646 total cases and the 7-day positivity rate is 2%. So far 1,548 Floyd County residents have been vaccinated either out of county or in county through Public Health, Main St Drug or HyVee. Many people have gone out of county for shots 2) Vaccinations are going on with Cambrex and Zoetis. The county is still getting 300 doses per week with 100 going to Main St Drug and Public Health doing the rest. The first clinic for booster shots was today and a second clinic will be held next week. Over 1,000 people have signed up online for the vaccination.

Schwickerath/Kamm moved to go into closed session per Iowa Code 21.5.1.c to discuss strategy with legal counsel in matters that are presently or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the government body in that litigation, regarding IPIB: 20FC:0128. Roll call vote: Ayes: Schwickerath/Kamm/Tjaden. Motion carried 3-0.

Supv Tjaden commented that there is no formal action coming out of the closed session meeting. Mark Kuhn commented that he made a proposal for resolution, would like to go over his items in public to move this forward and mentioned that the Iowa Public Information Board investigator is available to discuss during the meeting. Tjaden mentioned that at this time, the Board reviewed his proposal and that it will be coming back as an agenda item in the future.

The Board noted the receipt of a petition to resurface Wedgewood Estates Road and discussed the issues with, Ralph Smith, Wedgewood Estates Road representative and Dusten Rolando, County Engineer. Smith provided some history of how the road was originally funded, commented that the concrete is deteriorating and would like the road placed on a schedule for replacement. Rolando commented that he cannot find information on the construction of the road which was dedicated to the county in Dec 1980, changes in criteria to accept roads in subdivisions, drainage issues due to the way it was constructed, patchwork that has been done, a rough estimate of \$350,000 to just pave the road with minimal shaping and a little rock but no longitudinal subdrains or ditches, other options to repair the road that would not be effective, turning the road back to gravel, establishing subdivision assessment district per Iowa Code 311, and can try to work it in a 5-year schedule.

Nathan Fox and Eugene Martin presented information on a Washington School Watershed Priority #3 project. Fox purchased the property with plans to develop a church, cemetery, parking, school and ball diamond. Tyler Conley, Bolton & Menk Project Engineer, reviewed plans and mentioned the runoff coefficient is negligible considering the efforts planned to keep the water on the property, trees growing in the detention pond area should be cleared as they are taking up what should be water capacity, effort should be made to find outlets to make sure tiles have not been damaged by tree roots, tile lines that serve the land across Underwood Ave could not be removed, those tiles, the proposed waterway to replace the terraces, and detention pond should remain in the district but the six inch tile in the terrace area that runs south to and along the waterway to the detention pond would likely not be part of the district. Fox intends to assume all costs for the entire project, including district maintenance of clearing trees and repairing any defective tile lines on the property. Tjaden/Kamm moved that the

trustees hire a drainage attorney to address how to handle the terrace easements and replacement plans, work with Fox on the project and have more information at a future meeting. Motion carried 3-0.

Cody Smith, Center for Rural Affairs Policy Associate, presented information on the Shell Rock River coalition to improve water quality and recreational usage. The Department of Natural Resources has classified the river as impaired waterway due to elevated mercury levels, E. coli and flooding. Twelve jurisdictions of the 33 eligible have joined to date. Floyd County has over 178,000 acres in the watershed. Bylaws and 28E are provided. In response to Supv Schwickerath’s questions the Winnebago River would be required to establish their own coalition as the Shell Rock is the biggest Huck 8 size possible and the Minnesota portion of the Shell Rock cannot be a part of this coalition as membership requirements are limited to Iowa jurisdictions only; Tjaden commented that Jim Erb is communicating with Minnesota authorities and sharing information.

Schwickerath/Kamm moved to approve Res #15-21* Approving the Articles of Agreement Creating the Shell Rock River Watershed Management Coalition: In 2010, Iowa lawmakers passed legislation authorizing the creation of Watershed Management Authorities, a mechanism for cities, counties, Soil and Water Conservation Districts (SWCDs) and stakeholders to cooperatively engage in watershed planning and management; Floyd County desires to enter into an Agreement that would establish a Watershed Management Authority within the Shell Rock River Watershed (Hydrologic Unit Code #07080202), referred to officially as the Shell Rock River Watershed Management Coalition, to enable cooperation in watershed planning and improvements pursuant to Iowa Code 466B.23 and; Iowa Code 28E provides the authority for public agencies to enter into agreements for their mutual advantage and; this Agreement is made and entered into by the eligible political subdivisions within the Shell Rock River Watershed that adopt these Articles of Agreement, including but not limited to the Cities of Clarksville, Shell Rock, Dougherty, Marble Rock, Rudd, Nora Springs, Rock Falls, Plymouth, Manly, Grafton, Kensett, Northwood, Lake Mills, and Greene; Winnebago, Mitchell, Worth, Cerro Gordo, Floyd, Bremer, Franklin, Butler, Black Hawk Counties; and Winnebago, Mitchell, Worth, Cerro Gordo, Floyd, Bremer, Franklin, Butler, Black Hawk Soil and Water Conservation Districts; be it resolved that the Chair is hereby authorized to sign and execute the Articles of Agreement for Shell Rock River Watershed Management Coalition and that said Agreement is approved and found to be in the best interest of the County and eligible political subdivisions that adopt the same.

Engineer’s Report: Rolando provided his timesheet and Foreman’s notes. Crews have been plowing roads, making box culverts, doing some brushing and getting equipment ready. Staff are working on preparation for day labor projects and the 180th St bridge project, and working with the city of Floyd on the transfer jurisdiction. Pavement markings are scheduled for this summer. Rock letting is in two weeks.

Schwickerath/Kamm moved to approve three Section 125 Flexible Benefits Plan amendment including Health FSA Carryover from Plan Year 2020 to 2021 and Plan Year 2021 to 2022 and Dependent Care FSA Carryover from Plan Year 2021 to 2022. Motion carried 3-0.

Kamm/Schwickerath moved to approve an annual Class C Liquor License application for Freeze Frame LLC. Motion carried 3-0.

Auditor Carr reported that FY22 budget hearing notifications have been provided to newspapers.

Schwickerath/Kamm 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

Linda Tjaden, Chair
Floyd County Board of Supervisors