

**PROCEEDINGS OF THE WASHINGTON COUNTY BOARD OF SUPERVISORS MEETING  
TUESDAY, MARCH 6, 2018**

Chairperson Abe Miller called the meeting to order at 9:30 a.m. in the Courthouse chambers in regular session. Items on the agenda were: approval of agenda; public hearing regarding animal confinement feeding operation – Mike Driscoll, Section 15, Franklin Township; review bids and award contract for Bridge Replacement BROS-C092(74)--5F-92 on 275<sup>th</sup> Street west of Hoot Owl Hollow; acknowledgment of animal confinement feeding operation – Mike Driscoll, Section 15, Franklin Township; Class B Beer (BB) (includes wine coolers) liquor license application – The Kalona Golf Club, Kalona; personnel change request – County Attorney; Cigarette/Tobacco/Nicotine/Vapor permit application – Ainsworth Four Corners Fuel, Ainsworth; discussion and action regarding Resolution 18-08 related to Washington County Riverboat Grant application from Dutch Creek Township for Tyrone Cemetery restoration; discussion and action regarding Resolution 18-09 pertaining to release of highway easement to Jarrard Farm Corporation and accompanying quit claim deed; discussion and action regarding Resolution 18-10 pertaining to release of highway easement to Jarrard Farm Corporation and accompanying quit claim deed; discussion and action regarding Resolution 18-11 pertaining to release of highway easement to M&L Farms Inc. c/o Melvin O. Walker and accompanying quit claim deed; discussion and action regarding Resolution 18-12 pertaining to release of highway easement to Merlin D. Hagie & Jennifer K. Herr and accompanying quit claim deed; discussion and action regarding Resolution 18-13 pertaining to release of highway easement to Dan and Patricia Richard and accompanying quit claim deed; discussion and action regarding proposal from Carl A. Nelson & Co. to provide construction management services to Washington County for proposed construction of Communications Center. Supervisors Stan Stoops, Bob Yoder, Jack Seward, Jr., and Richard Young were also present.

Others attending were: Mary Zielinski, The News; Xiomara Levsen, Washington Evening Journal; Sally Hart, KCII Radio; John Gish, County Attorney; Shawn Ellingson, Deputy Sheriff; Cyndie Sinn, County IT/Budget Director; Danielle Pettit-Majewski, County Public Health Director; Jacob Thorius, County Engineer; Jeff Garrett, County Treasurer; Cara Sorrells, County Communications Director; Rachel Rinner, Knee Deep Solutions; and citizens Charlotte Stalder, Denny Stalder, Les Zickefoose, Bill Miller, Karyl Miller, and Mike Driscoll.

All motions were passed unanimously unless noted otherwise.

On motion by Seward, seconded by Yoder, the Board voted to approve the agenda as published.

On motion by Stoops, seconded by Seward, the Board voted to open a public hearing regarding an addition to an animal confinement feeding operation owned by Mike Driscoll, Keota, and located in Section 15 of Franklin Township. Plans call for the addition of a 2,400 head structure to an existing 2,400 head structure resulting in a new total capacity of 4,800 head. The new Animal Unit Capacity will total 1,920. Auditor Dan Widmer confirmed that notice of the hearing had been properly published and added that the Auditor's office had received no public comment. There were no comments from those assembled. On motion by Stoops, seconded by Young, the Board voted to close the public hearing.

County Engineer addressed the Board regarding replacement of a bridge located at 275<sup>th</sup> Street that spans Dutch Creek (Bridge Replacement BROS-C092(74)--5F-92 on 275<sup>th</sup> Street west of Hoot Owl Hollow). Thorius stated plans call for the existing bridge, constructed in 1936, to be replaced by a new 130' by 30' structure. He continued by stating that the only bid for the project was received from Iowa Bridge and Culvert Inc., Washington, in the amount of \$589,056.21. The Engineer's estimate for the project was \$817,000. On motion by Young, seconded by Seward, the Board voted to award a contract for replacement of a bridge located at 275<sup>th</sup> Street spanning Dutch Creek to Iowa Bridge and Culvert Inc. at a cost of \$589,056.21 and to authorize the Chairperson to sign pertinent documents on behalf of the Board.

On motion by Stoops, seconded by Seward, the Board voted to acknowledge a confinement feeding operation owned and operated by Mike Driscoll and located in Section 15 of Franklin Township.

On motion by Seward, seconded by Yoder, the Board voted to approve a renewal of a Class B Beer (BB) License (including wine coolers) with Outdoor Services and Sunday Sales for the Kalona Golf Club, 1376 Hwy 1 South, Kalona, Iowa 52247, for the period of April 1, 2018 to March 31, 2019. Sheriff Jared Schneider expressed no objection to approval of the application.

On motion by Young, seconded by Yoder, the Board voted to acknowledge, and authorize the Chairperson to sign, a personnel change request from the County Attorney for Christy Antczak whose employment will end on March 23, 2018.

On motion by Young, seconded by Stoops, the Board voted to approve an Iowa Retail Cigarette/Tobacco/Nicotine/Vapor Permit application for Four Corners Fuel, Ainsworth, for the period of July 1, 2018 through June 30, 2019. Sheriff Jared Schneider expressed no issues with the application.

On motion by Seward, seconded by Yoder, the Board voted by way of roll call vote to approve Resolution 18-08 as follows and to authorize the Chairperson to sign Resolution 18-08 on behalf of the Board.

**RESOLUTION 18-08**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF WASHINGTON COUNTY, IOWA, ACKNOWLEDGING THE APPLICATION FOR THE PURPOSE OF RECEIVING BENEFITS FROM THE WASHINGTON COUNTY RIVERBOAT FOUNDATION.**

**WHEREAS**, the Washington County Riverboat Foundation has grant funds available that target Community Development and Beautification, Economic Development, Art and Education, Human and Social Needs, and

**WHEREAS**, the Washington County Riverboat Foundation has a grant application cycle that ends April 4, 2018, and

**WHEREAS**, the Washington County Board of Supervisors is supportive of these targets for improvements to the community and County, and

**WHEREAS**, one or more applications from Washington County and/or from organizations with projects that will take place on County property, will be submitted to the Washington County Riverboat Foundation by the April 4, 2018 deadline,

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of Washington County, Iowa, that Washington County acknowledges the following grant application will be submitted to the Washington County Riverboat Foundation for the April 4, 2018 application cycle:

**Tyrone Cemetery Restoration – Dutch Creek Township**

On motion by Seward, seconded by Young, the Board voted by way of roll call vote to approve Resolution 18-09 as follows and to authorize the Chairperson to sign Resolution 18-09 on behalf of the Board.

**RESOLUTION 18-09  
RELEASE OF HIGHWAY EASEMENT**

[For real estate located in Section 17 Township 76 North Range 7 West]

**BE IT RESOLVED**, by the Board of Supervisors of Washington County, Iowa that Washington County no longer has need of the following described road easement and does RELEASE and ABANDON to:

Jarrard Farm Corporation

all of Washington County's interest in the easement as shown on the attached plat located in the SE 1/4 Section 17, Township 76 North, Range 7 West, Washington County, Iowa and more particularly described as follows:

Commencing at the S 1/4 Corner of said Section 17; thence N01°51'02"W 85.00 feet to the point of beginning; thence continue N01°51'02"W 35.00 feet; thence N88°08'58"E 769.53 feet; thence S01°51'02"E 35.00 feet; thence N88°08'58"E 800.00 feet; thence S01°51'02"E 20.00 feet; thence S88°08'58"W 800.00 feet; thence N01°51'02"W 20.00 feet; thence S88°08'58"W 769.53 feet to the point of beginning and containing 0.99 acres.

On motion by Yoder, seconded by Stoops, the Board voted by way of roll call vote to approve Resolution 18-10 as follows and to authorize the Chairperson to sign Resolution 18-10 on behalf of the Board.

**RESOLUTION 18-10  
RELEASE OF HIGHWAY EASEMENT**

[For real estate located in Section 17 Township 76 North Range 7 West]

**BE IT RESOLVED**, by the Board of Supervisors of Washington County, Iowa that Washington County no longer has need of the following described road easement and does RELEASE and ABANDON to:

Jarrard Farm Corporation

all of Washington County's interest in the easement as shown on the attached plat located in the SW 1/4 Section 17, Township 76 North, Range 7 West, Washington County, Iowa and more particularly described as follows:

Commencing at the S 1/4 Corner of said Section 17; thence N01°51'02"W 85.00 feet to the point of beginning; thence S88°10'22"W 1694.52 feet; thence N01°25'38"W 35.00 feet; thence N88°10'22"E 1694.26 feet; thence S01°51'02"E 35.00 feet to the point of beginning and containing 1.36 acres.

On motion by Young, seconded by Seward, the Board voted by way of roll call vote to approve Resolution 18-11 as follows and to authorize the Chairperson to sign Resolution 18-11 on behalf of the Board.

**RESOLUTION 18-11  
RELEASE OF HIGHWAY EASEMENT**

[For real estate located in Section 17 Township 76 North Range 7 West]

**BE IT RESOLVED**, by the Board of Supervisors of Washington County, Iowa that Washington County no longer has need of the following described road easement and does RELEASE and ABANDON to:

M&L Farms Inc. c/o Melvin O. Walker

all of Washington County's interest in the easement as shown on the attached plat located in the SW 1/4 Section 17, Township 76 North, Range 7 West, Washington County, Iowa and more particularly described as follows:

Commencing at the SW Corner of said Section 17; thence N88°10'22"E 953.06 feet along the south line of said Section 17; thence N01°25'38"W 85.00 feet to the point of beginning; thence S88°10'22"W 237.44 feet; thence N01°49'38"W 35.00 feet; thence N88°10'22"E 237.69 feet; thence S01°25'38"E 35.00 feet to the point of beginning and containing 0.19 acres.

On motion by Stoops, seconded by Yoder, the Board voted by way of roll call vote to approve Resolution 18-12 as follows and to authorize the Chairperson to sign Resolution 18-12 on behalf of the Board.

**RESOLUTION 18-12  
RELEASE OF HIGHWAY EASEMENT**

[For real estate located in Section 18 Township 74 North Range 7 West]

**BE IT RESOLVED**, by the Board of Supervisors of Washington County, Iowa that Washington County no longer has need of the following described road easement and does RELEASE and ABANDON to:

Merlin D. Hagie & Jennifer K. Herr

all of Washington County's interest in the easement as shown on the attached plat located in the NW 1/4 SW 1/4 Section 18, Township 74 North, Range 7 West, Washington County, Iowa and more particularly described as follows:

Commencing at the SW Corner of said NW 1/4 SW 1/4 Section 18; thence N86°22'36"E 677.08 feet along the south line of said NW 1/4 SW 1/4 Section 18 to the centerline of the Coppock Road; thence N05°18'05"E 836.41 feet along the said centerline to the SE Corner of Lot 8 of said L.A. Countryside Subdivision; thence N84°41'55"W 50.00 feet along the south line of said Lot 8 to the point of beginning; thence continue N84°41'55"W 20.00 feet; thence N05°18'05"E 384.00 feet; thence S84°41'55"E 20.00 feet; thence S05°18'05"W 384.00 feet to the said SE Corner of Lot 8 and the point of beginning and containing 0.18 acres.

On motion by Yoder, seconded by Young, the Board voted by way of roll call vote to approve Resolution 18-13 as follows and to authorize the Chairperson to sign Resolution 18-13 on behalf of the Board.

**RESOLUTION 18-13  
RELEASE OF HIGHWAY EASEMENT**

[For real estate located in Section 31 Township 74 North Range 8 West]

**BE IT RESOLVED**, by the Board of Supervisors of Washington County, Iowa that Washington County no longer has need of the following described road easement and does RELEASE and ABANDON to:

Dan and Patricia Richard

all of Washington County's interest in the easement as shown on the attached plat located in Lot 8 of the SE 1/4 Section 31, Township 74 North, Range 8 West, Washington County, Iowa and more particularly described as follows:

A release of right of way easement in part of Lot 8 of the SE 1/4 of Section 31, Township 74 North, Range 8 West in Washington County, Iowa described more particularly as follows:

Commencing at the Center of said Section 31; thence N88°12'38"E 655.81 feet along the north line of said SE 1/4 of Section 31 to a point where said line intersects an extension of a circular curve tangent of Germanville Road; thence S02°19'52"E 572.59 feet along said tangent; thence N87°40'08"E 120.00 feet to the point of beginning; thence N00°24'38"E 418.14 feet; thence N34°35'16"E 66.58 feet; thence S02°19'52"E 470.89 feet; thence S87°40'08"W 60.00 feet to the point of beginning and containing 0.50 acres.

Deputy Sheriff Shawn Ellingson described a recent meeting with representatives of Carl A. Nelson & Company (CAN) to discuss the possibility of CAN providing construction management services to the County related to the construction of a new communications and emergency operations center. At that meeting CAN provided a document listing its responsibilities related to the project and reimbursable expenses as well as various labor rates. In general, according to Ellingson, CAN would be responsible for making certain that construction remains on schedule and providing assistance in the selection of an architect. Gish said after examining the document he would deem the document as more of a proposal than an agreement and mentioned he had several questions that were not answered in the document. After speaking with several clients of CAN, Ellingson stated his belief that the savings that would result from a formal contract with CAN would exceed the costs. Ellingson suggested that the County seek a more detailed contract from CAN that addresses the concerns and questions of the County. Seward confirmed that CAN was a reputable company with a high level of construction expertise and expressed hope that some of the prices listed in the document provided by CAN were subject to negotiation. Seward suggested that he, along with Stoops and Young due to their involvement with Emergency Management, 911 Service Board, and Communications Department, perform further due diligence individually and then report back to the Board with a formal contract recommendation for full Board action. Young stressed that Board action to formalize and approve such a contract needs to occur as soon as possible. Miller opined that a public vote should take place regarding the question of constructing a building. Ellingson responded that a final method of funding a building was dependent on the answer to many questions that exist at the current time such as the degree of success of a planned Washington County Riverboat Foundation grant application and the practicality of placing Communications and 911 under the direction of Emergency Management for budgeting purposes. Miller and Young both stated that the vast majority of citizens that they had spoken with feel that a new building is needed. On motion by Seward, seconded by Yoder, the Board voted to authorize the various boards that are involved with the Communications equipment and building project to move forward with plans to contract with Carl A. Nelson & Company for assistance in that process.

At 10:08 a.m. on motion by Stoops, seconded by Yoder, the Board voted to adjourn.

ATTEST:  
MARCH 6, 2018

ABE C. MILLER  
Chairperson, Board of Supervisors

DANIEL L. WIDMER  
County Auditor