

February 23, 2016

The Dallas County Board of Supervisors met in regular session pursuant to board rules with Chairman Mark Hanson, Supervisor Brad Golightly and Supervisor Kim Chapman present. Others present: Wayne Reisetter – DC Attorney, Rob Tietz – Operations Director, Melinda Harney – Administrative Assistant, Julia Helm – Auditor’s Office, Erin Freeman – Human Resources Director, Chad Airhart – DC Recorder, Ted Trewin - DC Environmental Health Director, Todd Noah – IS Director, Terry McClannahan – DC Communications Director, Mike Wallace – Conservation Director, Gene Krumm – DC Auditor, Nick Praska – Veteran’s Affairs Director, Jerry Purdy – Design Alliance, Mark Land – Snyder & Associates, Samantha Smith – Raccoon Valley Radio, Jim Caufield – The Perry News, Clint Cole – DC News Editor, and Kim Norvell – Des Moines Register.

**Item 1:** Call to Order - Chairman Hanson called the meeting to order at 9:04 a.m.

**Item 2:** Approve Agenda - Motion by Chapman and seconded by Golightly to approve the agenda as presented. All ayes. Motion carried.

**Item 3:** Open Forum – none

**Item 4:** Consent Agenda

- A) Payroll & Disbursements from 2/19/2016
- B) Receive Departmental Report  
Ortonville Lagoon, January 2016
- C) Manure Management Report  
Carl Reiste, Washington TWP

Motion by Golightly and seconded by Chapman to approve the consent agenda. All ayes. Motion carried.

**Item 5:** Disc/Action Re: Supervisors Minutes from 2/12 & 2/16/2016.

Motion by Golightly and seconded by Chapman to approve the minutes as presented. All ayes. Motion carried.

**Item 6:** Disc/Action Re: Payroll Change Notices

Erin Freeman presented the following payroll change notices:

Conservation – request to hire a seasonal maintenance worker for \$9.50

Motion by Chapman and seconded by Golightly to receive and file the payroll changes from Conservation as submitted. All ayes. Motion carried.

**Item 7:** Disc/Action Re: COTT System Additional Services Addendum

Chad Airhart, DC Recorder, stated that he would like to take advantage of Cott Systems scanning equipment being at the county and image the old recorder books back to the early 1850s. He reported that it would save \$5000 by doing this now. Mr. Airhart explained that this project will be paid for out of the Recorder’s management fund and not have an impact on the Recorder’s budget.

Motion by Chapman and seconded by Golightly to approve the hosted services addendum with COTT System and Dallas County and authorize the chair to sign. All ayes. Motion carried.

**Item 8:** Disc/Action Re: Wetland Credit Purchases

If all three are approved the balance will be 5.95 credits.

- A) Resolution 2016-0014 City of Ankeny

Motion by Golightly and seconded by Chapman to approve Resolution 2016-0014 City of Ankeny. All ayes. Motion carried.

#### **RESOLUTION 2016-0014**

**WHEREAS,** The County of Dallas County has invested through the Dallas County Conservation Board in development of wetland acres to be used as a Wetland Mitigation Bank Area; and

**WHEREAS,** There are Wetland Mitigation credits available;  
and

**WHEREAS,** The City of Ankeny has requested to purchase .66 acres for wetland mitigation for project#CEMVR-OD-P-2015-1276.

**NOW THEREFORE BE IT RESOLVED** that the Dallas County Board of Supervisors approve the sale of .66 acres to the City of Ankeny, Iowa and such sale of credits is subject to the established procedures in the adopted Voas Mitigation Bank sale of Credits procedure document.

**AYE**

Mark A. Hanson, Chairman  
Brad Golightly, Member  
Kim Chapman, Member

**NAY**

Dated this 23<sup>rd</sup> day of February, 2016  
ATTEST: Gene Krumm, Dallas County Auditor

B) Resolution 2016-0015 City of Esterville  
Motion by Chapman and seconded by Golightly to approve Resolution 2016-0015 City of Esterville. All ayes.  
Motion carried.

**RESOLUTION 2016-0015**

**WHEREAS**, The County of Dallas County has invested through the Dallas County Conservation Board in development of wetland acres to be used as a Wetland Mitigation Bank Area; and

**WHEREAS**, There **are** Wetland Mitigation credits available; and

**WHEREAS**, The City of Esterville has requested to purchase .38 acres for wetland mitigation for project#CEMVR-OD-P-2015-0671.

**NOW THEREFORE BE IT RESOLVED** that the Dallas County Board of Supervisors approve the sale of .38 acres to the City of Esterville, Iowa and such sale of credits is subject to the established procedures in the adopted Voas Mitigation Bank sale of Credits procedure document.

**AYE**  
Mark A. Hanson, Chairman  
Brad Golightly, Member  
Kim Chapman, Member

**NAY**

Dated this 23<sup>rd</sup> day of February, 2016  
ATTEST: Gene Krumm, Dallas County Auditor

C) Resolution 2016-0016 Iowa Asset Acquisition, LLC  
Motion by Golightly and seconded by Chapman to approve Resolution 2016-0016 Iowa Asset Acquisition, LLC. All ayes. Motion carried.

**RESOLUTION 2016-0016**

**WHEREAS**, The County of Dallas County has invested through the Dallas County Conservation Board in development of wetland acres to be used as a Wetland Mitigation Bank Area; and

**WHEREAS**, There **are** Wetland Mitigation credits available; and

**WHEREAS**, The Iowa Asset Acquisition, LLC has requested to purchase .63 acres for wetland mitigation for project #CEMVR-OD-P-2015-1165.

**NOW THEREFORE BE IT RESOLVED** that the Dallas County Board of Supervisors approve the sale of .63 acres to the Iowa Asset Acquisition, LLC, Urbandale, Iowa and such sale of credits is subject to the established procedures in the adopted Voas Mitigation Bank sale of Credits procedure document.

**AYE**  
Brad Golightly, Member  
Mark A. Hanson, Chairman  
Kim Chapman, Member

**NAY**

Dated this 23<sup>rd</sup> day of February, 2016  
ATTEST: Gene Krumm, Dallas County Auditor

**Item 9:** Disc/Action Re: Resolution 2016-0017 28E Agreement with City of Urbandale

Motion by Chapman and seconded by Golightly to approve Resolution 2016-0017. All ayes. Motion carried.

**DALLAS COUNTY RESOLUTION 2016-0017  
CITY OF URBANDALE RESOLUTION No. 27-2016**

**28E Agreement**

**WHEREAS** pursuant to Iowa Code, a city may issue parking citations and levy fines thereon, and

**WHEREAS** Iowa Code section 331.553(8), provides that the Treasurer of a County may cooperate with a city within the county to affect the registration of vehicles upon which fines have been levied but remain unpaid, and

**WHEREAS** the City of Urbandale, Iowa, a city within Dallas County, seeks the cooperation of the Dallas County Treasurer to provide for suspension of registrations for unpaid parking fines,

**BE IT HEREBY RESOLVED** that the County of Dallas with the Dallas County Treasurer (hereafter referred to as "Treasurer") undertake the following agreement with the City of Urbandale ("Urbandale") to effect the provisions of §§331.553 and 321.40 and Chapter 28E of the Iowa Code with respect to motor vehicle registration renewal restrictions regarding the collection of the City of Urbandale unpaid parking citations, and therewith adopt the following:

1. Purpose. The purpose of this agreement is to effect the purposes §§321.40, 321.236, 331.553 and 910.1(4) of the Iowa Code relative to §§70, 74, 78, and 92 of the City of Urbandale Municipal Code, to allow the City of Urbandale to effectively use the provisions of the Iowa Code to more fully collect vehicle parking fines.

2. Duration. The duration of this agreement is perpetual until terminated as provided herein.

3. Organization and Administration of the agreement. The Treasurer shall administer this agreement. No separate organization or board is formed.

4. Responsibilities.

a City of Urbandale responsibilities. Pursuant to §321.236 of the Iowa Code, the City of Urbandale may regulate the standing or parking of vehicles, and may charge and collect a fine for violation of such regulation. Therewith, the City of Urbandale shall cause notices as required by §321.236(1)(c) and 312.236(1)(d) of the Iowa Code to be printed upon citations used for such purposes. Urbandale may at least monthly and more frequently if desired by Urbandale, certify and provide to the Treasurer a list of all uncontested and unpaid parking fines under §321.40 of the Iowa Code which remain delinquent and owed to Urbandale. This notice is referred to as a "stop notice". When receiving fines owed upon such

"Stop notice", Urbandale shall collect an additional \$5.00 fee for each "stop notice". Urbandale shall pay such \$5.00 fee to the Treasurer for each such "stop notice" released. Once the fines are paid, Urbandale shall provide documentation to the Treasurer that the "stop notice" with respect to a particular motor vehicle registration is released. Pursuant to §321.236(1)(e) the City of Urbandale is responsible for costs incurred by the Iowa Department of Transportation to accommodate the collection and dissemination of the delinquent parking ticket information.

b Dallas County Responsibilities. Treasurer shall, in conjunction with renewal of motor vehicle registration(s) pursuant to Iowa Code Section 321.40, refuse to renew the registration upon which Urbandale has placed a "stop notice". Treasurer shall refer all persons who attempt to renew a registration upon which Urbandale has placed a "stop notice" to the Urbandale City Hall to pay those fines. Upon receipt of documented notice from Urbandale that the "stop notice" with respect to a particular registration has been released, the Treasurer may proceed to renew the motor vehicle registration(s). Treasurer may use the Iowa Department of Transportation vehicle registration and titling system to facilitate the purposes of this agreement. Treasurer shall deposit and account for said fees according to law.

5. Financial. Urbandale shall forward the \$5.00 fee to Treasurer for release of each "stop notice" on a monthly basis.

6. Termination. Termination may be effected by either party to this agreement with 30 days written notice to the other party. Termination sought by Urbandale will effectively release all "stop notices" certified by Urbandale to the Treasurer and shall cause Urbandale to remit to Treasurer the aggregate amount of \$5.00 for each "stop notice" so released.

7 Dispute resolution. This agreement shall not give cause for any action of any kind between the parties. Should a party be aggrieved as to the operation of this agreement, the party may attempt to resolve the dispute by giving written notice to the other party, which notice shall specify the nature of the default alleged and the desired action to cure the default. Should the dispute not be resolved between the parties, either party may choose to terminate the agreement as set forth in

paragraph 6, above, or the agreement may continue despite the dispute

8. Notices. All notices which the parties are authorized or required to give on another, including but not limited to certification on delinquent parking fines ("stop notices"), notices of termination of the agreement, shall be in writing and delivered to the following addresses:

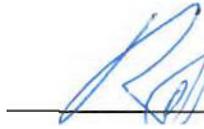
b. Treasurer: Dallas County Treasurer, 801 Court Street, Room 201, Adel, IA 50003

9. If any section, provision or part of this agreement shall be found to be invalid or unconstitutional such finding shall not affect the validity of the agreement as a whole, nor shall such finding be held to affect any other section, provision, or part thereof which is not found to be invalid or unconstitutional.

10. This agreement represents the entire agreement between the parties as to the subject of this agreement. Any subsequent modifications to the terms of this agreement shall be in the form of a duly executed addendum or amendment to this agreement.

11. Effective date. This agreement is effective on filing and recording upon approval of the statutory officers of the affected departments and as authorized by the governing bodies

PASSED AND APPROVED this 16<sup>th</sup> day of February, 2016.



Mayor, Robert D. Andeweg

ATTEST:



City Clerk, Debra Mains

of the respective municipalities

Said agreement being approved by Resolution of the Dallas County Board of Supervisors on the 23<sup>rd</sup> day of February, 2016 upon discussion and vote within a public meeting for which such topic duly appeared upon the published agenda.

**AYE**

Brad Golightly, Member  
Mark A. Hanson, Chairman  
Kim Chapman, Member

**NAY**

Dated this 23<sup>rd</sup> day of February, 2016

ATTEST: Gene Krumm, Dallas County Auditor

**Item 10:** Disc/Action Re: Beaver Creek Watershed Management Authority 28E Agreement  
Mark Land, Snyder & Associates, was presenting to the Board on behalf of Polk County about the Beaver Creek Watershed. Mr. Land explained the duties of watershed management authority and the other jurisdictions that have already joined the 28E agreement. Golightly had questions about staffing a coordinator for the watershed authority. Mr. Land and the Board discussed grants and the jurisdiction's liability. Mr. Land reported that the next steps were to set bylaws and apply for a watershed planning grant. This item may be added to a future agenda.

The Board recessed at 10:33 a.m. and reconvened at 10:45 a.m.

**Item 11:** Disc/Action Re: County Buildings /Assigned & Unassigned Space

Jerry Purdy, Design Alliance, discussed the draft copy of Emergency Management bid. He also reported on dates for the acceptance or rejection of the bids on approximately on March 29.

Gene Krumm, DC Auditor, asked about the purchase of the old DHS building. The Board stated that the purchase is moving forward.

**Item 12: Disc/Action Re: Human Services Campus Renovation**

A) Items Raised in Weekly Construction Meetings

Mr. Purdy updated the Board on the status of the punch list. He reviewed the progress on the pay applications from last week. Pay application #12 has now become revised pay application #11 and is \$72,692.10 this is for the work completed in the dispatch area.

Motion by Golightly and seconded by Chapman to amend the agenda Item # 12 to include B revised pay application #11 previously presented as pay application #12. All ayes. Motion carried.

B) Revised Pay Application #11

Motion by Chapman and seconded by Golightly to approve the revised pay application #11 for \$72,692.10. All ayes. Motion carried.

**Item 13: Human Resources Workshop**

Erin Freeman, Human Resource Director, discussed with the Board different compensation philosophies that may work with the pay plan that was already implemented. The Board discussed how to compensate employees with merit and tenure. Ms. Freeman had thoughts about revamping the county performance reviews and manager training.

**Item 14: Disc/Action Re: Possible Closed Session Pursuant to Iowa Code (21.5C) Pending Litigation**

McKinney Claim

11:37 a.m.

Motion by Chapman and seconded by Golightly to go into a closed session pursuant to Iowa Code (21.5c)

Pending Litigation McKinney Claim

Role Call

Mark Hanson – Yes

Kim Chapman – Yes

Brad Golightly – Yes

Motion carried.

11:42 a.m.

Motion by and seconded by to go out of a closed session pursuant to Iowa Code (21.5C) Pending Litigation

McKinney Claim

Role Call

Mark Hanson – Yes

Kim Chapman – Yes

Brad Golightly – Yes

Motion carried.

**Item 15: Other Business**

Golightly reported on his meeting with the Regional Mental Health Board. He stated they talked about the budget and instead of combining the dollars into the regional budget the other counties are keeping the money in the specific county budgets.

**Item 16: Motion to Adjourn**

Motion by Golightly and seconded by Chapman to adjourn the meeting at 12:53 p.m. All ayes. Motion carried.

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Gene Krumm, Dallas County Auditor

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Mark Hanson, Chairman