

January 3, 2022

The Bremer County Board of Supervisors met in session on Monday, January 3, 2022 in the Courthouse, Waverly, Iowa, at 9:00 a.m. Hildebrandt, Neil, Kammeyer present. Unless otherwise noted all actions were approved unanimously. Some Resolutions and Ordinances herein are summary descriptions, full text is available for viewing M – F 8:00 AM to 4:30 PM in the Bremer County Auditor's office and online at:

https://www.bremercounty.iowa.gov/government/resolutions_and_ordinances.php

Meeting was called to order by 2021 Chairman Kammeyer. Hildebrandt moved/Neil second to approve the agenda.

Kammeyer moved/Neil second to elect Dewey Hildebrandt as Chair and Tim Neil as Vice-Chair of the Board for 2022.

Neil moved/Kammeyer second to establish Mondays as the official meeting day and any other days as needed to conduct Bremer County business. Other days may be reserved for committee and administrative matters.

Kammeyer moved/Neil second to adopt Resolution No. 22-01 Meeting Attendance - recognizing it necessary for the county officers and employees to attend meetings during the year in order to better carry out their duties of county government; resolving that approval is granted to authorized county personnel for attendance at all meetings that may be deemed necessary. Adopted January 3, 2022.

Neil moved/Kammeyer second to adopt Resolution No. 22-02 designating official Bremer County newspapers in accordance with the Code of Iowa, Chapter 349 to be Waverly Newspapers, Denver Forum, Sumner Gazette and Tripoli Leader. Adopted January 3, 2022.

Kammeyer moved/Neil second to adopt Resolution No. 22-03 County Engineer/Farm to Market Projects. BE IT RESOLVED by the Board of Supervisors of Bremer County, Iowa, that Landon Moore, the County Engineer of Bremer County, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications thereof in connection with all Farm to Market construction projects in this county. Adopted January 3, 2022.

Neil moved/Kammeyer second to adopt Resolution No. 22-04 for County Engineer/Road Closures. WHEREAS, Section 306.41 of the Code of Iowa provides that "The agency having jurisdiction and control over any highway in the State, or the chief engineer of said agency when delegated by such agency, may temporarily close sections of a highway by formal resolution entered upon the minutes of such agency when reasonable and necessary because of construction, and shall cause to be erected ROAD CLOSED signs and partial or total barricades in the roadway at each end of the closed highway section and on the closed highway where that highway is intersected by other highways if such intersection remains open. Any numbered road closed for over forty-eight hours shall have a designated detour route. The agency having jurisdiction over a section of highway closed in accordance with the provisions of this section, or

persons or contractors employed to carry out the construction, reconstruction, or maintenance of the closed section of highway, shall not be liable for any damages to any vehicle that enters the closed section of the highway unless the damages are caused by gross negligence of the agency or subcontractor.” NOW, THEREFORE, BE IT RESOLVED, by the Bremer County Board of Supervisors that the County Engineer be authorized to close Bremer County Secondary Roads as necessary with the actual dates of closure to be determined by the County Engineer as follows: 1. For construction: Any project as described in the approved Bremer County Secondary Road Construction Program for the current fiscal year and any approved supplement thereto. 2. For Emergency Closure of any road for maintenance purposes. Any route deemed necessary by the County Engineer. Adopted January 3, 2022.

Kammeyer moved/Neil second to adopt Resolution No. 22-05 for Economic Development. IT IS HEREBY RESOLVED by the Board of Supervisors of Bremer County, that: 1. The State of Iowa generally and Bremer County, Iowa, have in the past, experienced adverse economic effects, including the loss of businesses and erosion of tax base and out-migration of population. 2. It is therefore, in the best interest of the citizens of Bremer County, Iowa, to take steps reasonably calculated to lead to diversified economic development efforts. 3. Other cities and counties in Iowa are engaging in economic development efforts. 4. Therefore, Bremer County, Iowa, finds it is in the best interest of its citizens to cooperate with the cities in Bremer County, Iowa, as well as other organizations which may arise in order to promote diversified economic development in Bremer County, Iowa. THEREFORE, BE IT RESOLVED that Bremer County, Iowa, has and will continue to support its efforts to enhance economic development in Bremer County, Iowa, by its financial contribution to such efforts as Bremer County Revolving Loan Fund. Adopted January 3, 2022.

Neil moved/Kammeyer second to adopt Resolution No. 22-06: CONSTRUCTION EVALUATION RESOLUTION. WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2022 and January 31, 2023 and submit an adopted recommendation regarding that application to the DNR; and WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix; NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BREMER COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3). Adopted January 3, 2022.

Kammeyer moved/Neil second to adopt Resolution No. 22-07 APPOINTMENT OF LIAISON BETWEEN BREMER COUNTY AND ICAP. IT IS HEREBY RESOVLED by the Board of Supervisors of Bremer County to hereby nominate and appoint Kassandra Johansen, Finance Director and alternate Kip Ladage, Risk Management, to represent Bremer County (Member) with the Iowa Communities Assurance Pool (Pool). The individual and alternate shall act as liaison/proxy between Member and the Pool for the purposes of relating risk reduction and loss control information, and any other loss information or instructions concerning the obligations of the Member imposed by signing the Iowa Risk Management Agreement. Adopted this 3rd day of January, 2022.

Neil moved/Kammeyer second to make the following appointments to Boards, Commissions and Committees for calendar year 2022 unless otherwise stated:

BOARD OF ADJUSTMENTS (5-year term):

1. Greg Thies

BREMER WAVERLY LAW ENFORCEMENT BOARD (1-year term)

1. Dewey Hildebrandt
 - a. Tim Neil - Alternate
2. Ken Kammeyer

CONSERVATION BOARD (5-year term)

1. Kevin Korman

TOGETHER 4 FAMILIES (1-year term)

1. Dewey Hildebrandt
 - a. Ken Kammeyer – Alternate

E911 (1-year term) – appoint 1

1. Sheriff Dan Pickett

EASTERN IOWA TOURISM (1-year term)

1. Andy Hockenson
 - a. Tiffany Schrage – Alternate

WAVERLY AREA DEVELOPMENT FUND BOARD (1-year term)

1. Ken Kammeyer

COMPENSATION COMMISSION ON EMINENT DOMAIN PROCEEDINGS (1 year terms)
OWNER/OPERATOR OF AGRICULTURAL PROPERTY

1. Lynn Brase
2. To be appointed at a later date
3. Brian Meyer
4. Craig Petersen
5. Dale Calease
6. Mark Mueller
7. Diane Lenius

OWNERS OF CITY PROPERTY

1. Ron Meyer
2. Melissa Schmall
3. Gerald Vallem
4. Terry Dehmlow
5. Steve Wittenburg
6. De Ann Lahmann

7. Steve Aiello

PEOPLE HAVING KNOWLEDGE OF PROPERTY VALUE BY REASON OF OCCUPATON

1. Clarine "Louie" Hartman
2. Lee Peters
3. Denise Seitsinger
4. Duane Foelske
5. Dean Conrad
6. Ron Ihde
7. Deb Mummelthei

REALTORS – appoint 7

1. Jim Hurley
2. Jennifer Steere
3. Julie Lindaman
4. Jay Ranard
5. Deb Metcalf
6. Mike Sheehan
7. Nancy Conklin

GENERAL RELIEF DIRECTOR (1-year term)

1. Jan Heidemann

EAST CENTRAL MENTAL HEALTH REGION (1-year term)

1. Dewey Hildebrandt
 - a. Tim Neil - Alternate

INRCOG BOARD (1-year term)

1. Dewey Hildebrandt
 - a. Tim Neil - Alternate

INRCOG ECONOMIC DEVELOPMENT (1-year term)

1. Ken Kammeyer
 - a. Tim Neil - Alternate

INRCOG HOUSING COUNCIL (1-year term)

1. Ken Kammeyer
2. Donna Mohlis
3. Jay Ranard

INRCOG COMPREHENSIVE SOLID WASTE MANAGEMENT PLAN (1-year term)

1. Tim Neil
2. Bret Bienemann
3. Angie Auel

INRCOG REGIONAL TRANSPORTATION AUTHORITY/POLICY COMMITTEE (1-year term)

1. Dewey Hildebrandt

INRCOG REGIONAL TRANSPORTATION AUTHORITY – TECHNICAL COMMITTEE (1-year term)

1. Landon Moore, County Engineer

IOWA NORTHLAND REGIONAL TRANSIT (1-year term)

2. Dewey Hildebrandt
 - a. Tim Neil - Alternate

MEDICAL EXAMINER (1-year term)

- 1. Dr. Lee Fagre
- COUNTY MEDICAL EXAMINER INVESTIGATORS (1-year term)
- 1. Kip Ladage
 - 2. Rod Diercks
 - a. Jennifer Becker, Tammy Fleshner - Alternates
- NEICAC—COMMUNITY ACTION (1-year term)
- 1. Tim Neil
- NI JUVENILE DETENTION SERVICE COMMISSION (1-year term)
- 1. Ken Kammeyer
 - a. Tim Neil - Alternate
- NORTHEAST IOWA RESPONSE GROUP (1-year term)
- 1. Tim Neil
 - a. Kip Ladage - Alternate
- PATHWAYS – WAVERLY (1-year term)
- 1. Ken Kammeyer
- PLANNING & ZONING COMMISSION (5-year term)
- 1. Mark Mueller
- SECOND JUDICIAL DISTRICT (1-year term)
- 1. Tim Neil
 - a. Dewey Hildebrandt – Alternate
- UPPER CEDAR RIVER WATERSHED MANAGEMENT BOARD
- 1. Kip Ladage
 - a. Stephen Main - alternate
 - b. Ron Lenth – alternate
- UPPER WAPSIPINICON WATERSHED MANAGEMENT BOARD
- 1. Kip Ladage
 - a. Ron Lenth - alternate
- UPPER SHELL ROCK RIVER WATERSHED MANAGEMENT BOARD
- 1. Kip Ladage
 - a. Ron Lenth - alternate
- WAVERLY CHAMBER OF COMMERCE BOARD OF DIRECTORS
- 1. Ken Kammeyer
 - a. Tim Neil - Alternate
- WEED COMMISSIONER (1-year term)
- 1. David Lehman, Roadside Vegetation Mgr.
- IOWA WORKS CEO BOARD (1-year term)
- 1. Ken Kammeyer
- EMERGENCY MANAGEMENT COMMISSION (1-year term)
- 1. Tim Neil
 - a. Dewey Hildebrandt – Alternate

Kammeyer moved/Neil second to approve a payroll change for Leya Betz, Sheriff's Office, from Dispatcher \$24.70/hr. to Assistant Dispatch Supervisor, \$25.95/hr., promotion/re-evaluation of duties, effective 12/26/21.

Kammeyer moved/Neil second to approve a payroll change for Matt Coonradt, Secondary Roads, from Bridge Crew Laborer 95% \$23.65/hr. to Bridge Crew Laborer 100% \$24.90/hr., union scale increase effective 1/11/22.

Neil moved/Kammeyer second to set the mileage reimbursement rate for 1st quarter of calendar year 2022 at \$.50/mile.

Neil moved/Kammeyer second to approve the 12/27/21 minutes.

Neil moved/Kammeyer second to table action on proposed revisions to Community Based Services Policy - On-Call Time until 1/10/22.

Neil moved/Kammeyer second to authorize Board Chair to sign a Service Agreement between Bremer County and Riverview Center.

Kammeyer moved/Neil second to authorize Board Chair to sign the 2022 County Weed Commissioner Certification Form.

Neil moved/Kammeyer second to adopt RESOLUTION #22-08 - Mental Health Administrative Services Fund. WHEREAS, passage of SF 619 moved Mental Health and Disabilities Services (MHDS) funding from local property tax to State appropriation effective FY23 eliminating the county MHDS tax levy and the county MHDS fund (0010) and; WHEREAS, Bremer County will continue to employ county staff that perform mental health and disability administrative services for the East Central Region (ECR) through a Memorandum of Understanding agreement between Bremer County and the ECR; THEREFORE, BE IT RESOLVED that the Board of Supervisors of Bremer County hereby authorizes the setup of a dedicated sub-fund, 0006, of the General Fund as recommended by the Iowa Department of Human Services and the Iowa Department of Management to keep these expenditures and reimbursements for expenditures separate from the rest of the General Fund. Adopted January 3, 2022.

Neil moved/Kammeyer second to adopt RESOLUTION #22-09 - American Rescue Plan Act Projects and Disbursement of Funds. WHEREAS, March 11, 2021, the American Rescue Plan Act (ARPA) was signed into law allocating dollars for State & Local Fiscal Recovery and; WHEREAS, Bremer County anticipates receiving \$4,860,621 to be used only on allowable expenditures as determined by the U.S. Treasury; WHEREAS, an American Rescue Plan Act Advisory Committee was created on June 28, 2021, to research and recommend projects that will qualify as allowable expenditures under ARPA; WHEREAS, the Advisory Committee presented ARPA projects to the Bremer County Board of Supervisors on November 1, 2021 for the Board's consideration:

- EMA/Public Health Building
- Replace/Upgrade air handler units at the Courthouse
- Install backup generators at the Courthouse and Drexler Building
- Partial funding of public safety communication systems upgrade
- Funds may be made available to organizations through a grant application process (only for organizations and projects that meet ARPA requirements)

THEREFORE, BE IT RESOLVED that the Bremer County Board of Supervisors hereby accept the Advisory Committee's recommended ARPA projects and authorize disbursement of ARPA funds on such projects. Adopted January 3, 2022.

Neil moved/Kammeyer second to open the Third Public Hearing to consider a Resolution Declaring Emergency Medical Services to be an Essential Service in Bremer County, Iowa. Kip Ladage, Emergency Management/Safety & Risk Mgr, & Jim Schutte, present in support. Hildebrandt shared questions and comments received not in support, citing discontent with increasing property tax. Hildebrandt also received an email in regard to composition of the Advisory Council. Kammeyer moved/Neil second to close the Third Public Hearing.

Neil moved/ Kammeyer second to approve the Third Reading and adopt RESOLUTION NO. 22 – 10 A RESOLUTION TO DECLARE EMERGENCY MEDICAL SERVICES (EMS) TO BE AN ESSENTIAL SERVICE IN BREMER COUNTY, IOWA AS AUTHORIZED BY IOWA CODE SECTION 422D.1. WHEREAS, the Bremer County Board of Supervisors has the authority under Iowa Code 331.301(1) to "...exercise any power and perform any function it deems appropriate to protect and preserve the rights, privileges, and property of the county or of its residents, and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of its residents"; and WHEREAS, Bremer County supports EMS to its residents and seeks to provide Emergency Medical Services to all its citizens and visitors; and WHEREAS, ensuring efficient and effective EMS coverage is essential for maintaining the health and welfare of its residents; and WHEREAS, the Bremer County Board of Supervisors recognizes the importance of maintaining and advancing the level of care, capability, and coverage of Emergency Medical Services (EMS) in Bremer County; and WHEREAS, on June 9, 2021, Iowa Senate File 615 was signed into law by Governor Reynolds, amending Iowa Code Section 422D.1, giving Iowa Counties the ability to declare EMS an essential service for their respective county, thereby making it possible for counties to propose additional funding sources for EMS to the county's voters at an election. WHEREAS, Bremer County Board of Supervisors, on October 4, 2021, directed that notice of the first meeting to consider this resolution be made and any other actions be taken as necessary to proceed with the process under Iowa Code Section 422D.1 to declare EMS to be an essential county service. NOW, THEREFORE, BE IT RESOLVED by the Bremer County Board of Supervisors, that: Emergency Medical Services (EMS) is hereby declared an essential service in and for Bremer County, Iowa, and the Bremer County Board of Supervisors will exercise the necessary power and functions appropriate to preserve the health, safety, and welfare of Bremer County residents and provide for an effective and efficient Bremer County Emergency Medical Services (EMS) System that allows for quality care for the persons living, working or traveling in Bremer County, Iowa. Exercising said necessary power and function includes, but is not limited to, the establishment of a Bremer County emergency medical services advisory council and the proposition of a local option income surtax and/or ad valorem property tax to fund EMS to be voted upon by Bremer County voters. NOW, BE IT FURTHER RESOLVED, that adoption of this resolution will allow 1) For an election to be offered for voter approval of an ad valorem property tax not to exceed seventy-five cents per one thousand dollars of assessed value for EMS and 2) The creation of a county emergency medical services system advisory council to assist in researching / assessing the service needs of the county and guide implementation of the same under Iowa Code Section 422D.1. NOW, BE IT FURTHER RESOLVED, if a proposition to fund EMS through either a local option surtax or ad valorem property tax, or some combination thereof, fails to receive a favorable vote by at least sixty

percent of those voting on the question, this resolution shall be deemed null and void. HEREBY RESOLVED by the Board of Supervisors for Bremer County, Iowa, on this 3rd day of January, 2022.

Board reviewed their department FY23budget.

Board met with Landon Moore, Engineer, for a weekly Secondary Roads department update. Kammeyer moved/Neil second to adopt RESOLUTION NO. 22-11. WHEREAS, the Board of Supervisors, hereafter referred to as “the Board”, believes the Bridge Replacement 7-5, hereafter referred to as “the project”, is in the best interest of Bremer County, Iowa, and the residents thereof. The project is defined as bridge replacement on Midway Ave over Crane Creek; and WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Bremer County and its citizens, all as provided in and permitted by section 331.301 of the Code of Iowa; and It IS THEREFORE RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of the Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval, as provided by law; and BE IT FURTHER RESOLVED by the Board of Supervisors of Bremer County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor’s bond and certificate of insurance, Landon Moore, the County Engineer for Bremer County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of Bremer County, Iowa, to execute the contracts in connection with the afore awarded construction project let through the DOT for this county. Dated at Bremer County, Iowa, this 3rd day of January, 2022.

Kammeyer moved/Neil second to adopt RESOLUTION NO. 22-12. WHEREAS, the Board of Supervisors, hereafter referred to as “the Board”, believes the Bridge Replacement 10-18, hereafter referred to as “the project”, is in the best interest of Bremer County, Iowa, and the residents thereof. The project is defined as bridge replacement on Killdeer Avenue over Quarter Section Run; and WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed steps as required by the Code of Iowa, for notifications, hearings, and bidding/letting; and WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Bremer County and its citizens, all as provided in and permitted by section 331.301 of the Code of Iowa; and It IS THEREFORE RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of the Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval, as provided by law; and BE IT FURTHER RESOLVED by the Board of Supervisors of Bremer County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor’s bond and certificate of insurance, Landon Moore, the County Engineer for Bremer County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of Bremer County,

Iowa, to execute the contracts in connection with the afore awarded construction project let through the DOT for this county. Dated at Bremer County, Iowa, this 3rd day of January, 2022

Board met with Kip Ladage, Emergency Management/Safety & Risk Mgr., for a FY23 Budget work session.

The Accel Group representatives, Mike Byl and Tony Pollastrini, presented a Cyber Liability insurance quote. Nate Koehler, MIS, present. Hildebrandt moved/Neil second to authorize Board Chair to sign the FY23 insurance renewal.

Kammeyer moved/Neil second to authorize Board Chair to sign Bremer County Cyber Liability Insurance.

Board reviewed FY23 dept. budgets 17, 33, 34, 69, 73, 85.

Bremer County Fair Association representatives Danny Buls, Roy Petersen & Jon Elsamiller, met with the board to give an update on progress of the new fairgrounds and to make a FY23 Budget Request. Inquiry was also made into other possible sources of funding such as LOSST, federal COVID funds, etc.

Barb Meeker, Human Resource Mgr. & Kelsie Wehling, Public Health Nurse, presented a Vaccination, Testing, and Face Covering Policy. Kammeyer moved/Neil second to table the 1/10/22, the Vaccination, Testing, and Face Covering Policy.

Kammeyer moved/Neil second to adjourn at 1:08 p.m.

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular session of the January 3, 2022 meeting of the Bremer County Board of Supervisors.

Dewey Hildebrandt, Chairman

Attest: _____
Shelley Wolf, Auditor