

**BOARD OF SUPERVISORS MEETING  
THIRTY-FORTH MEETING, 2017 SESSION (34)  
SEPTEMBER 5, 2017**

The Buena Vista County Board of Supervisors met in regular session, on Tuesday, September 5, 2017 at 8:30 A.M. in the Boardroom, with Chairman Huseman presiding, and the following members present: Altena, Arends, Merten, Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

**Secondary Road Report:** They are working on driveways; Heinsohn's were hired to clean out some box culverts; crews are doing some brush cutting; the sealcoat project was fog sealed on Friday; the box culvert by Walmart is going ok, they are still working on it, hoping that this crew will be done on Friday or Monday, and then the crew will move to another culvert project; the paving crew will move in to finish the Walmart box culvert project, which will take another few days to cure.

Motion by Arends, second by Altena, to approve the **minutes** of 8/29/17, as corrected, today's claims approval list, and the following **reports:** June Board of Health minutes & August agenda packet, FY'16 Rolling Hills Community Services Region Audit Report, July Lake Improvement Commission minutes & August update, and Iowa Lakes Corridor Annual Report of the CEO. Carried.

The Chair opened the public hearing for a **Master Matrix** for Wagner Finisher Farm (Grey Owl Farms V, LLC), in Section 6 of Lincoln Township, with Env Health/Zoning Director Kim Johnson, IA Select Farms Env Services Manager Kent Pliner, Roger & Kris Skelton, Jack & Kay Walker, Travis Wagener, Dennis Smith, and 2 media present. There was also a letter received from Jack & Kay Walker. Johnson reviewed the Master Matrix with the Board, explaining the points. There are 440 points needed to pass, and Wagner Finisher Farm, received 440 points, and is above the minimum requirements for air, water, and community. The Chair opened it up to comments and questions: There are 35 homes within 3 miles of this site; there is a 5,000,000 head chicken facility ½ mile north, a fertilizer plant and a truck wash all within a half mile of our home, and now to add another site a half mile west; honey wagons can take the manure wherever it is needed, so sites do not have to be on top of each other, we already deal with too many flies because of the chicken site; there is a concentration on these type facilities now. Can you not find a different location on all of Mr. Taylors ground that would not affect as many people? A good neighbor policy needs to have more of an impact on the determination of these sites. Who is going to move into our homes? These operations are pushing people out; absentee owners do not have to deal with the negative quality of life these sites deliver to us. A few years back, this site had dry manure stock piled on it and it rained, it was a manure pile in a pond. A question was asked of the Board as to what they consider besides the matrix, which Merten responded that all of the comments are forwarded to the DNS, and this is a way to bring people together to discuss the issues. Johnson stated that the Board can recommend denial, but the DNR will look at the points on the matrix, and as long as it has points, the matrix will be approved. Motion by Arends, second by Merten, to close the public hearing. Carried. Motion by Huseman, second by Merten, to recommend disapproval of the Wagner Finisher Farm (Grey Owl Farms V., LLC) Construction Application to the Iowa Department of Natural Resources, and authorize the Chair to sign **Resolution #2017-09-05-A**, the Master Matrix for Wagner Finisher Farm (Grey Owl Farms V, LLC), in Section 6, Lincoln Township, after the comments have been added. Carried.

**RESOLUTION 2017-09-05-A**

Recommending **disapproval** of the Wagner Finisher Farm (Grey Owl Farms V, LLC) Construction Application to the Iowa Dept. of Natural Resources.

**WHEREAS**, the Buena Vista County Board of Supervisors has adopted the Master Matrix CAFO construction applications to provide an opportunity for local input; and

**WHEREAS**, a construction application for the construction of two hog finishing buildings with deep pit manure storage has been submitted by Grey Owl Farms V, LLC on August 7, 2017; and

**WHEREAS**, the Buena Vista County Environmental Health Director has reviewed the application using the Master Matrix, finding a score of 440 points, and has verified all of the elements of the application for accuracy; and

**WHEREAS**, the minimum score set by the DNR is 440 points.

**WHEREAS**, the Board of Supervisors published a notice in the Pilot Tribune on August 11, 2017, as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on September 5th, 2017, for the purpose of receiving public comment; how is a site determined? There are 35 homes within 3 miles of this site; there is a 5,000,000 head chicken facility ½ mile north, a fertilizer plant and a truck wash all within a half mile of our home now to add another site a half mile west; honey wagons can take the manure wherever it is needed, so sites do not have to be on top of each other, we already deal with too many flies because of the chicken site; there is a concentration on these type facilities now. Can you not find a different location on all of Mr. Taylors ground that would not affect as many people? A good neighbor policy needs to have more of an impact on the determination of these sites. Who is going to move into our homes? These operations are pushing people out; absentee owners do not have to deal with the negative quality of life these sites deliver to us. A few years back this site had dry manure stock piled on it and it rained, it was a manure pile in a pond. This is low ground. Also, see attached letter.

**WHEREAS**, the Board of Supervisors shall submit the recommendation within 30 days of DNR receipt of application,

**WHEREAS**, the Board of Supervisors, has assembled their comments with knowledge provided for submission to the DNR; while we understand the DNR is required to follow Iowa Code, we must also try to insure for the best interest of our taxpayers. A good neighbor policy and separation distances need to have a practical approach.

**NOW THEREFORE BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby recommends disapproval of the construction application of the Wagner Finisher Farm Construction Application.

**PASSED, APPROVED AND ADOPTED** this 5th day of September, 2017.

/s/ Tom Huseman, Chairperson, Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Motion by Altena, second by Arends, to approve and authorize the Chair to sign the **Jt. DD #18-42** Contractor's Pay Request #5 for Rognes Bros. Excavating, in the amount of \$23,235.16. Carried.

Motion by Huseman, second by Ringgenberg, to appoint Cody Cameron as a **Deputy Medical Examiner**, replacing Matt Imming, with a term expiring 12/31/17. Carried.

**Supervisor Meeting Reports:** Altena attended Upper Des Moines meeting last week; Merten attended Central IA Juvenile Detention Center meeting last week and Rolling Hills Region meeting; Ringgenberg attended Early Childhood Iowa meeting last week.

The Board opened up discussion regarding their motion to make Tim Speers a full-time County employee as a deputy medical examiner. A call was placed to Tom Schuetz, Group Services, to discuss a different option for this deputy medical examiner position, rather than making Speers a full-time employee. Schuetz stated that it would be easier to expand the eligibility of obtaining health insurance for this position rather than making it a full-time position, as there are several other things to consider if making it full-time. Motion by Arends, second by Merten, to rescind the motion made last week that made Deputy Medical Examiner Tim Speers a full-time employee, and authorized Schuetz to initiate the process of asking Wellmark to expand the eligibility for health insurance coverage to include the Deputy Medical Examiner with administrative duties, who works a minimum of 280 on-call hours per month. Carried.

I.T. Director Tyler Van Houten discussed computer purchases for all of the departments. Van Houten stated that he could upgrade all of the existing computers from Windows 7 to Windows 10, but questioned whether it was worth upgrading old equipment. Van Houten is looking at purchasing, during this fiscal year, 36 new computers with solid state hard drives, and start replacing the old pc's. Van Houten stated that this was included in the capital projects loan, and he will update the Departments at their next meeting.

A public hearing was held on September 5<sup>th</sup> at 11:05 am at the Buena Vista County Courthouse to hear comments on the county's application for CDBG Career Link Grant. The public hearing was opened at 11am by Chair Huseman. The hearing was pursuant to the citizen participation requirements of Section 508 of the Housing and Community Development Act of 1987, as amended March 25, 1988. The Iowa Economic Development Administration (IEDA) will advise all CDBG applicants and grantees of the requirements, and of acceptable means to amended, to ensure compliance with said requirements by all applicants for and recipients of CDBG funds administered by the State of Iowa. The public was informed that IEDA requires reasonable public access to all local meetings, project records and information relating to the proposed and actual use of CDBG funds. All CDBG related meetings should be conducted in public buildings.

The need for the project was identified by VT Industries, Ida County Economic Development and Buena Vista County. The project will shuttle workers from Storm Lake to VT Industries in Holstein, Iowa. The application cycle is currently open and the project is anticipated to begin in upon awarding of grant funds.

The total project is estimated to be approximately \$166,320. The local share of this project, with a CDBG award of \$87,120, would be \$79,200. Local matching funds would be provided by VT Industries and rider fares. Grant administration would be \$7,920 for a total CDBG request of \$87,120.

A requirement of the CDBG program is that funds must benefit a population of at least 51% of the households are occupied by low or moderate income families It was noted that no businesses or persons will be displaced as a result of this proposed project.

In the event that any persons or businesses are displaced as a result of the recommended project, the entities involved in the project will adhere to the requirements of the Uniform Relocation and Assistance and Acquisition Act of 1974, as amended.

The hearing shall then be open for public questions or comments. Motion by Arends, second by Altena, to close the public hearing. Carried. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the Career Link Funding CDBG Grant application, regarding transportation to V.T. Industries in Holstein. Carried.

There being no further business, motion by Arends, second by Huseman, to adjourn the meeting at 11:28 a.m. until Friday, September 15, at 8:30 a.m. for a special session to canvass the School Election. Carried. (No meeting is planned for Tuesday, September 12)