

September 26, 2023

The Bremer County Board of Supervisors as Drainage District Trustees in Bremer County, IA, met in session on Tuesday, September 12, 2023 in the Courthouse, Waverly, Iowa, at 8:15 a.m. Minutes recorded by Shelley Wolf, Auditor.

The Bremer County Board of Supervisors met in session on Tuesday, September 26, 2023 in the Courthouse, Waverly, Iowa, at 8:45 a.m. Kammeyer, Cerwinske, Hildebrandt present. Cassandra Johansen, Finance Director, also present. Unless otherwise noted all actions were approved unanimously. Some Resolutions and Ordinances herein are summary descriptions, full text is available for viewing online at:

[https://www.bremercounty.iowa.gov/government/resolutions\\_and\\_ordinances.php](https://www.bremercounty.iowa.gov/government/resolutions_and_ordinances.php) and also available M – F 8:00 AM to 4:30 PM in the Bremer County Auditor’s office.

Following the Pledge of Allegiance, the meeting was called to order by Chairman Kammeyer. Hildebrandt moved/Cerwinske second to approve the agenda with the addition of a decision on length of repayment of the 911 Communications Bond. Tim Schumacher, Waverly Newspapers present.

Kammeyer administered the Oath of Office to Bruce Tierney, Sheriff’s Deputy. Dan Pickett, Sheriff, Chief Deputy Sheriff, Robert Whitney, Darius P. Robinson, County Attorney and Kayleen Tierney, present.

Hildebrandt moved/Cerwinske second to approve the 9/19/23 minutes.

Hildebrandt moved/Cerwinske second to approve a payroll addition for Bruce Tierney, Deputy Sheriff, full time, \$75,574/yr., effective 9/26/23; a payroll change for Kaleb Grimm, CBS Direct Care Staff, from \$16.75/hr., \$10.25/hr. sleep time to \$17/hr., \$10.40/hr. sleep time, remainder of FY24 increase, effective 10/01/23.

Cerwinske moved/Hildebrandt second to authorize Hildebrandt to sign an updated 28E Agreement for Mental Health/Disability Services of the East Central Region at the next board meeting.

Public comment: Cerwinske reported making an inquiry in regard to lifting the burn ban. Consensus of the Fire Chiefs is to keep the burn ban in effect.

Board/Committee updates: Cerwinske attended the Northeast Iowa Community Action Board meeting; Kammeyer attended Iowa Workforce Development Board meeting.

Hildebrandt moved/Cerwinske second to open the Public Hearing for a proposal to enter into a General Obligation Emergency Communications Loan Agreement. Several members of the public and local emergency service providers were present in support. The Board reported receiving a significant number of communications in favor and no comments were received in opposition. Hildebrandt moved/Cerwinske second to close the Public Hearing.

Hildebrandt moved/Cerwinske second to adopt RESOLUTION NO. 23-77: Resolution taking additional action on proposal to enter into a General Obligation Emergency Communications Loan Agreement. WHEREAS, the Board of Supervisors of Bremer County, Iowa (the "County") heretofore proposed to enter into a General Obligation Emergency Communications Loan Agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$4,700,000, pursuant to the provisions of Sections 331.402 and 331.441(2)(b)(17) of the Code of Iowa for the purpose of paying the cost, to that extent, of acquiring and installing improvements to the E911 emergency communications system and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on September 26, 2023; NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Bremer County, Iowa, as follows: Section 1. The Board hereby determines to enter into the Loan Agreement in the future and orders that General Obligation Emergency Communications Bonds, Series 2023 (the "Bonds") be issued at such time, in evidence thereof. The Board of Supervisors further declares that this resolution constitutes the "additional action" required by Section 384.24A of the Code of Iowa. Section 2. Further action with respect to the Loan Agreement is hereby adjourned to the Board of Supervisors meeting scheduled for October 10, 2023. Section 3. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict. Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law. Passed and approved September 26, 2023.

Hildebrandt moved/Cerwinske second to authorize Board Chair to sign a Motorola Solutions, Inc. Communications System and Services Agreement for the 911 Communications upgrade project.

Johansen inquired how many years the board intends to schedule repayment for the 911 Communications G.O. bond. Hildebrandt moved/Cerwinske second to set the repayment schedule for the 911 Communications Bond to be five years. Schumacher exited.

Bremer County farm land bids were opened and reviewed. Darius P. Robinson, County Attorney, Nathan & Whitney Kremer, present. Hildebrandt moved/Cerwinske second to accept the highest bid on each field: Nathan & Whitney Kremer, Fields A: \$32,475.74, B: \$33,476.44, C: \$44,071.14; Rick DeGroot, Field D: \$8,585.

Johansen explained a discrepancy discovered during software conversion that cannot be explained or uncovered after attempts by the Treasurer's Office, Finance Director, Software Co., and other County Treasurers. The outside Auditors consider the amount to be immaterial and recommend clearing the amount. Cerwinske moved/Hildebrandt second to approve an adjusting entry for \$8,468.28.

Board met with Landon Moore, Engineer, for a weekly department update. Cerwinske moved/Hildebrandt second to approve a utility permit for Windstream Iowa Communications, LLC for the installation of fiber optic cable in Huber Subdivision. Hildebrandt moved/Cerwinske second to approve a utility permit for Iowa Regional Utilities Association for the installation of underground water line along Marquis Road in Maxfield Twp. Cerwinske moved/Hildebrandt second to approve a utility permit for Northern Natural Gas Company for the installation of underground gas line along 240<sup>th</sup> St in Jackson Twp.

Board met with Sara Dickinson, Cottingham & Butler Benefits Consultant, to consider a new pharmacy benefit option and to review the current county benefits and the FY25 package. Barbara Meeker, HR Mgr., present.

Hildebrandt moved/Cerwinske second to authorize Board Chair to sign PrudentRX as Bremer County’s pharmacy copay card program.

Adam Hoffman, Treasurer, presented a tax abatement for the Waverly Golf course property now owned by the City of Waverly.

Cerwinske moved/Hildebrandt second to adopt RESOLUTION NO. 23-78: ABATEMENT OF TAXES. WHEREAS, Section 445.63 of the Code of Iowa requires the Board of Supervisors of Bremer County Iowa to authorize the Treasurer to strike from the tax books all taxes regular, interest and costs for properties that have been attained by another governing body and the real estate taxes that were previously owing on the parcel, prior to the governing body's ownership, and the governing body has refused to pay such taxes; WHEREAS, Parcel 0903434005 was deeded to the City of Waverly on December 28, 2022. WHEREAS, Parcel 0903434006 was deeded to the City of Waverly on December 28, 2022. WHEREAS, Parcel 0903476004 was deeded to the City of Waverly on December 28, 2022. WHEREAS, Parcel 0903476004 was deeded to the City of Waverly on December 28, 2022. THEREFORE, the Bremer County Board of Supervisors directs the Treasurer to strike from the tax books and abate all taxes regular, interest and costs per the following schedule and abate any future taxes attached to these parcels if still owned by the City of Waverly.

Parcel Number	Tax District	FY 2023 Taxes	Pro-Rated Payment
<u>Amount to be abated</u>			
0903434005	46000	\$2,534.72	\$1,256.14
0903434006	46000	\$2.00	\$0.50
0903476004	46000	\$4.00	\$0.50
0910276026	46000	\$58.00	\$40.32
Totals:		\$2,598.72	\$1,297.46
			\$1,301.26

So passed and adopted this 26th day of September 2023.

Board met with Lindsey Lambert, Building & Zoning Admin. to consider a minor subdivision request. Doreen Morris present in support. Hildebrandt moved/Cerwinske second to approve division of land and adopt RESOLUTION NO. 23-79 APPROVING THE MINOR SUBDIVISION PLAT OF Thomas J. Posusta & Doreen K. Morris: Boundary Line by Agreement: Doc. 2009-0222 (Thomas J. Posusta and Doreen K. Morris) containing parcels of real estate described as: Lot 1 and Lot 2 of the Posusta Subdivision (as recorded in Doc. 2009-3067) of the Parcel F (as recorded in Doc. 2008-5233) of the SW¼ of Sec 32, T91N, R14W of the 5<sup>th</sup> P.M., of Bremer County, IA. Doc. 1988-1533 (Reints Farms, LLC) portions of the SE¼ of the SW¼ and the W¾ of the NE¼ of the SW¼ and the W½ of the SW¼ of Sec 32, T91N, R14W of the 5<sup>th</sup> P.M., except Parcel F (Doc. 2008-5233) further described as: Tract A: Beginning at the NW corner of Lot 1 of Posusta Subdivision; then S00°05’29” W436.57’; thence 89°20’46” W50.00’; thence N00°05’29” E440.06’; thence S86°39’34” E50.00’ to point of beginning. And Tract B: Beginning at the NW corner of Lot 2 of Posusta Subdivision; then S00°05’29” W361.99’; thence S85°15’17” W120.29’; thence N00°05’29” E370.28’; thence S89°20’46” W120.00’ to point of beginning. Revised Boundary Descriptions: Parcel J: Being a portion of Parcel F (Doc. 2008-5233) later subdivided as “Posusta Subdivision” (Doc. 2009-3067 recorded

in Plat Cabinet B, Side #34) and Tract B of the above descriptions of the SW $\frac{1}{4}$  of Sec 32, T91N, R14W of the 5<sup>th</sup> P.M. in Bremer County, IA and further described as beginning at the Northwestern corner of Lot 2 of Posusta Subdivision; thence N89°25'45" East (previously recorded as S89°55'17" West) 400.00' to SE corner of Lot 1 of said subdivision; thence N00°52'53" West feet (previously recorded as S00°13'53" East) 442.67' to NE corner of Lot 1 of said subdivision; thence S86°39'34" East (previously recorded as S86°05'55" West) 67.34' along a Northerly line of said Lot 2; thence N00°52'53" West (previously recorded as N00°13'55" West) 754.69' to the Northwestern corner of Lot 2 of said subdivision; thence N89°31'02" East (previously recorded as S89°49'40" East) 996.41' to the Northeasterly corner of said Lot 2; thence S00°19'55" East (previously recorded as S00°19'50" West) 1016.71' to the Southeasterly corner of said Lot 2; thence S89°01'35" West (previously recorded as S89°41'20" West) 972.35' along a Southerly line of said Lot 2; thence S01°31'20" E494.12' (previously recorded as S00°55'20" E493.12') along a Easterly line of said Lot 2; thence S85°15'17" West (previously recorded as S85°54'20" West) 494.36' to the Southwesterly corner of said Lot 2; thence S85°15'17" W120.29'; thence N00°05'29" E370.28'; thence N89°20'46" E120.00' to point of beginning, contains 28.82 acres. Note: The West line of the SW $\frac{1}{4}$  of Sec 32 is assumed to bear S1°02'27" East for this description. Boundary Line by Agreement: Parcel K: Being a portion of Parcel F (Doc. 2008-5233) later subdivided as "Posusta Subdivision" (Doc. 2009-3067 recorded in Plat Cabinet B, Side #34) and Tract A of the above descriptions of the SW $\frac{1}{4}$  of Sec 32, T91N, R14W of the 5<sup>th</sup> P.M. in Bremer County, IA and further described as beginning at the Northwestern corner of Lot 1 of said Posusta Subdivision; thence S86°39'34" East (previously recorded as S86°05'55" East) 393.09' to NE corner of Lot 1 of said subdivision; thence S00°52'53" East feet (previously recorded as S00°13'55" East) 442.67' to SE corner of Lot 1 of said subdivision; thence S89°25'45" West (previously recorded as S89°55'17" West) 400.00' along a Southerly line of said Lot 1; thence S89°20'46" West (previously recorded as S90°00'00" West) 859.49' to the Southwesterly corner of Lot 1 of said subdivision; thence N01°02'27" West (previously recorded as N00°23'15" West) 33.0' to the Northwestern corner of said Lot 1; thence N89°20'46" East (previously recorded as N90°00'00" East) 809.91' along a Northerly line of said Lot 1 to a point that is 50' West of the West line of said Lot 1; thence N00°05'29" E440.06' parallel to the West line of said Lot 1; thence S86°39'34" E50.08' to point of beginning, contains 5.30 acres. Note: The West line of the NW $\frac{1}{4}$  of Sec 32 is assumed to bear S1°02'27" East for this description. WHEREAS, ON THE 26<sup>th</sup> DAY OF September, 2023 at a regular meeting of the Bremer County Board of Supervisors, Bremer County, Iowa a minor subdivision plat of Thomas J. Posusta and Doreen K. Morris: (parcels previously described) has been considered and should be approved. NOW, THEREFORE, BE IT RESOLVED by the Bremer County Board of Supervisors, Bremer County, Iowa that said minor subdivision plat be approved, and the Chairman of the Board of Supervisors and the County Auditor of Bremer County, Iowa, are hereby directed to affix their signatures to said Resolution. PASSED AND ADOPTED THIS 26<sup>th</sup> day of September, 2023.

Board discussed possible locations for the scale house at the Customer Convenience Center.

Board met with Scott LaRue, GIS/Maintenance. Darius P. Robinson, present.  
Hildebrandt moved/Cerwinske second to enter into an Agreement for Services between Terracon Consultants, Inc. and Bremer County for geotechnical engineering services related to the courthouse addition.

Board met with Dan Pickett, Sheriff.

Hildebrandt moved/Cerwinske second to authorize ordering a new van that will be paid for from the Jail Commissary fund.

Cerwinske moved/Hildebrandt second to adjourn at 11:52 a.m.

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular session of the September 26, 2023 meeting of the Bremer County Board of Supervisors.

\_\_\_\_\_  
Ken Kammeyer, Chairman

Attest: \_\_\_\_\_  
Shelley Wolf, Auditor