

# BOARD PROCEEDINGS

Hardin County Board of Supervisors • Dec. 28, 2022

## HARDIN COUNTY BOARD OF SUPERVISORS

MINUTES – DECEMBER 28, 2022  
WEDNESDAY – 8:30 A.M.

### EOC TRAINING ROOM

Board Chair BJ Hoffman called the meeting to order. Supervisors Lance Granzow and Renee McClellan were present. Also attending: Darrell Meyer, Dave McDaniel, Taylor Roll, Thomas Craighton, Deb Crosser, Michael Pearce, and Jolene Pieters. Attending via Zoom: Connie Mesch, Tifani Eisentrager, Mike Hohenbrink, Curt Groen, Donna Juber, Pauline Lloyd, and Julie Duhn.

The Pledge of Allegiance was recited.

McClellan moved, Granzow seconded to approve the minutes from December 21, 2022. Motion carried.

Granzow moved, McClellan seconded to approve the agenda. Motion carried.

McClellan moved, Granzow seconded to approve the claims for payment for December 28, 2022. Motion carried.

Engineer Roll discussed the proposed Resolution to Amend Utility Permit Application.

Granzow moved, McClellan seconded to approve Resolution 2022-43, Resolution to Amend Utility Permit Application Roll Call Vote: "Ayes" Granzow, McClellan, Hoffman. "Nays" none. Absent: None. Motion carried. Resolution No. 2022-43 is hereby adopted as follows:

Where upon Board Member Lance Granzow moved that the following resolution be adopted:

#### RESOLUTION NO. 2022-43

#### RESOLUTION TO AMEND UTILITY PERMIT APPLICATION

**WHEREAS**, the Hardin County Board of Supervisors are charged with 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 its residents, and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of its residents; and

**WHEREAS**, the Board of Supervisors believes it appropriate under Iowa Code 331.301(1) to charge a permit application fee to certain applicants seeking to enter or otherwise cross, either over, under or upon, county property or right-of-way;

**NOW THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Hardin County, Iowa, that the Utility Permit Application shall be amended as follows:

Amendment 1: The first sentence of the introductory paragraph shall read: "This is a Utility Permit Application for telecommunications, electric, gas, water and sewer utilities and other infrastructure."

Amendment 2: Any reference to

"utility company" shall be replaced with "applicant".

Amendment 3: Any reference to "utility lines" and "lines", shall be replaced with "utilities lines and other infrastructure".

Amendment 4 (new Paragraph):

11. APPLICATION FEE. An application fee in the amount of \$10,000.00 is due at the time of filing the application. This fee shall apply to infrastructure entering or crossing, whether upon, beneath or suspended above, any county property or right-of-way. The fee shall not apply to public utilities as defined by Iowa Code 476.1(3) (2022); and shall not apply to infrastructure that is owned by adjacent landowners. The term "landowner" shall not include lienholders, tenants, easement holders, persons or agents with power-of-attorney.

The motion was seconded by Board Member Renee McClellan and after due consideration thereof, the roll was called, and the following Board Members voted:

Ayes: Granzow, McClellan, Hoffman

Nays: None

Absent: None

Abstain: None

Whereupon, the Chair of the Board of Supervisors declared said Resolution duly passed and adopted this 28th day of December 2022.

*/s/ BJ Hoffman*

*BJ Hoffman, Chair*

*Board of Supervisors*

*Attest:*

*/s/ Jolene Pieters*

*Jolene Pieters*

*Hardin County Auditor*

McClellan moved, Granzow seconded to approve the change of status in the Secondary Roads Department for the resignation of Joshua Garcia. Motion carried.

McClellan moved, Granzow seconded to approve the change of status in the Sheriff Department for the resignations of Dan Kluesner and Clint Brooner. Motion carried.

Granzow moved, McClellan seconded the change of status in the Sheriff Department for Drake Baade as part-time correctional officer. Motion carried.

In other business: Hoffman reminded everyone of the Organizational Meeting January 3rd, 2023, at 9:00 a.m. at the EOC Training Room. Hoffman also thanked everyone that worked during the past snowstorm.

McClellan moved, Granzow seconded to adjourn the meeting. Motion carried.

Meeting was adjourned at 9:16 a.m.

*/s/ BJ Hoffman*

*Chair, Board of Supervisors*

*/s/ Jolene Pieters*

*Hardin County Auditor*

*BJ Hoffman, Chair or Vice-Chair*

*Board of Supervisors*

*Jolene Pieters*

*Hardin County Auditor*