

April 4, 2019

Board met in regular session at 8:30 a.m. at Drake Library, Grinnell, Iowa. Members present Diana Dawley, Merle Doty & Jason Roudabush. Also present: Lamoyne Gaard.

Moved by Doty, 2nd by Roudabush to approve agenda as amended to include approval of Certificate of Appointment for Amy Witt, Treasurer's Office. 3 ayes. Motion carried.

Moved by Doty, 2nd by Roudabush to approve March 28 & April 1, 2019 board minutes. 3 ayes. Motion carried.

8:35 a.m. Susan Hiner, General Assistance/CICS, met with board for monthly meeting.

8:36 a.m. Worthin Grattan joined the meeting.

Moved by Roudabush, 2nd by Doty to approve April 5, 2019 Poweshiek County Payroll for \$205,261.45. 3 ayes. Motion carried.

Moved by Roudabush, 2nd by Doty to approve Certificate of Appointment for Amy Witt, Universal Clerk Specialist, Treasurer's Office; rate of pay \$13.50 per hour; effective April 4, 2019. 3 ayes. Motion carried.

Moved by Doty, 2nd by Roudabush to approve the following Utility Permits:

- #19-32U to Alliant Energy for work in Warren Township
- #19-33U to Poweshiek Water Association for work in Chester Township

3 ayes. Motion carried.

9:00 a.m. Russ Schuck, Veterans Affairs Director, met with board for quarterly meeting.

Worthin Grattan stated he felt the rock roads were looking good. Worthin further stated his concern for an area of Walnut Creek at 60th Street, Chester Township, which the dirt berm has washed out and water is running into a field owned by Keith Osland. Doty stated he would contact Osland and if needed then contact the road department.

9:33 a.m. Moved by Doty, 2nd by Roudabush to adjourn. 3 ayes. Motion carried.

Melissa Eilander, Poweshiek County Auditor

Diana Dawley, Chairman

April 8, 2019

Board met in regular session at 8:30 a.m., Boardroom, Courthouse, Montezuma, IA. Members present Diana Dawley, Merle Doty & Jason Roudabush.

Chairman Dawley led the pledge of allegiance.

Moved by Roudabush, 2nd by Doty to approve agenda. 3 ayes. Motion carried.

Moved by Doty, 2nd by Roudabush to accept, with regret, the retirement of Linda Kudart, Assessor's Office, and to further approve Resolution #2019-27 Continuation of Coverage – Early Retirement Policy for Linda Kudart effective May 17, 2019. 3 ayes. Motion carried. The board extends their appreciation for Linda's 39 years of service with the county.

The board accepted, with regret, the resignation notice of Jeff Criswell, Dispatcher/Jailer, effective April 26, 2019.

Moved by Doty, 2nd by Roudabush to approve Utility Permit #19-34U to Brooklyn Mutual Telecommunications Co-op for work in Bear Creek Township. 3 ayes. Motion carried.

Moved by Roudabush, 2nd by Doty to approve Utility Permits #19-35U through #19-77U to MidAmerican Energy for work in Pleasant, Scott, Jackson, & Lincoln Townships. 3 ayes. Motion carried.

9:00 a.m. Moved by Doty, 2nd by Roudabush to enter into public hearing to receive comments regarding construction permit for hog finishing building confinement; SW ¼ SW ¼, Section 3, Madison Township. 3 ayes. Motion carried. Present: Diana Dawley, Merle Doty, Jason Roudabush; Supervisors; Missy Eilander, Auditor; Char Posekany, Chuck Posekany, Allan Graham, Brenda Graham, Kyle Graham, Marla Ross, Wayne Ross, Linda Faas, Arlen Faas, Cliff Foster, Joyce Otto, Val Vetter, Nancy Cadmus, Donna Winburn, Tawni Hammans, Dakota Hudnut, Allan Plesek, Paul Jones, Dorine Boelen, Kevin Giles, Phil McCune, Daryl Brau, Kevin Heishman, Dale Kasal, Lamoyne Gaard, Garald Nelson.

Cliff Foster states he lives in northern Madison Township and he appreciates the courtesy of the board sending letters to landowners within 2 miles. Foster is concerned with road infrastructure in this area and wondered if that was an area the supervisors could say no to the confinement because there is no road infrastructure to support the volume and weight of the trucks and also the bridges cannot support. Dawley stated she talked to the county engineer and he states agriculture is exempt so there isn't anything they can do. Foster stated there is no bridge posting in that area and Dawley stated she would need to discuss that with the engineer for further explanation why are bridges not posted.

Joyce Otto inquired if heavy vehicles going over bridges and something happens who pays for it. Dawley stated if there is damage and we know who caused the damage, that individual would be responsible. Otto wanted to know how we would know if someone is over the weight limit as we don't really have anyone watching the bridges.

Foster stated there is no way to access this proposed facility without crossing bridges that are grated at 10-20; there is no way in. He feels the trucks hauling the feed to the facilities are way over those limits. In the last 2 ½ years he has never seen roads in such disarray and they are nearly impassable for residents that live in the region. Dawley states secondary road has been doing contract rock hauling and trying to get roads back up but it all takes time. The county is trying to put more money into secondary roads. Foster stated he has had conversations with the engineer about possibly installing engineering fabric on the roads and states he feels this hold up well. Dawley stated it would be interesting to experiment with this on a few areas to see how it holds up.

Foster read a letter from neighbors, Donald & Tracy Roudabush expressing their concerns for the confinement. Roudabush states they own residence just north of the site. They are DHS licensed foster parents and Tracy is also state registered child care provider. They are concerned about the well-being of children in their home with regard to air quality. Their own daughter suffers from asthma and they have concerns how the odor in the air will affect her.

Dorine Boelen says she hears a lot of talk about conditions of roads and perhaps another meeting needs to be held with engineer present to discuss the roads as they are in poor condition. Dawley states the county is trying to put more money back into the roads but it just takes time. Dorine stated in Wisconsin they have blacktop and feels maybe put money into blacktop. Dawley stated if we had all the money, that would solve our problems; we are limited on funds but the county is trying to get more money to roads. Doty stated the engineer stated it is more costly to maintain blacktop rather than rock roads as well as the initial cost is way more. Doty stated the county is trying to do the best we can with money available.

Wayne Ross states he lives ½ mile from the facility. He stated he used to farm and the 500 hogs and they were not in confinement and every once in a while a neighbor would complain about hog stink and he imagines he will smell hog stink from time to time but realized that when he decided to build his house in the country. If one chooses to live in rural Iowa, you will get smells from time to time. Hog facilities inject manure underground and will be almost no smell. He stated he drives around with windows down to see if he can smell hog facility and he does not notice smell.

Daryl Brau inquired who the actual owners are and if built, will they be making the structures around such as trees to help mitigate smells and dust. Allan Graham stated there is one individual building the facility and trees will be planted around the facility and also looking into filters.

Dawley asked Graham if this facility could be moved to his other site location and Graham stated that would put that facility to 5,000 head and plus this location is adjacent to where the manure will be spread.

Dawley stated there has been much concern from residents at Holiday Lake and the lake is economic development for the county. Graham stated this facility is up hill from the lake. He states the new buildings are built with such good technology and they are still improving technology to help keep the odor down.

Roudabush inquired if he will put chemicals in pit and Graham stated he is looking into that.

Dawley stated she talked to Bill Gibbons at DNR & he stated a survey of the area is being required and asked if that had been completed. Graham stated it has not been completed yet. Dawley states that this facility is 1,254 feet from nearest neighbor and the facility can only be 1,250 feet. Graham states survey is part of the process with proposed facilities.

Otto inquired as to how far away the license foster home & child care provider (Roudabush) is to the facility. Roudabush states maybe NE ½ mile.

Gaard stated he realizes the supervisors have no power to stop or limit the hog building but would ask if they will send a letter to DNR recommending that this facility not be built due to being so close to child care facility and also Holiday Lake. Gaard feels it should not be in this location. Dawley stated the board will discuss after the public hearing what they want to send to DNR.

Arlen Faas asked if the supervisors will let them know what they are going to send to DNR and are the supervisors going to say they are against the facility and why can't the supervisors state right now their decision. Dawley stated the supervisors will discuss after the public hearing as they do not make decisions during public hearings. Doty stated they hold the public hearing to get feedback and comments from everyone and then they take all that into consideration and review before making a decision.

Charlene Posekany stated there is only one way out of her residence and she has asked for gravel but doesn't get any or very little. If she is traveling on main roads and meet trucks, farm equipment, etc. there is too little gravel on the roads and it's not spread out all the way on the road. She states there needs to be better roads and that is her concern with all heavy equipment traveling on the roads. Roads needs to be good for residents getting in and out and emergency vehicles. Roads cannot support more heavy loads going on the roads. The county needs to fix the roads and put more gravel on them. Dawley stated she will talk to the engineer and stated the county is doing the best they can and putting more money into road system. Dawley further stated they are fighting a bill in legislature right now that wants to increase load limit for logging trucks. Dawley states the supervisors are trying to put more money back into the roads.

Roudabush states the county is trying to allocate more money each year for the rock roads. Roudabush states there is more heavy equipment and trucks on roads now than years past.

Foster states the road issue isn't how much rock but that technology has advanced with machinery and trucks which exceed the parameters for what the road structure can handle but he is not sure what the answer is.

Joyce Otto stated her sincere concern about rights of neighbor's quality of life. She has concerns about the manure in the pits and says its raw sewage and it just sits there and grows bacteria. She lives ½ mile from a confinement housing 5,000 hogs and feels even with knifing manure, there is always some raw sewage sitting on top of the ground. She states the odor is so bad that it penetrates through her home and she can't even open her windows. She had a business caring for elderly people and had to stop due to the quality of air. She states the confinement has changed her life dramatically.

Dakota Hudnut stated if people would have attended his open house for his confinement, they could see the operation. Dakota attended a Poweshiek CARES meeting and provided them with an invite to his open house and stated no one from CARES attended. Dakota stated there is much more manure running over a open lot containing 500 head hog especially when it rains and that is when you really smell hogs. When it rains, the manure is running through fields but with facility it is contained.

Dorine Boelen states it is not raw sewage, it is manure and it is good for the crops that grow in Iowa.

Dawley read letter from Elsie Kalinay expressing her concerns for the confinement. She has concerns with the odor and damage it will do to the environment.

Doty read letter from Dennis Jones expressing his concerns for the confinement. He has concerns for the smell & risk Holiday Lake water shed area & contaminate the lake & ponds. He wants to protect the quality of air/water/community & keep commercial livestock confinement a safe distance from Holiday Lake or any community.

Roudabush read letter from Naomi Anthony expressing her concerns for the confinement. She has nothing against the Grahams but just the concern for the quality of air and roads.

Dawley read letter from Sherry Leonard expressing her concern for the confinement. She has concerns about poor water quality and air quality.

Dale Kasal inquired if a person's tax assessment value will do down living by a confinement. Boelen states her assessment went up and she lives 1-mile from a confinement. Kasal stated he feels it will still affect sale of homes. Joyce Otto stated she talked to the assessor and was informed the assessor does not consider where confinements are located when assessing property.

Cliff Foster states he lives the closest to Graham's first facility. He stated he worked for 32 years around agriculture and manure smells you need to work with as its agriculture area but there are days he cannot stand to be outside because the odor from the confinement burns his eyes and penetrates into his home. He states the rendering trucks smell lingers days in the air and it's almost unbearable and this facility has no trees or shrubs around that one.

Allan Graham stated they are looking into an incinerator at the new facility and also his first location which is close to Foster. Graham stated they will either be burning the hogs or doing compost. Dawley states it bothers her with the smell of burning dead hogs.

Cliff Foster asked why 2,480 is the magic number and Doty stated the number DNR set is 2,500 for master matrix. Foster states having at 2,480 is a way to circumvent the matrix. Foster states he has been contacting legislatures over the last 2 years.

Dawley stated the supervisors received a petition from Holiday Lake and they ask what happens if run off into Walnut Creek and Walnut Creek watershed. Allan Graham stated the confinement is not close enough to be a concern and it is knifed in and they follow regulations. Graham has lived in this community for years and his wife grew up at Holiday Lake and he is not going to do anything to damage the land.

Wayne Ross stated there are two sides here as the individual with the facility wants to do what is best for him and the neighbors have concerns for air and water quality. Wayne says lets work together to resolve issues and agriculture is not going anywhere so let's co-exist and get along.

Donna Winburn inquired as to who owns the pigs. Allan Graham stated he will own the building within 10 years. Grand Prix Industries is involved as a way to get his son involved in the business. Graham stated the pigs are owned by a family farm that is established in the area.

Brenda Graham is not sure why need to know name of owner of hogs and why one would need to talk to owner of hogs. Brenda stated they care for the building and hogs and this is their business to make money.

Tawni Hammans has concerns for quality of air and water and she attended the meeting to get a better understanding and hear both sides.

Arlen Faas stated he grew up on farm and had cows and pigs and there were more rendering trucks then and also more pollution with water and smells than have now.

Dorine Boelen says the confinements employ people and bring people to the community and school and is good for economic development.

Cliff Foster read a statement stating it is all about money but not about health, safety & quality of life but who all can make money in this industry. When is enough enough and when will the county step up to DNR.

Dawley stated they will send all comments received to DNR. If anyone wants to send additional comments, please do so by Friday.

10:16 a.m. Moved by Doty, 2nd by Roudabush to end public hearing. 3 ayes. Motion carried.

Brenda Graham wanted to express that she cares for the hogs and take into consideration of neighbors and air quality and water quality. They do their best to be neighborly and welcomes anyone to call with questions or concerns. They follow recommendations of Iowa State.

Allan Graham states Donald Roudabush's brother-in-law has confinements. Graham states he always informs Roudabush's when he does any aerial spraying or anything. They are good friends

10:20 a.m. Steve Short joined the meeting.

Short wanted to discuss part-time custodian at Public Safety Building and the possibility of increasing her hourly wage. According to the sheriff, she is doing a good job cleaning. Dawley states the budget is already done but the board can discuss at a future date.

Short stated pipes could be removed this week in conference room. Ceiling testing came back and there are not any signs of asbestos in the ceiling. Short stated he felt since no asbestos a dry wall ceiling would be better option over drop ceiling. Board advised to contact contractor to get his opinion on the ceiling and go with his recommendation.

10:50 a.m. Dianna Longhenry, Recorder met with board for monthly meeting.

11:15 a.m. Moved by Doty, 2nd by Dawley to recess until 12:30 p.m. 3 ayes. Motion carried.

12:30 p.m. Moved by Roudabush, 2nd by Doty to enter back into session. 3 ayes. Motion carried.

1:00 p.m. Board held canvass of April 2, 2019 Special Election Iowa Valley Community College. Present: Laura Tish, Assistant Commissioner of Elections. Moved by Roudabush, 2nd by Doty to approve April 2, 2019 Special Election Iowa Valley Community College canvass of votes. 3 ayes. Motion carried.

Board discussed public hearing on proposed confinement and if they were sending a letter to the DNR. The board will send a letter to DNR with comments received and a copy of the board minutes, which will reflect the public hearing comments as well as the board's comments.

Roudabush does not like the location of the confinement and how it will affect the quality of life for residents at Holiday Lake due to the smell and also the damage to county roads.

Dawley would like to know they have the certified land survey to ensure the confinement is 1250 feet or more from nearest residence. Dawley also has a concern with the roads and bridges. Dawley has concern with the Donald Roudabush property being so close to the confinement and their child who suffers from asthma and the foster children and daycare children as to their quality of life with the odor.

Doty also has a concern with the roads and bridges but not sure if any different from other roads within the county.

1:40 p.m. Moved by Doty, 2nd by Roudabush to adjourn. 3 ayes. Motion carried.

Melissa Eilander, Poweshiek County Auditor

Diana Dawley, Chairman