

March 24, 2025

The Poweshiek County Board of Supervisors met in regular session at 8:30 a.m. Members present Jason Roudabush, Jacki Bolen, and Jeff Tindle.

Moved by Roudabush, 2nd by Bolen to approve agenda as amended to include a meeting with County Attorney Klaver for urgent response on Opioid litigation. 3 ayes. Motion carried.

Moved by Bolen, 2nd by Roudabush to approve March 20, 2025 board minutes. 3 ayes. Motion carried.

Lyle Brehm, Engineer provided a secondary road update stating the contract rock hauling is completed, placing about 300 tons of rock on about 50 miles of roads in four days. The pad is prepared for the construction of the cold storage shed in Grinnell. Currently the road department is placing cold mix patch in some holes and hauling rock, and the blade operators are blading roads.

Brehm provided the board with two resolutions for approval relating to the resurfacing project of Old 6 Road (F29) going through Victor. One resolution states Poweshiek County will administer the project and Victor acknowledges. The other resolution states Victor will repay Poweshiek County for the appropriate expenses.

Moved by Roudabush, 2nd by Bolen to approve Resolution #2025-26 Construction Agreement Between City & County on Secondary Road Extensions and Resolution #2025-27 Establishing Method of Repayment by the City of Victor to Poweshiek County for Resurfacing F29. 3 ayes. Motion carried.

RESOLUTION FOR CONSTRUCTION AGREEMENT
BETWEEN CITY AND COUNTY ON SECONDARY ROAD EXTENSIONS
Poweshiek County Resolution No. 2025-26
Project No. STP-S-C079(71)--5E-79

Consenting to and approving the plans for the improvement of the extension of Secondary Road F29 within the City of Victor, Iowa.

WHEREAS, it is proposed to improve by Poweshiek County within the City of Victor, Iowa in accordance with plans filed in the office of the Clerk of said City as follows:

Resurfacing of Highway F29 from IA 21 to Highway V36
Project STP-S-C079(71)--5E-79

THEREFORE BE IT RESOLVED by the said Council of the City of Victor, as follows:

The Council hereby approves the plans for the said project and consents to the improvement in accordance with the plans.

The Council will take such legal steps and procedures to a conclusion such legal action and/or proceedings as are now or may hereafter be required.

To legally establish the grade lines of the street in accordance with and as shown by the project plans, and to cause any damage accruing there from to be determined and paid pursuant to Iowa Code Section 364.15. To take such steps as may be necessary to secure the consent to the removal of any trees that may interfere with the construction of the project.

To remove existing and prevent future encroachments and obstructions upon streets or highways covered by the project.

To remove or cause to be removed without expense to the County all water hydrants, curb boxes, electroliers and cables, poles, parking meters, traffic signals, and any other facilities or obstructions which interfere with the construction of the project.

All above ground utilities shall be placed as close to the right-of-way line as practical.

Since this project may be partly financed with Federal-aid funds, the grant of which requires that the Iowa Department of Transportation (Iowa DOT) and the County comply with federal laws and regulations with respect thereto, the Council agrees to take such action as may be necessary to comply with such federal laws and regulations. (Approval of the plans by the Council satisfies the requirements of this paragraph.)

The Council further agrees that within the limits of the proposed surfacing and for one foot outside thereof, the City will require that all backfilling and compaction of ditches shall be made in accordance with the Iowa DOT's current Standard Specifications. The work will be subject to the approval of the County.

The Council will, by ordinance, prohibit or restrict diagonal parking throughout the project.

Upon completion of the project, the Council agrees that:

Any changes in the physical features of the project will be authorized only after approval has been secured from the County.

The Council will furnish and erect all signing in accordance with the current Manual on Uniform Traffic Control Devices, including the necessary signing to prohibit parking on each side along the entire route.

All signing shall be approved by the County before placement.

City of Victor

Poweshiek County Board of Supervisors

**RESOLUTION FOR ESTABLISHING METHOD OF REPAYMENT BY THE CITY OF VICTOR TO
POWESHIEK COUNTY FOR RESURFACING OF F29**

Poweshiek County Resolution No. 2025-27

Project No. STP-S-C079(71)--5E-79

WHEREAS, it is proposed to improve by Poweshiek County within the City of Victor, Iowa in accordance with plans filed in the office of the Clerk of said City as follows to resurface Highway F29 from IA 21 to Highway V36 (Project STP-S-C079(71)--5E-79), and

WHEREAS, Poweshiek County Resolution #2298 establishes a policy whereby Poweshiek County will share in some of the costs of resurfacing roads designated as Farm-to-Market Extensions, and

WHEREAS, Poweshiek County Resolution #2298 also establishes a policy to allow a city to reimburse Poweshiek County for expenses after the County has made the initial payment for the resurfacing, and

WHEREAS, the City of Victor has expressed an interest in applying both concepts of this resolution for the resurfacing of Highway F29,

THEREFORE BE IT RESOLVED by the said Council of the City of Victor and the Poweshiek County Board of Supervisors as follows:

- Poweshiek County will make the initial payment for all project expenses, including for those within the corporate limits of the City.
- For the expenses incurred within the corporate limits, the Poweshiek County Engineer will make the determination of which expenses are eligible for cost-sharing in accordance with Poweshiek County Resolution #2298.
- The City shall have the choice of reimbursing Poweshiek County for the City's expenses either in one (1) payment made within one (1) year of completion of the project or by five (5) equal payments made yearly with the first payment to be made within one (1) year of completion of the project.
- An annually compounded interest charge shall be applied.
- The interest rate shall be equal to the most recent interest rate charged to Poweshiek County for the sale of bonds.

City of Victor

Poweshiek County Board of Supervisors

Bart Klaver, County Attorney, discussed an update on the opioid litigation. Klaver stated recently the county received an open records request relating to documents and other records relating to Poweshiek County's claim in the opioid litigation. Klaver stated late last week, he received an email from the county's attorneys in the opioid litigation discussing counties under 50,000 in population to withdraw from the amendment process. Klaver stated that the settlements already awarded will remain secured. With the withdrawal, Klaver stated the county would still be included in any settlement that is reached in the litigation. Klaver stated he would recommend to the board to withdraw from any further amendments to the litigation based on the recommendations of the county's outside counsel. Moved by Bolen, 2nd by Roudabush for Poweshiek County to withdraw from further amendments to Opioid settlement litigation at the recommendation of counsel. 3 ayes. Motion carried.

Brehm stated bids were received in Ames at the Iowa DOT for two county resurfacing projects – F29 from IA21 to V36 and 480th Avenue West of US63. Both bids came in below the engineer's initial estimate. Brehm would recommend the board award both projects and direct Auditor Eilander to sign contract documents upon their return. Bids received were:

- F29 from IA21 to V36 (Iowa County Line); low bidder Manatt's for \$1,697,544.88
- 480th Avenue West of US63 (North lake road); low bidder Manatt's for \$2,076,959.01

Moved by Roudabush, 2nd by Bolen to award the contract for road resurfacing of F29 from IA21 to V36 to Manatt's for \$1,697,544.88. 3 ayes. Motion carried.

Moved by Bolen, 2nd by Roudabush to award the contract for road resurfacing of 480th Avenue West of US63 to Manatt's for \$2,076,959.01. 3 ayes. Motion carried.

Brehm provided the board with a draft of the county's 5-year road construction program. Brehm is asking the board to approve the draft and then he will submit it to the Iowa DOT. After review by Iowa DOT, he will present it to the board for final approval. Moved by Roudabush, 2nd by Bolen to approve the draft of the county's 5-year road construction program. 3 ayes. Motion carried.

The board was informed by the Eighth Judicial District Assistant Court Administrator that one of the current Poweshiek County Magistrate Appointing Commission members, Lana Taylor, resigned and so there is a vacancy. Eighth Judicial District recommended former Clerk of Court, Janietta Criswell as a recommendation upon board's approval. The Board of Supervisors felt Janietta would be a good fit. Moved by Bolen, 2nd by Roudabush to appoint Janietta Criswell to the Poweshiek County Magistrate Appointing Commission, filling the vacancy until December 2026.

Bolen stated she is attending meetings today in Grinnell. One is regarding rural internet access at Drake Library and the other is a meeting with the president of Grinnell College to work on building a better relationship between the college and county. Bolen also stated she would like to tour the college and inquired if the other board members would be interested. The consensus was that all members would like to schedule a tour of the college so Bolen will set this up.

Bolen also stated she will be attending the Veteran Affairs Commission meeting on Wednesday morning.

Roudabush stated he has a Pow I-80 Development meeting on Wednesday.

At the conclusion of this meeting, the board will be attending the HSEM tabletop exercise (TTX) at the Public Safety Building.

Moved by Bolen, 2nd by Roudabush to adjourn at 10:22 a.m.

Melissa Eilander, Poweshiek County Auditor

Jeff Tindle, Chairman