

HARDIN COUNTY BOARD OF SUPERVISORS
MINUTES – MAY 4, 2016
WEDNESDAY – 10:00 A.M.

Chair Lance Granzow called the meeting to order. Also present were Supervisors Reneé McClellan and Ronn Rickels; and Justin Ites, Daryl Albertson, Lori Kadner, Micah Cutler, Rob Maharry, Machel Eichmeier, Gary VanDenBoom, Jefferson Fosbender, Jessica Lara, Lee Gallentine, and Nancy Lauver.

The pledge of allegiance was recited.

McClellan moved, Rickels seconded to approve the agenda as posted. Motion carried.

Rickels moved, McClellan seconded to approve the minutes of April 27, 2016. Motion carried.

McClellan moved, Rickels seconded to approve the May 4, 2016 claims for payment. Motion carried.

Rickels moved, McClellan seconded to approve the hiring of Brittaney Kammeyer, permanent, part-time Communications Specialist, Correctional Officer, Sheriff's Office, effective 5/6/2016 at \$12.61/hour. Motion carried.

McClellan moved, Rickels seconded to approve the Auditor's monthly report for April 2016. Motion carried.

Rickels moved, McClellan seconded to table the Cooperative Agreement for Sanitarian Related Services. Motion carried.

McClellan moved, Rickels seconded that the following Resolution No. 2016-12, Municipal Solid Waste Sanitary Landfill Local Government Guarantee, be adopted. Roll Call Vote: "Ayes" McClellan, Rickels, and Granzow. "Nays" None. Resolution No. 2016-12 is hereby adopted as follows:

HARDIN COUNTY
RESOLUTION NO. 2016-12
MUNICIPAL SOLID WASTE SANITARY LANDFILL
LOCAL GOVERNMENT GUARANTEE

Guarantee made this 4th day of May, 2016 by Hardin County, Iowa, herein referred to as "Guarantor", which is a county organized under the laws of the State of Iowa. This guarantee is made by the Guarantor on behalf of the Rural Iowa Waste Management Association to the Iowa Department of Natural Resources, herein referred to as "IDNR", in an amount not to exceed seven hundred seventeen thousand, four hundred ninety and 50/100 dollars (\$717,490.50) lawful money of the United States.

WHEREAS, Section 455B.306 of the Code of Iowa requires financial assurance instruments for all sanitary disposal projects; and

WHEREAS, the Rural Iowa Waste Management Association has applied to the IDNR to operate a sanitary disposal project located within the State of Iowa, and is required pursuant to IAC 567 Chapter 113.14 to maintain financial assurance for closure and/or postclosure care in connection therewith; and

WHEREAS, IAC 567 Chapter 113.14(6)"h" provides for the "Local Government Guarantee" mechanism to be an acceptable financial assurance instrument, and Guarantor meets or exceeds the financial test criteria and agrees to comply with the requirements of said subrule; and

WHEREAS, the Rural Iowa Waste Management Association owns and/or operates the following municipal solid waste sanitary landfill facility covered by this Guarantee:

IDNR SDP Permit # 42-SDP-01-72P

Rural Iowa Sanitary Landfill
20488 M Avenue
Eldora, IA 50627
Closure Cost to be assured: \$174,939.50
Postclosure Cost to be assured: \$542,551.00

WHEREAS, the Guarantor guarantees to IDNR that in the event that the Rural Iowa Waste Management Association fails to perform closure and/or postclosure care of the above facility in accordance with the approved plan or other permit requirements, whenever required to do so, the Guarantor shall either perform closure and/or postclosure care, pay a third party to perform closure and/or postclosure care, establish a fully funded secured trust fund as specified in IAC 567 Chapter 113.14(6)“a”, or establish an alternate financial assurance instrument in the name of the Rural Iowa Waste Management Agency in the amount of the current closure and/or postclosure cost estimate, as required by Chapter 113.14(6).

WHEREAS, the Guarantor agrees to remain bound under this Guarantee for as long as the Rural Iowa Waste Management Association must comply with the applicable financial assurance requirements of Chapter 113, except when the Guarantor provides written notice, by certified mail, of intent to terminate Guarantee, at least 120 days prior to the date said Guarantee is to be terminated. When such notice is provided, the Rural Iowa Waste Management Association shall, within 90 days, provide IDNR proof of alternate financial assurance or the IDNR shall call upon the Local Government Guarantee.

WHEREAS, the Guarantor expressly waives notice of acceptance of this Guarantee by the Rural Iowa Waste Management Agency or by IDNR. Guarantor also expressly waives notice of amendments or modifications of the site closure plan and of amendments or modifications of the facility permit(s).

IN WITNESS THEREOF, the Guarantor executes this Local Government Guarantee under their respective hand and seal, this 4th day of May, 2016.

Guarantor

Signature: /s/ Lance Granzow
Lance Granzow, Chair
Hardin County Board of Supervisors

Attest:

/s/ Jessica Lara
Jessica Lara
Hardin County Auditor

McClellan moved, Rickels seconded to approve the Renewal Group Binder Agreement with Blue Cross. Motion carried.

Rickels moved, McClellan seconded to acknowledge receipt of the DNR’s determination on the Providence 36 Site, located in Section 36 of Providence Township. Motion carried.

Utility Permits & Secondary Roads:

Rickels moved, McClellan seconded to approve the utility permit application submitted by Windstream Iowa Communications for the purpose of placing communication line along 205th Street, Section 29, Buckeye Township. Motion carried.

Rickels moved, McClellan seconded to approve the utility permit application submitted by Interstate Power & Light Co./Alliant Energy for the purpose of constructing new overhead lines along 330th Street, Section 32, Concord Township, and Section 28 & 33, Grant Township. Motion carried.

McClellan moved, Rickels seconded to approve the Federal-Aid agreement with Iowa DOT for Co. Hwy D55 Asphalt Resurfacing Project. Motion carried.

Other Business: Discussion was held regarding possibly changing the May 18, 2016 meeting date. No action was taken at this time.

Rickels moved, McClellan seconded to adjourn until May 11, 2016. Motion carried.

/s/ Lance Granzow
Lance Granzow, Chair
Board of Supervisors

/s/ Jessica Lara
Jessica Lara
Hardin County Auditor