

July 28, 2026

The Benton County Board of Supervisors met in regular session with Supervisors Seeman, Tippet and Volz were present. Chairman Seeman called the meeting to order at 9:00 a.m. at the Benton County Service Center. Members of the public are invited to join in during open session or watch the livestream at <https://www.youtube.com/bentoncountyiowa>. *Full Resolutions will be available in the Auditor's office and at: www.bentoncountyiowa.gov*

Volz moved/Tippet seconded: To approve the agenda. All members voting aye. Motion carried.

Volz moved/Tippet seconded: To approve the minutes of Tuesday, July 21, 2026. All members voting aye. Motion carried.

Tippet moved/Volz seconded: To approve Resolution #26-65, Amending Resolution #26-57, Granting Variance to the Subdivision Ordinance for Thomas and Jonna Darland. Tippet, Seeman and Volz voting aye. Motion carried.

RESOLUTION #26-65

AMENDING RESOLUTION #26-57

VARIANCE TO THE BENTON COUNTY SUBDIVISION ORDINANCE

WHEREAS, Benton County adopted the Benton County Subdivision Ordinance #61, as amended by Ordinance #72; and

WHEREAS, said ordinance regulates the subdivision of land; and

WHEREAS, said ordinance sets forth the minimum requirements and improvements for subdivisions created in the unincorporated area of Benton County; and

WHEREAS, a request has been presented to the Board of Supervisors by Thomas & Jonna Darland to waive the required provisions in Article IV, Sections 4.01 through 4.05; Article V, Sections 5.04 through 5.07; Article VI, Sections 6.01(a), 6.02 through 6.03, and 6.05(e & f); and Article VII, Section 7.01 of the ordinance to allow for a property line adjustment within the North ½ of the SW ¼ of the SW ¼ of the NW ¼ and the SW ¼ of the NW ¼ except the SW ¼ of the SW ¼ of the NW ¼ all within Section 15, Township 86N, Range 10W subject to Outlot A not being developed.

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the requirements of Ordinance #61, as amended by Ordinance #72, are hereby waived as stated for the division of real property located in the N 1/2 SW SW NW Section 15, Township 86N, Range 10W

Signed this 28th day of July 2026.

Tracy Seeman, Chairman

Ronald J. Tippet

Bruce Volz

ATTEST:

Hayley Rippel, Benton County Auditor

Volz moved/Tippet seconded: To approve Resolution #26-66, Enter into a 28E Agreement between the Iowa Department of Natural Resources and Benton County, Iowa. Tippet, Seeman and Volz voting aye. Motion carried.

RESOLUTION #26-66

INTERGOVERNMENTAL (28E) AGREEMENT BETWEEN THE IOWA DEPARTMENT OF NATURAL RESOURCES AND BENTON COUNTY, IOWA

WHEREAS, both the Iowa Department of Natural Resources and Benton County, Iowa are public agencies as defined by section 28E.2 of the Code of Iowa, and

WHEREAS, section 28E.3 of the Code of Iowa provides that any power or powers, privileges, or authority exercised or capable of exercise by a public agency of the State of Iowa may be exercised and enjoyed jointly by a public agency of the State of Iowa having such power or powers, and

WHEREAS, Iowa Code Chapter 455B, Subchapter III, and administrative rules in Chapters 567—39 and 567—49 (IAC) provide for the Iowa Department of Natural Resources to delegate its authority for regulation of the construction, reconstruction, and abandonment of private water wells and issuing permits for private water wells to a county board of supervisors or the board's designee while retaining concurrent authority, and

WHEREAS, section 34.2 of the Benton County Code of Ordinances provides that the Benton County Board of Health is responsible for the enforcement of 567 IAC 49 and 567 IAC 39 in Benton County and through its designee Benton County Environmental Health shall be responsible for issuance of required permits for well construction.

IT IS NOW AGREED that the Iowa Department of Natural Resources, Benton County, Iowa, and Benton County Environmental Health enter into an intergovernmental agreement pursuant to Chapter 28E of the Code of Iowa providing for cooperative action pursuant to the conducting of programs for the evaluation and issuance of private water well construction and reconstruction permits and said cooperative actions include those outlined in the attached intergovernmental agreement.

Signed this 28th day of July, 2026.

Tracy Seeman, Chairman

Ron J. Tippet

Bruce Volz

ATTEST:

Hayley Rippel, Benton County Auditor

**** SEE 28E**

Volz moved/Tippet seconded: To approve the extension of the part-time assistant for in the Environmental Health and Land Use to not exceed January, 2027. Tippet, Seeman and Volz voting aye. Motion carried.

The time and date was set for opening bids for sheriff's vehicles. The only bid received was from Thys for 3 vehicles each in the amount of \$44,955.

Tippet moved/Volz seconded: To award the bid from Thys Motor Company, Belle Plaine for (3) 2027 Dodge Durango Pursuit Vehicles, AWD, V-8 Hemi in the amount of \$44,955.00 each. Tippet, Seeman and Volz voting aye. Motion carried.

Volz moved/Tippett seconded: To approve Utility Permit for East Central Iowa REC in Jackson Township. Tippett, Seeman and Volz voting aye. Motion carried.

Greg Walston provided an Old School Produce update. The production of vegetables isn't as good compared to previous years, due to the rain and other timing. Walston also wanted to inquire about a donated bat box and if he could get permission to install in the garden areas. The Board all agreed that was fine. The fence request was also discussed, Seeman mentioned the quotes obtained were very expensive. He suggested waiting until the weather cools off and he'd assist with the volunteers helping out. Walston also reminded the Board about the lease that will come due in December for the year. Old School Produce is always welcome to donations both monetarily and in vegetables.

Volz moved/Tippett seconded: To approve Resolution #26-67, Amending Resolution #16-19, Middle Cedar Watershed Management Authority Articles of Agreement. Tippett, Seeman and Volz voting aye. Motion carried.

RESOLUTION #26-67

AMENDING RESOLUTION #16-19, MIDDLE CEDAR WATERSHED MANAGEMENT AUTHORITY ARTICLES OF AGREEMENT

WHEREAS, Benton County, Iowa is a member of the Middle Cedar Watershed Management Authority, as organized under Iowa Code Chapter 28E ("Authority"); and

WHEREAS, the Middle Cedar Watershed Management Authority, was created as a mechanism for cities, counties, Soil and Water Conservation Districts (SWCDs) and stakeholders to cooperatively engage in watershed planning and management; and

WHEREAS, the Authority desires to amend the *Middle Cedar Watershed Management Authority Articles of Agreement* dated June 16, 2016, to outline each eligible member entity, regardless of Authority member status; and

WHEREAS, the Authority desires to amend the *Middle Cedar Watershed Management Authority Articles of Agreement* dated June 16, 2016, to permit eligible entities to join the Watershed Management Authority by adopting a resolution and signing the required signature page; and

WHEREAS, the Authority desires to amend Resolution #16-19, *Middle Cedar Watershed Management Authority Articles of Agreement* dated June 16, 2016, so existing members are not required to approve a new resolution each time a new member joins; and

WHEREAS, the Authority desires to amend the *Middle Cedar Watershed Management Authority Articles of Agreement* dated June 16, 2016, to add the 'Execution of Documents' clause to Section 11, allowing execution of this document outside the presence of other Members and in separate counterparts; and

WHEREAS, the Authority desires to amend the *Middle Cedar Watershed Management Authority Articles of Agreement* dated June 16, 2016, to add Section 15 'Authorization and Signature Pages'; and

WHEREAS, the *2026 Middle Cedar Watershed Management Authority Articles of Agreement* has been prepared which document includes the proposed amendments; and

WHEREAS, the approval by Members of the Authority has taken place to amend the agreement dated June 16, 2016, and adopt the *2026 Middle Cedar Watershed Management Authority Articles of Agreement* dated July 28, 2026; and

WHEREAS, amendments to the 28E Agreement for the Authority require approval from all of the governing boards of the Members of the Authority.

NOW, THEREFORE, BE IT RESOLVED, pursuant to the provisions of Chapter 28E, Code of Iowa, Benton County, Iowa hereby approves that the *Middle Cedar Watershed Management Authority Articles of Agreement* dated June 16, 2016, be omitted in its entirety to be amended in its entirety with the *2026 Middle Cedar Watershed Management Authority Articles of Agreement* dated July 28, 2026.

Signed this 7th day of July 2026.

Tracy Seeman, Chair

Ronald J. Tippet

Bruce Volz

ATTEST:

Hayley Rippel, Benton County Auditor

Tippet moved/Volz seconded: To approve Resolution #26-68, Committing Fund Balances in Accordance with GASB 54. Tippet, Seeman and Volz voting aye. Motion carried.

RESOLUTION #26-68
RESOLUTION COMMITTING FUND BALANCES IN ACCORDANCE WITH GASB 54

WHEREAS, the Governmental Accounting Standards Board has adopted statement #54 (GASB 54); and

WHEREAS, Benton County desires to commit a portion of fund balances in accordance with GASB 54,

NOW THEREFORE BE IT RESOLVED by the Benton County Board of Supervisors that the following funds are committed as of June 30, 2026:

COMMITTED FUND BALANCES:

General Fund:

- \$42,000 sanitarian vehicle replacement;
- \$60,000 election equipment replacement;
- \$50,000 emergency response;
- \$500,000 infrastructure upgrades;
- \$243,382 RACOM maintenance agreement

Rural Services Fund - \$42,000 land use administrator vehicle replacement

Conservation Land Acquisition Fund-\$289,926 conservation projects

EMS Revolving Loan Fund – \$126,484 for emergency services loans

EMS Trust Fund- \$1,271,985

LOSST Fund - \$115,000 Pictometry aerial flight cost, technology upgrades and infrastructure

BE IT RESOLVED that committed fund balances established prior to June 30, 2026, are hereby uncommitted as of June 30, 2026, and the committed fund balances stated above are established in lieu thereof.

BE IT FURTHER RESOLVED that the designation of committed fund balances indicates that Benton County prefers to use available financial resources for the specific purposes set forth above, and although

committed, the funds are to remain an integral part of the spendable or appropriable resources of Benton County

Signed this 28th of July, 2026.

Tracy Seeman, Chairman

Ronald J. Tippet

Bruce Volz

ATTEST:

Hayley Rippel, Benton County Auditor

Tippet moved/Volz seconded: To appoint Mariam Gallagher as Deputy Medical Examiner for Benton County. Tippet, Seeman and Volz voting aye. Motion carried.

Seeman moved/Tippet seconded: To set the date of Monday, August 31, 2026 at 1:00 p.m.-4:30 for the all employee meeting and will give notice to the public accordingly. Tippet, Seeman and Volz voting aye. Motion carried.

Committee Reports: Supervisor Tippet wasn't able to join the HACAP meeting. Supervisor Volz gave a quick Wellness update, the county is only at 50.83% participating and will need much more to qualify for discounts. Auditor Rippel said there would be some reminders done at the all employee meeting day on this as well. Supervisor Seeman had a landfill meeting.

Shelby Williams, Conservation Director brought up some new business. First off, Williams reported that the water is back on at Rodgers Park, although Hannen lake is having some septic issues. Currently there are temporary holding tanks, but the DNR will need to do permitting, and there will be costs to design and implement the new septic tanks. This led to budget amendment discussions and other funding sources that may be needed. Along with Hannen's septic, there is a future watershed project that has potential for 75% grant funds to reimburse expenses. Williams will get with Auditor Rippel and look at some funding sources and options with the budget planning before anything takes place. Rippel mentioned the Audit firm is working with her next week and they could have some joint conversations.

Volz moved/Tippet seconded: To adjourn at 10:13 a.m. All three voting aye. Motion carried.

Tracy Seeman, Chairman

ATTEST: _____

Hayley Rippel, Benton County Auditor