

# BOARD OF SUPERVISORS MEETING

## Meeting Notice

Tama County Board of Supervisors

Mon., Aug. 4, 2025

Meetings may also be available online for viewing and/or participating in by clicking the below link barring no power, internet, or equipment failure or other unforeseen circumstances. Meetings will still be held if there is no electronic availability.

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### Agenda Schedule

\*\* Agenda is not printed in any particular order, only time specific items will be addressed at certain times

8:30 AM

Call to Order, Pledge of Allegiance

Approve agenda

Public comments-This time is set aside for public comments on County business topics. To be recognized raise your hand or stand. After recognition by the Chair, state your name and address. You may speak one time per issue. If the comment is for an item not on the agenda, please understand the Board of Supervisors will not act on your comments at this meeting due to the Open Meetings Law requirements but may do so at a future board meeting by placing it on the agenda. The Chair and Board members welcome comments from the public; however, all comments must be directed to the board and not others in attendance; keep your comments germane; it is not appropriate to use profane, obscene, or slanderous language. No personal attacks will be allowed. The Chair may limit each speaker to three minutes.

Discussion/Approve 7/28/25 regular minutes

Engineer-road projects report

Discussion/possible action to mail letters to county land renters terminating agreements

Discussion/possible action to approve BOS Chairman to sign Notice of Withdrawal from 28E Agreement and Approval of Termination of Region

Discussion/possible action to approve letter of representation with Eric Updegraff from Hopkins & Huebner, PC

Discussion/possible action to go into closed session pursuant to 21.5.1 (c)

Discussion/possible action from items in closed session

Supervisor Updates by District

Discussion/approve claims

Public comments

Adjourn

**Board of Supervisors Minutes**  
**July 28, 2025**

The Tama County Board of Supervisors met at 8:30 a.m. July 28, 2025. Present: 1st District Supervisor, Curt Hilmer; 2nd District Supervisor, David Turner; 3rd District Supervisor, Heather Knebel; 4th District Supervisor, Mark Doland and 5th District Supervisor, Curt Kupka. Also, Tama County Auditor, Karen Rohrs, members of the public, and Sheriff Schmidt.

The Pledge of Allegiance was recited.

Motion by Turner, seconded by Kupka to approve the agenda. Discussion: None. All voted aye. Motion carried.

Public Comments: Public comments were heard from Karen Murty. Public comment time closed at 8:33 am.

Motion by Knebel, seconded by Kupka to approve the minutes of the July 21<sup>st</sup> regular meeting. Discussion: None. All voted aye. Motion carried.

The Board met with Ben Daleske, Tama County Engineer, to get a road projects report. He also had seven utility permits for the board chairman to sign. The permits are for TIP Rural Electric Cooperative. They are located on 275<sup>th</sup> St., 290<sup>th</sup> St., B Ave, C Ave, D Ave, F Ave, and H Ave. Motion by Kupka, seconded by Turner to approve the board chairman to sign the utility permits. Discussion: None. All voted aye. Motion carried.

Daleske had an additional utility permit for the board chairman to sign for Iowa Regional Utilities Association. This permit is located on West Center St. in Garwin. Motion by Kupka, seconded by Turner to approve the board chairman signing the utility permit. Discussion: None. All voted aye. Motion carried.

Motion by Knebel, seconded by Hilmer to approve the annual liquor license renewal for Dysart Recreation, Inc. Discussion: None. All voted aye. Motion carried.

Motion by Turner, seconded by Kupka to approve a temporary liquor license for the annual Double D Rodeo. Discussion: None. All voted aye. Motion carried.

In November 2024, ISAC (Iowa State Association of Counties) membership approved an amendment to the Articles of Incorporation to position the organization for an updated tax status with the Internal Revenue Service (IRS). To clarify to the IRS that it is the counties that control, act, and vote on ISAC matters, the Articles of Incorporation were amended to have the boards of supervisors designate voting delegates through a resolution. Motion by Turner, seconded by Knebel to approve the following resolution. Discussion: None.

**RESOLUTION 7-28-2025A**

**To Designate Voting Representatives for the Iowa State Association of Counties**

**WHEREAS**, Tama County (“County”) is a member of the Iowa State Association of Counties; and

**WHEREAS**, the ISAC Articles of Incorporation were updated in November 2024 to require the County to designate, through resolution by its Board of Supervisors, its County Voting Representatives; and

**WHEREAS**, only the designated County Voting Representatives have the power to vote on behalf of the County at ISAC; and

**WHEREAS**, the County Voting Representatives must be either elected county officials or the principal officer for each county department represented by an Affiliated Association of ISAC.

**NOW, THEREFORE, BE IT RESOLVED** that the Tama County Board of Supervisors, effective immediately, hereby designates the following persons as County Voting

Representatives for ISAC:

Iowa State Association of County Supervisors: **Curt Hilmer, Curt Kupka, David Turner, Heather Knebel, Mark Doland**

Iowa State Sheriffs’ and Deputies’ Association: **Casey Schmidt**

Iowa County Attorneys Association, Inc.: **Brent Heeren**

Iowa State Association of County Auditors: **Karen Rohrs**

Iowa State County Treasurers Association: **Amanda Kriegel**

Iowa County Records Association, Inc.: **Amelia Kemper**

Iowa County Engineers Association: **Ben Daleske**

Iowa State Association of Assessors: **Wesley Ray**

Iowa Community Services Association: **Libby Reekers**

Iowa Emergency Management Association: **Ryan Goodenbour**

County Conservation Directors Association of Iowa: **Curtis Behrens**

Iowa Environmental Health Association, Inc.: **Chris Behrens**

Iowa Counties Public Health Association: **Stacy Koeppen**

County Zoning Officials of Iowa: **Laura Wilson**

Iowa Counties Information Technology Organization: **David Turner**

Iowa Association of County Commissioners and Veterans Service Officers, Inc.: **Chad Weaver**

The County shall forward a copy of this Resolution with the names of the designated County Voting Representatives to [support@iowacounties.org](mailto:support@iowacounties.org).

Roll Call Vote: Hilmer, aye. Turner, aye. Knebel, aye. Doland, aye. Kupka, aye. Resolution passed and adopted this 28th day of July, 2025. Mark Doland, Chairman, Board of Supervisors. Karen Rohrs, County Auditor.

Motion by Turner, seconded by Knebel to approve the board chairman signing a contract with Aureon to provide internet services to Tama County. Discussion: None. All voted aye. Motion carried.

A report was given by Turner from the negotiation committee regarding Salt Creek Wind LLC vs. Tama County. Motion by Turner, seconded by Doland to approve and authorize execution of the Settlement Agreement, Resolution 7-28-2025A (Exhibit A), Withdrawal of Revocation Petition (Exhibit B), and Joint Dismissal with Prejudice (Exhibit C), and direct the Chairman to sign on behalf of the Board. The Board opened public comment time. Public comments were heard from Bob Vokoun, Laura Wilson, Richard Arp, Andrea Dvorak, Craig Sash, Kimberly Dickey, Karen Murty, Carolyn Adolphs, and Patrick C. Supervisor Turner also read an email that the Board had

received from Linda Moeller. Public comment time closed at 9:20 am. Each supervisor was given time to give their comments. Curt Hilmer and Heather Knebel both agree there is a risk to allow this project to move forward and it may be an issue in the future, but the prior Board of Supervisors left the county out of money in the General Basic Fund, so we have no choice but to settle on Phase 1. Motion by Turner to call the question, seconded by Knebel. All voted aye. Motion carried.

### **RESOLUTION 7-28-2025B**

#### **Tama County**

WHEREAS, Salt Creek Wind LLC (“Salt Creek”) is the owner of a Commercial Wind Energy Conversion (“C-WECS”) project in Tama County (the “Project”);

WHEREAS, the Project has prompted much public debate;

WHEREAS, the Project has resulted in numerous lawsuits involving Salt Creek, many directly involving Salt Creek, Tama County, the Tama County Board of Supervisors, and the Tama County Board of Adjustment; and

WHEREAS, Tama County, the Tama County Board of Supervisors, and Salt Creek wish to resolve these disputes and the differences between them.

**IT IS THEREFORE RESOLVED** by the Tama County Board of Supervisors of Tama County, Iowa, that:

- Salt Creek possesses a Conditional Use Permit for the Project that was lawfully issued pursuant to the Tama County Ordinances; Salt Creek made substantial expenditures pursuant to the Conditional Use Permit and each of the related zoning certificates before December 15, 2024, and that Salt Creek has vested rights in the lawfully issued Conditional Use Permit, its related zoning certificates, the Tama County C-WECS Ordinance, Article XX.
- Salt Creek substantially began construction pursuant to all 61 of its Zoning Certificates on or before December 15, 2024.
- Salt Creek will have established use within the meaning of Tama County’s ordinances for all 61 of its Zoning Certificates upon completion of vertical erection of a wind turbine generator at any one zoning certificate site, provided the vertical erection occurs on or before September 15, 2025.
- The Moratorium enacted on January 6, 2025 (Resolution 1-6-2025B) does not apply to Salt Creek’s Project;
- The April 7, 2025 Resolution (Resolution 4-07-2025A) is hereby rescinded;
- As Salt Creek has established use of its Zoning Certificates, the Zoning Administrator is directed to take no further action against Salt Creek’s Zoning Certificates;
- The Board of Supervisors will withdraw the petition submitted to the Board of Adjustment regarding Salt Creek’s conditional use permit with prejudice by submitting a Withdrawal of Appeal to the Board of Adjustment and Zoning Administrator;
- That neither Tama County, nor the Board of Adjustment, have jurisdiction to revoke, rescind, withdraw or modify the Conditional Use Permit issued to Salt Creek on December 8, 2020 or the related zoning certificates issued to Salt Creek on September 16, 2024; and
- The Board of Supervisors hereby approves, and authorizes the Chair of the Board of Supervisors to execute, the attached Settlement Agreement with Salt Creek Wind, LLC, on behalf of Tama County and the Tama County Board of Supervisors.

Roll Call Vote: Hilmer, aye. Turner, aye. Knebel, aye. Doland, aye. Kupka, aye. Resolution and motions passed and adopted this 28th day of July, 2025. Mark Doland, Chairman, Board of Supervisors. Karen Rohrs, County Auditor.

There was discussion regarding a proposal with Center Associates. It was stated that there are other providers coming to the county and stepping up to help fill the void after the closure of Center Associates and they have not asked for financial support from the county like Center Associates has. It was stated that Prairie Ridge is doing a wonderful job helping the county out. No action was taken.

Motion by Tuner, seconded by Kupka to approve the claims for payment as presented in the amount of \$160,775.40. Discussion: The higher amount is due to two new patrol vehicles for the sheriff's department. All voted aye. Motion carried.

Public Comments: Public comments were heard from Laura Wilson, Karen Murty, Richard Arp, and Lynn Chizek. Supervisor Doland thanked everyone for their comments. Public comment time closed at 10:18 am.

Chairman Doland adjourned the meeting at 10:19 am.

These minutes are intended to provide a summary of the discussions and decisions made during the Board of Supervisor meeting. For the most accurate and comprehensive record, please refer to the audio recording of the meeting that can be provided upon request at the auditor's office.

## ***Tama County Board of Supervisors - Weekly Engineer's Office Report***

August 4<sup>th</sup>, 2025

We have been working on the intersection of F Avenue and 280<sup>th</sup> St. We will be rocking this and getting this open this week weather depending.

We are working on a bridge on H Ave just north of E69. We will be finishing the railing this week.

This past week we've had trucks rocking spot areas and blades out working on washouts.

We have been blading through dust controls for the second application last week.

We had the E43 Bridge replacement preconstruction meeting yesterday. They are tentatively going to start the week of the 18<sup>th</sup>.