

Board of Supervisors Minutes
May 29, 2025

The Tama County Board of Supervisors met at 9:00 a.m. May 29, 2025. Present: 1st District Supervisor, Curt Hilmer; 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. 2nd District Supervisor, David Turner joined by Teams.

The Pledge of Allegiance was recited.

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

Public Comments: Public comments were heard from Ben Schemmel, Janet Wilson, Craig Sash, Bill Faircloth, Jon Winkelpleck, Karen Murty, Nancy Smith, and Rita Dostal. Public comment time closed at 9:22 am.

Motion by Hilmer, seconded by Kupka to approve the minutes of the May 19th regular meeting. Discussion: None. All voted aye. Motion carried.

The Board met with Ben Daleske, Tama County Engineer, to get a road projects report.

Jon Winkelpleck and Richard Arp were present to discuss enforcing the stay of the Commercial Wind Energy Conversion System. They would like to see the Board of Supervisors enforce the stay and request the Board to send Sheriff Schmidt along with the resources he needs to serve the stay and stop construction. Motion by Knebel, seconded by Kupka to table enforcing the stay of the Commercial Wind Energy Conversion System until Monday. Discussion: Knebel stated she appreciated the comments and felt that the Board did not need to act on anything that a stay is automatic and it's an enforcement thing that the Board needs to work on. Doland stated he believes there is a stay and that the county attorney believes that there is stay and yet construction still continues. The resolution the board plans to act on after this should address it. All voted aye. Motion carried.

Motion by Hilmer, seconded by Knebel to approve the following resolution. Discussion: There were comments and discussion from the public.

Resolution 5-29-2025A

Resolution on Reconsideration, Rescission, or Revocation of the Conditional Use Permit from 2020 to Salt Creek Wind, LLC

WHEREAS, the Tama County Board of Supervisors enacted an ordinance on January 14, 2010, regulating Commercial Wind Energy Conversion Systems ("C-WECS"), which specified the requirements for an application for a Conditional Use Permit ("CUP") related to C-WECS; and WHEREAS, testimony and evidence presented at the May 27, 2025 hearing in *Salt Creek Wind, LLC v. Tama County Board of Supervisors and Tama County*, No. CVCV008931, raises questions as to the CUP granted to Salt Creek Wind, LLC ("Salt Creek") in 2020 and Salt Creek's compliance with applicable specifications and requirements; and

WHEREAS, the Board of Supervisors finds there are sufficient concerns regarding the Board of Adjustment's approval of the 2020 CUP application submitted by Salt Creek to warrant reconsideration, rescission, or revocation of the grant of the CUP; and

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

The Board of Supervisors is authorized to submit an application or petition to the appropriate body seeking, to the extent lawful, the reconsideration, rescission, or revocation of the grant of the Conditional Use Permit granted to Salt Creek Wind, LLC in 2020 based on the numerous deficiencies in the application, failure to comply with the Commercial Wind Energy Conversion System ordinance specifications and application submittal requirements, and any other such considerations deemed appropriate not inconsistent with the Tama County zoning ordinances and Iowa law.

Roll Call Vote: Hilmer, aye. Turner, aye. Knebel, aye. Doland, aye. Kupka, aye. Resolution passed and adopted this 29th day of May, 2025. Mark Doland, Chairman, Board of Supervisors. Karen Rohrs, County Auditor.

Sheriff Schmidt had submitted a proposal to the Board of Supervisors for use of the West Annex Building. He would like to use the building to house his patrol deputy sheriffs. There was discussion of where the remaining employees, such as the zoning director, would be placed. Knebel asked the auditor to send out an email to all department heads to see if anyone has room in their offices to house the zoning director. Motion by Knebel, seconded by Hilmer to move the patrol deputies to the West Annex Building. Discussion: None. All voted aye. Motion carried.

There were no hiring freeze exemptions to act on.

Motion by Knebel, seconded by Kupka to approve the claims for payment as presented in the amount of \$136,365.02. Discussion: None. All voted aye. Motion carried.

Public Comments: Public comments were heard from Jim Smith, Karen Murty, Richard Arp, and Rita Dostal. Public comment time closed at 10:32 am.

Chairman Doland adjourned the meeting at 10:32 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.