

**TENTATIVE AGENDA**  
**WASHINGTON COUNTY BOARD OF SUPERVISORS**  
COURTHOUSE  
222 W MAIN ST.  
WASHINGTON, IOWA

*The Board reserves the right to discuss and take formal action on any or all agenda items.*

Remote access and participation in the meeting can be gained as follows:

<https://zoom.us> Meeting ID: 726 335 628 Password: 800802

For telephone audio access dial (312) 626-6799

TUESDAY, JUNE 29, 2021, 9:00 A.M.

(as of Friday, June 25, 2021 @ 8:30 a.m.)

1. APPROVAL OF AGENDA

2. PUBLIC COMMENT

Comment limited to agenda items only and limited to 3 minutes per individual

3. PUBLIC HEARING

Proposed animal confinement feeding operation – 76 Swine LLC (Luke Jaeger) Section 23, Seventy-Six Township

4. NEW BUSINESS

Acknowledgment of proposed animal confinement feeding operation – 76 Swine LLC (Luke Jaeger) Section 23, Seventy-Six Township

Resolution 21-23 - FY22 Appropriations Authorization

Resolution 21-24 - Designation of Assigned Funds for FY22

Resolution 21-25 - Disbursement of County Funds

Resolution 21-26 - Interfund Operating Transfer to Secondary Road Fund

Resolution 21-27 - Interfund Operating Transfer

Resolution 21-28 - Disbursement of County Funds

FY22 county employee departmental wage recommendations

FY22 longevity wage schedule and FY22 departmental step increase

Review of Plan for Vine Avenue south of Crawfordsville - Engineer

Secondary Road Use Permit – Richmond Shooters

Fireworks Permit – Richmond Shooters

Tobacco Permit – Ainsworth Four Corners d/b/a Four Corners Fuel

Personnel Change Request – Sheriff

Personnel Change Request – Environmental Health

Discussion and action regarding new Ambulance purchase

Acknowledge and confirm Board of Supervisor assignments to various committees, commissions and boards

Discussion and action regarding State of Iowa COVID Relief Funds

5. OPEN DISCUSSION

Items as approved by Board Chairperson with public comment limited to agenda items only and 3 minutes per citizen.

6. ADJOURN

cc: All departments  
Media





# Iowa Department of Natural Resources

## Construction Permit Application Form Confinement Feeding Operations

### INSTRUCTIONS:

Prior to constructing, installing, modifying or expanding a confinement feeding operation structure<sup>1</sup>, answer questions 1-8 on Item 3, Section A (page 2), to determine if a construction permit is required. To calculate the animal unit capacity (AUC) of the operation, complete Table 1 (page 4). If a construction permit is required, complete the rest of the form, have the applicant(s) sign it on pages 5 and 6. Mail to the DNR (see address on page 5) this application form, documents and fees requested in Checklist No. 1 or 2 (pages 10-15). See item 5 (page 5), to determine which checklist to use.

If a construction permit is not needed, some pre-construction requirements may still apply prior to the construction of a formed manure storage structure<sup>2</sup>. See page 5 for additional DNR contact information.

### THIS APPLICATION IS FOR:

1.  A new confinement feeding operation
  2.  An existing confinement feeding operation (*answer all of the following questions*):
    - a) Facility ID No. (5 digit number): 59410
    - b) Date when the operation was first constructed: 1975 Separation distance table used: 6C
    - c) Date when the last construction, expansion or modification was completed: 2015
- (Not needed if the confinement operation has previously received a construction permit from DNR.)
- d) Is this also an ownership change?  Yes  No If yes box is checked additional fees apply. See page 8

### ITEM 1 – LOCATION AND CONTACT INFORMATION (*See page 17 for instructions and an example*):

- A) Name of operation: 76 Swine
- Location: SW 1/4 of the SW 1/4 of section 23, T76N, R9W, Seventy Six Township, Washington County
- |       |     |           |                |                    |          |
|-------|-----|-----------|----------------|--------------------|----------|
| (¼ ¼) | (¼) | (Section) | (Tier & Range) | (Name of Township) | (County) |
|-------|-----|-----------|----------------|--------------------|----------|
- B) Applicant information:
- Name: 76 Swine LLC (Luke Jaeger) Title: owner
- Address: 1945 Fir Avenue, Keota, IA 52248
- Telephone: 319-461-1671 Fax: \_\_\_\_\_ Email: \_\_\_\_\_
- C) Person to contact with questions about this application (if different than applicant):
- Name: Knee Deep Solutions llc - Rachel Rinner Title: consultant
- Address: 113 West 3rd Street, Washington, IA 52353
- Telephone: 319-653-5555 Fax: 319-591-2555 Email: rachel@kneedeepsolutions.net

- Enclose aerial photo or engineering drawing showing the proposed location of the confinement feeding operation structure<sup>1</sup> and all applicable separation distances, as requested in Attachment 1 (pages 11-12 or 14-15). See example of aerial photo on pages 18 to 19, at the end of this form.
- I manage or have a 10% or more ownership interest in another confinement feeding operation located within 2,500 feet of the proposed site. Please contact the DNR AFO Program staff at (712) 262-4177 to verify site adjacency requirements.

<sup>1</sup> Confinement feeding operation structure = animal feeding operation structure (confinement building, manure storage structure or egg washwater storage structure) that is part of a confinement feeding operation. Manure storage structures include formed and unformed manure storage structures.

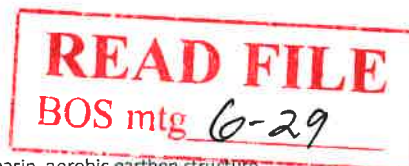
<sup>2</sup> Formed manure storage structure = covered or uncovered concrete or steel tanks, and concrete pits below the building.

## ITEM 2 – SITING INFORMATION:

- A) **Karst Determination:** Go to DNR AFO Siting Atlas at <http://programs.iowadnr.gov/maps/afo/>. Search for your site by either scrolling into your location or entering an address or legal description in the bottom search bar. Left click on the location of your proposed structure. Make sure the karst layer box is checked on the map layers. If you cannot access the map, or if you have questions about this issue, contact the AFO Engineer at (712) 262-4177. Check one of the following:
- The site is not in karst or potential karst. Print and enclose the map with the name and location of the site clearly marked.
  - The site is in karst. The upgraded concrete standards of 567 IAC 65.15(14)"c" must be used. Refer to "Applicant's submittal checklist" on page 10 for karst documentation.
  - The site is within 1,000 feet of a known sinkhole, Secondary Containment Barrier is required in accordance with 567 IAC 65.15(17).
- B) **Alluvial Soils Determination:** Go to the AFO Siting Atlas as described above. Make sure the alluvial layer box is checked on the map legend. If you cannot access the map, or if you have questions about this issue, contact DNR Flood Plain at (866) 849-0321. Check one of the following:
- The site is not in alluvial soils. Print and enclose the map with the name and location of the site clearly marked.
  - The site is in alluvial soils. You will need to submit a request for a flood plain determination from DNR Flood Plain (866) 849-0321. After receiving determination submit one of the following:
    - Not in 100-year floodplain or does not require a flood plain permit. Include correspondence from the DNR Flood Plain Section.
    - Requires flood plain permit. Include flood plain permit.
    - Documentation has been submitted to determine site is not in alluvial soils. Refer to "Applicant's Submittal Checklist" on page 10 for alluvial soils documentation.

## ITEM 3 – OPERATION INFORMATION:

- A) A construction permit is required prior to any of the following:
1.  Constructing or modifying any unformed manure storage structure<sup>3</sup>, constructing or modifying a confinement building that uses an unformed manure storage structure<sup>3</sup>, or increasing animal units in a confinement building that uses an unformed manure storage structure.
  2.  Constructing, installing or modifying a confinement building or a formed manure storage structure<sup>2</sup> at a confinement feeding operation if, after construction, installation or expansion, the AUC of the operation is 1,000 animal units (AU) or more. This also applies to confinement feeding operations that store manure exclusively in a dry form.
  3.  Initiating a change that would result in an increase in the volume of manure or a modification in the manner in which manure is stored in any unformed manure storage structure<sup>3</sup>, even if no construction or physical alteration is necessary. Increases in the volume of manure due to an increase in animal capacity, animal weight capacity or AUC up to the limits specified in a previously issued construction permit do not require a new construction permit.
  4.  Initiating a change, even if no construction or physical alteration is necessary, that would result in an increase in the volume of manure or a modification in the manner in which manure is stored in a formed manure storage structure<sup>2</sup> if, after the change, the AUC of the operation is 1,000 AU or more. Increases in the volume of manure due to an increase in animal capacity, animal weight capacity or AUC up to the limits specified in a previously issued construction permit do not require a new construction permit.
  5.  Constructing or modifying any egg washwater storage structure or a confinement building at a confinement feeding operation that includes an egg washwater storage structure.
  6.  Initiating a change that would result in an increase in the volume of egg washwater or a modification in the manner in which egg washwater is stored, even if no construction or physical alteration is necessary. Increases in the volume of egg washwater due to an increase in animal capacity, animal weight capacity or AUC up to the limits specified in a previously issued construction permit do not require a new construction permit.
  7.  Repopulating a confinement feeding operation if it was closed for 24 months or more and if any of the following apply:
    1.  The confinement feeding operation uses an unformed manure storage structure<sup>3</sup> or egg washwater storage structure;
    2.  The confinement feeding operation includes only confinement buildings and formed manure storage structures<sup>2</sup> and has an AUC of 1,000 AU or more.
  8.  Installing a permanent manure transfer piping system, unless the department determines that a construction permit is not required.



<sup>3</sup> Unformed manure storage structure = covered or uncovered anaerobic lagoon, earthen manure storage basin, aerobic earthen structure.

B) In your own words, describe in detail, the proposed construction, expansion, installation, modification or repair being proposed in this project. (Must be completed) Attach additional pages if necessary:

Remodel of former gestation building into swine finishing space

As built dimensions - 77'6" x 300' x 10' deep pit

estimated manure production - capacity 1,743,750 gal/year - proposed manure production 917,528 gal/year

site AUC up from 699.2 to 1182

site AWC down from 611,800 lb to 531,900 lb.

C) **Master Matrix** (*must check one*). If any of boxes 1 to 3 are checked, the operation is required to be evaluated with the master matrix if the county, where the confinement feeding operation structure<sup>1</sup> is or would be located, has adopted a 'Construction Evaluation Resolution' (CER). Select the one that best describes your confinement feeding operation:

1.  A new confinement feeding operation proposed in a county that has adopted a CER.
2.  An existing operation constructed on or after April 1, 2002, in a county that has adopted a CER.
3.  An existing operation constructed prior to April 1, 2002, with a current or proposed AUC of 1,667 AU or more, in a county that has adopted a CER.
4.  None of the above. Therefore, the master matrix evaluation is not required.

D) **Qualified Operation** (*must check one*). If any of boxes 1 to 4 are checked, the operation is also a 'qualified operation'. A qualified operation is required to use a manure storage structure that employs bacterial action which is maintained by the utilization of air or oxygen, and which shall include aeration equipment. However, this requirement does not apply if box 5 is checked. Select the one that best describes your confinement feeding operation:

1.  A swine farrowing and gestating operation with an AUC of 2,500 AU or more. If the replacement breeding swine are raised and used at the operation, the animal units for those replacement animals do not count in the operations total AUC for the purpose of determining a qualified operation.
2.  A swine farrow-to-finish operation with an AUC of 5,400 AU or more.
3.  A cattle confinement feeding operation (including dairies) with an AUC of 8,500 AU or more.
4.  Other confinement feeding operations with an AUC of 5,333 AU or more.
5.  This is not a qualified operation because:
  - a.  It is below the limits shown on boxes 1 to 4.
  - b.  It includes a confinement feeding operation structure<sup>1</sup> constructed prior to May 31, 1995.
  - c.  It handles manure exclusively in a dry form (poultry).

#### ITEM 4 – ANIMAL UNIT CAPACITY (AUC) and, if applicable, ANIMAL WEIGHT CAPACITY (AWC):

##### A) Calculating AUC – Required for all operations

For each animal species, multiply the maximum number of animals that you would ever confine at one time by the appropriate factor, then add all AU together on Table 1 (page 4). Use the maximum market weight for the appropriate animal species to select the AU factor.

You must complete all applicable columns in Table 1. Use column a) to calculate the existing AUC, before permit for existing operations only. Use column b) to calculate the 'Total proposed AUC' (after a permit is issued) including new operations. The number obtained in column b) is the AUC of the operation and must be used to determine permit requirements. Use column c) to calculate the 'New AU' to be added to an existing operation. To calculate the indemnity fee (see page 7), also use column c), however, if the "Existing AUC" (column a) is 500 AU or less, enter the "Total proposed AUC" (column b) in the "New AU" (column c).

In calculating the AUC of a confinement feeding operation, you must include the AUC of all confinement buildings which are part of the confinement feeding operation, unless a confinement building has been abandoned. A confinement feeding operation structure<sup>1</sup> is abandoned if the confinement feeding operation structure<sup>1</sup> has been razed, removed from the site of a confinement feeding operation, filled in with earth, or converted to uses other than a confinement feeding operation structure<sup>1</sup> so that it cannot be used as a confinement feeding operation structure<sup>1</sup> without significant reconstruction. Therefore, in Table 1, enter the animal unit capacity of all the confinement buildings, including those that are from an "adjacent" operation located within 2,500 feet. For more information, contact the AFO Program at (712) 262-4177.





**Table 1. Animal Unit Capacity (AUC):** (No. HEAD) x (FACTOR) = AUC

Animal Species	a) Existing AUC (Before permit)			b) Total AUC (After permit)		
	(No. Head)	x (Factor)	= AUC	(No. Head)	x (Factor)	= AUC
Slaughter or feeder cattle		1.0			1.0	
Immature dairy cattle		1.0			1.0	
Mature dairy cattle		1.4			1.4	
Gestating sows	1508	0.4	603.2	0	0.4	0
Farrowing sows & litter	240	0.4	96	0	0.4	0
Boars		0.4			0.4	
Gilts		0.4			0.4	
Finished (Market) hogs	0	0.4	0	2955	0.4	1182
Nursery pigs 15 lbs to 55 lbs		0.1			0.1	
Sheep and lambs		0.1			0.1	
Goats		0.1			0.1	
Horses		2.0			2.0	
Turkeys 7 lbs or more		0.018			0.018	
Turkeys less than 7 lbs		0.0085			0.0085	
Broiler/Layer chickens 3 lbs or more		0.01			0.01	
Broiler/Layer chickens less than 3 lbs		0.0025			0.0025	
Ducks		0.04			0.04	
Fish 25 grams or more		0.001			0.001	
Fish less than 25 grams		0.00006			0.00006	
<b>TOTALS:</b>			<b>a) Existing AUC: 699.2</b>			<b>b) Total proposed AUC: 1182</b>

Note: If the "Existing AUC" (column a) is 500 AU or less, enter the "Total proposed AUC" (column b) in the "New AU" (column c)

c) New AU = b) - a):

**482.8**

(This is the AUC of the operation)

**B) Calculating AWC - Only for operations first constructed prior to March 1, 2003**

The AWC is needed for an operation that was first constructed prior to March 1, 2003, to determine some of the minimum separation distance requirements for construction or expansion.

The AWC is the product of multiplying the maximum number of animals that you would ever confine at any one time by their average weight (lbs) during the production cycle. Then add the AWC if more than one animal species is present (examples on how to determine the AWC are provided in 567 IAC 65.1(455B).)

If the operation was first constructed prior to March 1, 2003, you must complete all applicable columns in Table 2:

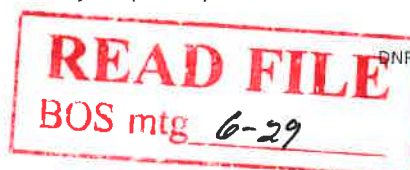
**Table 2. Animal Weight Capacity (AWC):** (No. head) \* (Avg. weight, lbs) = AWC, lbs

Animal Species	a) Existing AWC (Before Permit)			b) Proposed AWC (After permit)		
	(No. head) x	avg weight	= AWC	(No. head) x	avg weight	= AWC
Slaughter or feeder cattle						
Immature dairy cattle						
Mature dairy cattle						
Gestating sows	1508	350	527800	0	0	0
Farrowing sows & litter	240	350	84000	0	0	0
Boars						
Gilts						
Finished (Market) hogs	0	0	0	2955	180	531900
Nursery pigs 15 lbs to 55 lbs						
Sheep and lambs						
Goats						
Horses						
Turkeys 7lbs or more						
Turkeys less than 7 lbs						
Broiler/Layer chickens 3 lbs or more						
Broiler/Layer chickens less than 3 lbs						
Ducks						
Fish 25 grams or more						
Fish less than 25 grams						
<b>TOTALS:</b>			<b>a) Existing AWC: 611800</b>			<b>b) Total proposed AWC: 531900</b>

c) New AWC = b) - a):

**-79900**

(This is the AWC of the operation)



**ITEM 5 – SUBMITTAL REQUIREMENTS** Checklists No. 1 or 2 (pages 10-15) describe the submittal requirements, which are based on the type of confinement feeding operation structure<sup>1</sup> and AUC proposed. To determine which checklist to use, choose the option that best describes your confinement feeding operation:

- A)  **Formed manure storage structures<sup>2</sup>:** The proposed confinement feeding operation structure<sup>1</sup> will be or will use a formed manure storage structure<sup>2</sup>. Check one of the following boxes:
- A swine farrowing and gestating operation with an AUC of 1,250 AU or more. Use Submittal Checklist No. 2 (page 13).
  - A swine farrow-to-finish operation with an AUC of 2,750 AU or more. Use Submittal Checklist No. 2 (page 13).
  - A cattle confinement feeding operation (including dairies) with an AUC of 4,000 AU or more. Use Submittal Checklist No. 2 (page 13).
  - Other confinement feeding operations with an AUC of 3,000 AU or more. Use Submittal Checklist No. 2 (page 13).
  - None of the above. Use Submittal Checklist No. 1 (page 10).

If any of boxes 1 to 4 are checked, the operation meets the threshold requirements for an engineer<sup>4</sup> and a Professional Engineer (PE), licensed in Iowa, is required. For these cases, use Submittal Checklist No. 2 (page 13).

If you checked box 5, your operation is below threshold requirements for an engineer<sup>4</sup> and a Professional Engineer (PE) is not required. Use Submittal Checklist No. 1 (page 10).

- B)  **Unformed manure storage structure<sup>3</sup>:** The proposed confinement feeding operation structure<sup>1</sup>, will be or will use an unformed manure storage structure<sup>3</sup> or an egg washwater storage structure. A Professional Engineer (PE) licensed in Iowa must design and sign the engineering documents for any size of operation. Use Submittal Checklist No. 2 (page 13) and Addendum "A" (page 16).

**ITEM 6- UTILIZING RURAL WATER SYSTEM FOR WATER SUPPLY**

- The proposed facility will utilize rural water and the providing rural water system has been notified and is aware of the proposed increase in water use.

**ITEM 7 – SIGNATURE:**

I hereby certify that the information contained in this application is complete and accurate.

Signature of Applicant(s): 76 Swine by Luke Jaeger Date: 6-11-21

**MAILING INSTRUCTIONS:**

To expedite the application process, follow the submittal requirements explained in Checklist No. 1 or 2 (pages 10 to 16), whichever applies. Page 1 of this form should be the first page of the package. Mail all documents and fees to:

**Iowa DNR  
AFO Program  
1900 N Grand Ave  
Gateway North, Ste E17  
Spencer, IA 51301**

*(Note: Incomplete applications will be returned to the sender.)*

**Questions**

Questions about construction permit requirements or regarding this form should be directed to an engineer of the animal feeding operations (AFO) Program at (712) 262-4177. To contact the appropriate DNR Field Office, go to <http://www.iowadnr.gov/fieldoffice>.

<sup>4</sup> Threshold requirements for an engineer apply to the construction of a formed manure storage structure<sup>2</sup>. Operations that meet or exceed the threshold requirements for an engineer are required to submit engineering documents signed by a professional engineer licensed in the state of Iowa. Please refer to Checklist No. 2 (pages 13-15).



ITEM 8

Interested Parties Form  
Confinement Feeding Operation

Interest means ownership of a confinement feeding operation as a sole proprietor or a 10 percent or more ownership interest held by a person in a confinement feeding operation as a joint tenant, tenant in common, shareholder, partner, member, beneficiary or other equity interest holder. Ownership interest is an interest when it is held either directly or indirectly through a spouse or dependent child, or both.

**INSTRUCTIONS:**

Please list all persons (including corporations, partnerships, etc.) who have an interest in any part of the confinement feeding operation covered by this permit application.

Full Name	Address	City/State	Zip
76 Swine llc	1945 Fir Ave	Keota, IA 52248	
Luke Jaeger	1945 Fir Ave	Keota, IA 52248	

For each name above, please list below all other confinement feeding operations in Iowa in which that person has an interest. Check box "None", below, if there are no other confinement feeding operations in Iowa in which the above listed person(s) has or have an interest.

Operation Name	Location (¼ ¼, ¼, Section, Tier, Range, Township, County)	City
<input type="checkbox"/> None	[There are no other confinements in Iowa in which the above listed person(s) has or have an interest].	
Brown Pork	NE 1/4 of the SE 1/4 of section 23, T76N, R9W, Seventy Six Twp, Washington Co	Keota, IA
Flynn Place #1	SW 1/4 of the SW 1/4 of section 14, T76N, R9W, Seventy Six Twp, Washington Co	Keota, IA

I hereby certify that the information provided on this form is complete and accurate.

Signature of Applicant(s): 76 Swine llc Luke Jaeger Date: 6-11-21



**Manure Storage Indemnity Fee Form  
for Construction Permits**

<b>CASHIER'S USE ONLY</b> 0474-542-474A-0431 Facility ID # County
--

Credit fees to: 76 Swine LLC

Name of operation: 76 Swine

**INSTRUCTIONS:**

- 1) Use the 'Total Proposed AUC' from column b), Table 1 (page 4), to select the appropriate fee line in the table below. The 'Total Proposed AUC' is the AUC of the operation.
- 2) Select the animal specie and row number (see examples). Enter the 'New AU' from column c), Table 1 (page 4). The 'New AU' is the number of AU to be added to an existing operation or being proposed with a new operation. **Note:** If the "Existing AUC" (column a) is 500 AU or less, enter the "Total proposed AUC" (column b) in "New AU" (column c).
- 3) Multiply the 'New AU' by the appropriate 'Fee per AU'. The resulting number is the indemnity fee due.

- **Example 1:** An existing swine operation is expanding from an 'Existing AUC' of 1,000 AU to a 'Total Proposed AUC' of 1,800 AU, and has previously paid an indemnity fee for the existing 1,000 AU. Calculate the indemnity fee as follows: The 'Total Proposed AUC' is between 1,000 AU and 3,000 AU; the animal specie is other than poultry; enter 800 AU in the 'New AU' column, row 4, and multiply it by \$ 0.15:  
 $(800 \text{ AU}) \times (\$ 0.15 \text{ per AU}) = \$ 120.00$
- **Example 2:** An existing poultry operation is expanding from an 'Existing AUC' of 250 AU to a 'Total Proposed AUC' of 2,000 AU and has not paid the indemnity fee for animals housed in the existing buildings. Calculate the indemnity fee as follows: The 'Total Proposed AUC' is between 1,000 AU and 3,000 AU; the animal specie is poultry and the indemnity fee has not previously been paid, enter 2,000 AU in the 'New AU' column on row 3, and multiply it by \$0.06:  
 $(2,000 \text{ AU}) \times (\$ 0.06 \text{ per AU}) = \$ 120.00$
- **Example 3:** If you are proposing a new swine confinement feeding operation with a 'Total Proposed AUC' of 3,500 AU, enter 3,500 AU in the 'New AU' column, row 6 and multiply it by \$ 0.20:  
 $(3,500 \text{ AU}) \times (\$ 0.20 \text{ per AU}) = \$ 700.00$
- **Example 4:** If you are applying for a construction permit but you are not increasing the AUC of the operation, and has previously paid the applicable indemnity for the animals housed in the existing buildings, there is no indemnity fee due (\$ 0.00). If no indemnity fee is due, do not submit this page.

**Indemnity Fee Table:**

Total Proposed AUC (After Permit (from column B, Table 1))	Row	Animal species	New AU (from column C Table 1)	x	Fee per AU	Indemnity Fee
Less than 1,000 AU	1	Poultry		x	\$ 0.04 =	
	2	Other		x	\$ 0.10 =	
1,000 AU or more to less than 3,000 AU	3	Poultry		x	\$ 0.06 =	
	4	Other	482.8	x	\$ 0.15 =	72.42
3,000 AU or more	5	Poultry		x	\$ 0.08 =	
	6	Other		x	\$ 0.20 =	

**READ FILE**  
BOS mtg 6-29



**RESOLUTION 21-23**  
**WASHINGTON COUNTY APPROPRIATIONS AUTHORIZATION**  
**FISCAL YEAR 2022**

**BE IT RESOLVED** by the Board of Supervisors of Washington County, Iowa that the following appropriations are authorized to departments by expenditure during Fiscal Year 2022 as indicated:

00	Operating Accounts	2,860,199
01	Board of Supervisors	380,534
02	Auditor	633,209
03	Treasurer	569,513
04	County Attorney	679,240
05	Sheriff	4,799,452
07	Recorder	267,864
20	Secondary Roads	8,244,546
21	Veterans Affairs	93,904
22	Conservation	1,297,100
23	Public Health	1,610,400
24	Environmental Health	239,200
25	Mental Health Disability Service	980,792
26	Department of Human Services	10,700
27	General Assistance	27,544
28	Medical Examiner	60,600
36	Ambulance Services	2,080,956
38	Outreach	99,797
39	Economic Development	34,159
51	Buildings & Grounds	563,078
52	Information Technology	353,204
53	Subdivision Planning	39,285
54	GIS Services	325,500
99	Non Departmental	5,841,952
	<b>Total</b>	<b>32,092,728</b>

The above and forgoing Resolution was adopted by the Board of Supervisors of Washington County, Iowa on June 29, 2021.

ATTEST:  
June 29, 2021

**READ FILE**  
*BOS mtg 6-29*  
\_\_\_\_\_  
RICHARD L. YOUNG  
Chair, Board of Supervisors

\_\_\_\_\_  
DANIEL L. WIDMER  
County Auditor

**RESOLUTION 21-24**  
**Designation of Assigned Funds**

**WHEREAS**, the Washington County Board of Supervisors acknowledges its responsibility to plan for certain repair projects or equipment purchases, and

**WHEREAS**, the Board recognizes it is fiscally responsible to allocate across time such monies secured through property taxation for future expenditure on said projects or purchases, and

**WHEREAS**, the Board wishes in FY 2021-2022 to designate in the beginning cash balance of the budget the amount of \$ **352,000** as assigned capital with the intent of future expenditure as follows:

<u>Project</u>	<u>Amount Designated</u>
County facilities	312,000
Equipment Purchase	15,000
County aerials	20,000
Citizens Convenience Center	5,000

**NOW THEREFORE BE IT RESOLVED**, that the County Auditor of Washington County, Iowa, is authorized to reflect the Board's intent by this resolution by indicating such on the appropriate budget preparation and reporting forms for FY 2022.

Approved and executed this 29<sup>th</sup> day of June, 2021, by the Washington County Board of Supervisors.



\_\_\_\_\_  
RICHARD L. YOUNG  
Chair, Board of Supervisors

Attest:

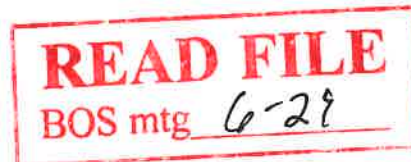
\_\_\_\_\_  
Daniel L. Widmer  
County Auditor

**RESOLUTION 21-25  
FOR DISBURSEMENT OF COUNTY FUNDS**

**WHEREAS** the Board of Supervisors of Washington County, Iowa, budgeted funds for Fiscal Year 2021-2022 for grant support of those agencies listed below to be disbursed by the County Auditor to the respective agencies at the intervals indicated herein effective July 1, 2021:

<u>GRANTEE</u>	<u>TOTAL GRANT</u>	<u>FREQUENCY</u>
HACAP	\$120,000	one-fourth each quarter
Mini-Bus	\$ 50,000	one-fourth each quarter
Fair & 4-H	\$ 17,000	one-fourth each quarter
Fairgrounds	\$ 24,000	one-fourth each quarter
Co. Historic Preservation	\$ 4,750	one-fourth each quarter
Humane Society	\$ 17,076	one-fourth each quarter
Wash Co Med Examiner	\$ 3,600	one-fourth each quarter
Public Library	\$165,000	one-fourth each quarter
Wash Main Street	\$ 6,834	one time in July 2021
WEDG	\$ 21,000	one time in August 2021
Workplace Learning Connect	\$ 2,225	one time in August 2021
English River Watershed	\$ 10,000	one time in August 2021
	<b>\$441,485</b>	

The above and foregoing Resolution amendment was adopted by the Board of Supervisors of Washington County, Iowa on June 29, 2021.



\_\_\_\_\_  
RICHARD L. YOUNG  
Chair, Board of Supervisors

ATTEST:  
June 29, 2021

\_\_\_\_\_  
DANIEL L. WIDMER  
County Auditor

**RESOLUTION 21-26**  
**INTERFUND OPERATING TRANSFER TO SECONDARY ROAD FUND**

**WHEREAS**, it is desired to authorize the County Auditor of Washington County, Iowa, to periodically transfer sums from the General Basic Fund and the Rural Services Basic Fund to the Secondary Road Fund during the 2021-2022 Fiscal Year, and,

**WHEREAS**, said operating transfers must be in accordance with Section 331.432, Code of Iowa, 1995, as amended, and,

**WHEREAS**, said operating transfers were budgeted and appropriated for Fiscal Year 2021-2022, now

**THEREFORE BE IT RESOLVED** by the Board of Supervisors of Washington County, Iowa, that:

**Section 1.** The total maximum, transfer from the General Basic Fund to the Secondary Road Fund for the Fiscal Year beginning July 1, 2021 shall not exceed the sum of \$ 228,721.00 ; and the total maximum transfer from other Rural Service Basic Fund to the Secondary Road Fund for the Fiscal Year beginning July 1, 2021 shall not exceed the sum of \$ 2,398,678.00.

**Section 2.** Within ten days of being notified of the apportionment of current property taxes, and state replacements against levied property taxes, the General Basic and Rural Services Basic Fund, the County Auditor shall order a transfer from said fund(s) to the Secondary Road Fund.

**Section 3.** The amount of the transfer required by Section 2, shall be equal to 4.632362 % of the apportionment of collected property taxes in the General Basic Fund and 82.60445% of the tax apportionment of the Rural Services Basic Fund.

**Section 4.** Notwithstanding the provisions of Section 2 and 3 of this Resolution, total transfers to the Secondary Road Fund shall not exceed the amounts specified in Section 1.

**Section 5.** Notwithstanding the provisions of Section 2 and 3, the amount of any transfer shall not exceed the available fund balance in the transferring fund.

**Section 6.** The County Auditor is directed to correct the Auditor's books when said operating transfers are made and to notify the County Treasurer and County Engineer of the amount of said transfers.

The above and foregoing Resolution was adopted by the Board of Supervisors of Washington County, Iowa, on June 29, 2021.



\_\_\_\_\_  
RICHARD L. YOUNG  
Chair, Board of Supervisors

ATTEST:  
June 29, 2021

\_\_\_\_\_  
DANIEL L. WIDMER  
County Auditor

**RESOLUTION 21-27  
FOR INTERFUND OPERATING TRANSFER**

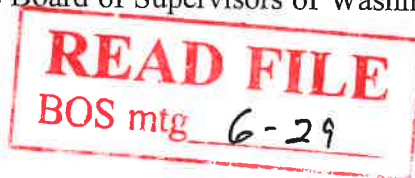
**WHEREAS**, it is desired to authorize the County Auditor of Washington County, Iowa to periodically transfer sums from the General Basic and General Supplemental Funds during the 2021-22 Fiscal Year, and,

**WHEREAS**, said operating transfers must be in accordance with Section 331.432, Code of Iowa, 1995, as amended, and,

**WHEREAS**, said operating transfers were budgeted and appropriated in the maximum amount of \$160,000 for Fiscal Year 2021-22 and as may be amended from time to time by the Board of Supervisors.

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of Washington County, Iowa, that the County Auditor shall order a transfer from the General Basic and General Supplemental Funds to the Capital Projects Fund at any such times as it is necessary to maintain sufficient balance in the Capital Projects Fund to accomplish the purposes as contained in the Washington County Budget for the Fiscal Year ending June 30, 2022.

The above and foregoing Resolution was adopted by the Board of Supervisors of Washington County, Iowa, on June 29, 2021.



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RICHARD L. YOUNG  
Chair, Board of Supervisors

ATTEST:  
June 29, 2021

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DANIEL L. WIDMER  
County Auditor

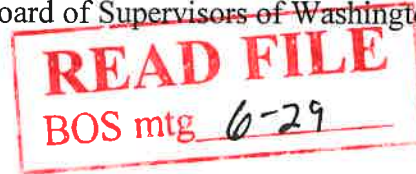


**RESOLUTION 21-28  
FOR DISBURSEMENT OF COUNTY FUNDS**

**BE IT RESOLVED** by the Board of Supervisors of Washington County, Iowa, that funds budgeted for Fiscal Year 2021-2022 for payments listed below shall be disbursed by the County Auditor to the agencies at the intervals indicated herein:

<u>CREDITOR</u>	<u>TOTAL</u>	<u>FREQUENCY</u>
Wemiga Waste Inc	<b>\$13,832.00</b>	monthly

The above and foregoing Resolution was adopted by the Board of Supervisors of Washington County, Iowa on June 29, 2021.



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RICHARD L. YOUNG  
Chair, Board of Supervisors

ATTEST:  
June 29, 2021

---

DANIEL L. WIDMER  
County Auditor

**WASHINGTON COUNTY  
EMPLOYEE PAY RATES FOR FY2021-22**

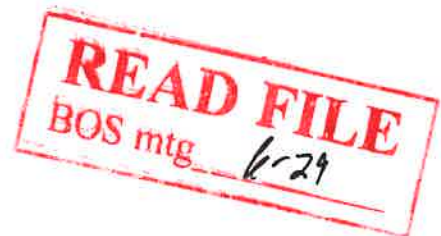
EMPLOYEE NAME	* PAY RATE		EMPLOYEE NAME	* PAY RATE	
FEDLER, MARCUS J	39,263.00	ANNUAL	BARTHOLOMEW, SCOTT J	12.00	
SEWARD JR, JACK	39,263.00	ANNUAL	CASTILLO, LUIS A M	12.00	
STOOPS, STANLEY D	39,263.00	ANNUAL	CHENOWETH, MARK D	12.00	
WILLIAMS, AMBER M	22.47		DEAO, AARON M	12.00	
YODER, ROBERT C	39,263.00	ANNUAL	DELONG, BRENDAN S	12.00	
YOUNG, RICHARD L	40,763.00	ANNUAL	DUSENBERY, WILLIAM L	12.00	
ARMBRUSTER, AMBER M	58,972.00	ANNUAL	GLANDON, SETH M	12.00	
HYMAN, MICHELLE R	66,835.00	ANNUAL	GUENGERICH, JACK H	12.00	
MEEKS, SUSAN J	62,904.00	ANNUAL	GUENGERICH, JERRY L	12.00	
STEWART, TAMERA S	22.27		HALVORSON, CHARLES E	12.00	
WIDMER, DANIEL L	78,630.00	ANNUAL	HARTSOCK, WILLIAM J	12.00	
ADAM, LINDSAY M	56,829.00	ANNUAL	KLEESE, TIMOTHY R	12.00	
BERTELLI, DEANNA J	20.51		LAWS, JOSHUA	12.00	
GARRETT, JEFFREY A	75,772.00	ANNUAL	MCAVOY, BRUCE T	12.00	
LONG, TERESA D	61,375.00	ANNUAL	MCDOLE, MARK L	12.00	
NORTHUP, MARY S	56,829.00	ANNUAL	MILLER, ANDREW J	12.00	
PACHA, ALICIA C	20.51		MORRIS, PHILIP R	12.00	
CASLAVKA, ANN M	22.27		MURPHY, BRUCE A	12.00	
GISH, JOHN W	124,339.00	ANNUAL	REMBOLD, CRAIG A	12.00	
HENDERSON, MEREDITH A	20.51		SANDERS, DOUGLAS A	12.00	
LERNER, JENNIFER C	74,603.00	ANNUAL	SHULTZ, KEVIN S	12.00	
MCCHURCH, SHANE L	68,386.00	ANNUAL	STIGERS, DANIEL W	12.00	
AHLF, MICHAEL J	21.55		THOMAS, ZACHARY J	12.00	
BAUGHMAN, JACOB	18.64		TURNER, PARKER S	12.00	
BROWN, BRUCE E	15.27		VENENGA, KURT M	12.00	
CASTRO, CHELSEA L	20.58		WAGNER, WILLIAM K	12.00	
CONRAD, RICHARD L	15.27		WALLACE, JOEY A	12.00	
COPE, MICHAEL M	21.55		WELLS, TIMOTHY W	12.00	
CORNWELL, ZACHARY T	18.64		WILLIAMS, JAMES D	12.00	
DENNLER, DARREN J	15.27		WILLIAMS, JAMES KELLY	12.00	
DIAZ, INOCENCIA	24.93		WILLIAMS, NICHOLAS N	12.00	
GARRETT, SARAH E	18.64		BLOOM, BRANDY R	22.47	
GREINER, GINA E	2,200.18	BI-WEEKLY	GREINER, JO ELLEN	74,691.00	ANNUAL
HARTSOCK, KYLE I	24.93		YODER, ERIN R	52,283.00	ANNUAL
KREUTZ, CODY L	18.64		BRASE, RANDI R	21.25	
LEEPER, THEODORE R	20.58		CONRY, CHRISTINE M	15.00	
MILLER, PAMELA A	23.49		ENGEL, FREDERICK E	24.74	
RICO, VICTOR	18.64		FIELDS, KATHY A	15.00	
SCHNEIDER, COLTON D	21.55		FIELDS, MERYL J	15.00	
TINNES, JASON M	24.93		JOHNSON, BRETT J	25.50	
TODD, ELLIE J	18.64		JORGENSEN, MEGAN R	23.43	
YODER, MICHAEL J	24.93		JUHL, MASON W	11.00	
BAILEY, KIRK N	2,652.00	BI-WEEKLY	JUHL, SKYLER J	15.00	
BURKE, NOLAN T	2,517.60	BI-WEEKLY	ROZMUS, ZACHARY J	2,422.38	BI-WEEKLY
DAVIS, KARLA S	23.62		SMITH, J CODY	25.50	
ELLINGSON, SHAWN M	3,329.75	BI-WEEKLY	BEATTY, SUSAN K	20.36	
ELLIS, CHAD E	33.15		BROWN, JACKIE L	16.00	
FIORDELISE, WILLIAM P	33.15		FISHER, KARRI J	3,075.23	BI-WEEKLY
GLASPIE, DEREK J	2,084.80	BI-WEEKLY	GLOSSER, CHRISTINE J	1,702.49	BI-WEEKLY
GOULD, AARON J	2,652.00	BI-WEEKLY	HARO-PONCE, JESSICA	1,032.55	BI-WEEKLY
HOPPMAN, ROBYN E	31.47		HERNANDEZ-LOPEZ, MARTHA I	32.50	
HORNING, JAYSE C	2,258.40	BI-WEEKLY	HERVEY, MAXINE L	15.92	
HUNTER, TONI L	22.18		HOBSCHEIDT, LORI A	23.46	
KLEESE, TYLER R	2,172.80	BI-WEEKLY	JANECEK, JESSICA L	19.90	
SCHLABAUGH, JASON C	2,517.60	BI-WEEKLY	LINS, BONNIE S	16.22	
SCHLABAUGH, NOAH M	1,914.40	BI-WEEKLY	MCDOWELL, IRENE W	17.10	
SCHMUECKER, NATHAN A	2,517.60	BI-WEEKLY	MILLER, VIRGINIA F	21.43	
SCHNEIDER, JARED M	102,243.00	ANNUAL	PETTIT-MAJEWSKI, DANIELLE L	3,076.62	BI-WEEKLY
SMIT, TIMOTHY A	2,966.81	BI-WEEKLY	ROBERTS, JENNIFER A	27.85	
SNEDIGAR, LUCAS E	2,000.00	BI-WEEKLY	SLOAT, ROBERTA R	30.05	
TINNES, RANDY G 80%	3,133.88	BI-WEEKLY	WALDSCHMIDT, DIANE M	28.85	
WEBER, ERIC C	33.15		WATERHOUSE, MEGAN D	28.57	
CONRAD, DOUG L sr/cpo	18.00		WEIDMAN, JENNIFER E	30.21	
COPE, MICHAEL M jr	12.00		WOOD, PEGGY L	34.25	
FARRIER, JORDAN D jr	12.00		RICO CHAVEZ, CINDY J	17.85	
HAWORTH, ZACHARY C sr/cpo	18.00		TAYLOR, JASON R	29.33	
SHELMAN, CHARLES N sr	15.00		WULF, BOBBIE J	40.16	

**READ FILE**  
BOS mtg 6-29

**WASHINGTON COUNTY  
EMPLOYEE PAY RATES FOR FY2021-22**

EMPLOYEE NAME	* PAY RATE		EMPLOYEE NAME	* PAY RATE	
ANDERSON, CYNTHIA J	12.30		ANDERSON-NORMAN, AUSTIN S	23.95	
RICH, SUSAN K	26.60		BARNES, DAVID L	2,386.80	BI-WEEKLY
JOHNSTON, JEFFREY J	33.00	MEETING	BARNES, SHANE C	23.54	
RICH, CARRIE R	33.00	MEETING	BARTHOLOMEW, SCOTT J	24.37	
PHILIPS, TERRY K	33.00	MEETING	BELL, JEFFREY A	26.19	
BALLARD, ANGELA H	21.17		BRINNING, TIMOTHY R	26.15	
BROME, JAMIE L	20.40		BRUEGGE, MICHAEL J	26.79	
BUOL, AIMEE C	18.92		DAVIS, KENT M	26.67	
CARLSON, BRET A	28.24		ENGEL, KEVIN C	24.16	
CONNELLY, DAKOTA P	18.92		HOGUE, CORY A	25.96	
CURL, PATRICK R	33.66		JOHNSON JR, ROBERT C	25.99	
DUNCAN, ELIZABETH G (PT)	19.38		LAMMER, KEVIN	25.71	
EBERSOLE, STEVEN D (PT)	19.38		MALICHKY, COREY J	23.95	
FREEL, MICHAEL J (PT)	24.17		MELLINGER, CODY T	23.74	
GERLING, CHRISTOPHER, S	23.22		MEYERHOLZ, JAY C	24.37	
HANDY, TRAVIS B	18.92		MOELLER, DONALD J	25.99	
KERN, MELISSA J	21.98		NEBEL, JAMES T	25.59	
LOVE, WESLEY D (PT)	22.38		PETERSON, JUSTIN A	25.13	
MILLER, HOGAN M	20.40		SHALLA, DALLAS J	25.75	
MINGO, TANNER L	20.40		SHELANGOSKI, PAUL R	25.63	
MOHROR, JOSHUA R	28.24		STOGDILL, KELLY C	24.37	
MURPHY, BRUCE A (PT)	19.38		STOUT, TIMOTHY K	25.59	
OLSON, AARON W	28.24		STUMPF, PAUL C	23.33	
OLSON, TRENT C	20.40		SYMPHERD, CHRISTOPHER R	24.57	
ORNDUFF, CARRIE A (PT)	22.38		THOMAS, LYLE L	26.23	
PECK, JEREMY A	3,437.48	BI-WEEKLY	VANSICKLE, JAMES B	2,704.00	BI-WEEKLY
REBLING, TONIA R	20.40		WAGNER, JOHN A	2,382.40	BI-WEEKLY
SANDERS, DOUGLAS A (PT)	19.38		ERWIN, HUNTER L	21.76	
SHETLER, CRAIG J (PT)	19.38		HUSCHKA, MELANIE D	25.41	
STIGERS, DANIEL W	20.91		KLEESE, ISSAK J	25.41	
STOUT, NICOLE L (PT)	19.38		LOVETINSKY, SANDRA R	25.41	
TARVIN, CONNOR M	28.24		PARISH, DELAINEY J	21.76	
WIELAND, KASEY A (PT)	19.38		REED-WULF, SHELLEY M	25.41	
WRIGHT, JORDAN L	23.22		SALEMINK, SEAN	20.51	
HAMILTON, BRANDON M	28.75		SORRELLS, CARA L	28.41	
HOYLE, TIMOTHY A	22.17		STUTZMAN, BRITTANY R	24.31	
WULF, AARON T (Weed Commissi	1,940.00	ANNUAL	THOMANN, RILEY	19.51	
WULF, AARON T	24.57		TODD, TERESA J	26.91	
SINN, CYNTHIA M	35.65		KIELER, JOHN J	34.17	
ROYER, DUANE L	29.63		LOEFFLER, CHRISTINA J	22.47	
REISEN, MARISSA L	24.48		MORGAN, JENNIFER L	17.86	
BAUER, ROBERT J	50.00		STOUT, MARCY L	18.86	
BERHOW, BENJAMIN S	13.00		TINNES, CHRISTY C	3,417.00	BI-WEEKLY
DOLAN, KATHLEEN M	23.72				
FARRIER, KELLY R	25.69				
FRITZ, MICHAEL	15.00				
MCLAUGHLIN, JEREMY J	32.22				
MURRAY, DENNIS M	26.12				
PATTERSON, DAVID R	44.18				
THORIUS, JACOB M	126,900.00	ANNUAL			
THORIUS, JACOB M (Subdivision)	20,500.00	ANNUAL			

\* PAY RATE IS HOURLY EXCEPT WHEN NOTED.



SCHEDULED STEP INCREASES  
FISCAL YEAR 2021-2022

DEPT	EMPLOYEE NAME	EFFECTIVE DATE	EVENT	CURRENT RATE	CHANGE	NEW RATE		
	20 Wagner, John A	09/26/21	24 month	2,382.40	32.00	2,414.40		
	20 Farrier, Kelly A	11/18/21	18 month	25.69	0.38	26.07		
	20 Farrier, Kelly A	05/18/22	24 month	26.07	0.38	26.45		
	5 Hoppman, Robyn	07/01/21	20+ union lump	-		2,000.00		
	5 Tinnes, Randy	07/01/21	20+ union lump	-		2,000.00	8+	500.00
	5 Glaspie, Derek	07/15/21	3 yr step	2,084.80	88.00	2,172.80	12+	1,000.00
	5 Schlabaugh, Jason	07/23/21	12+ union lump	-		1,000.00	20+	2,000.00
	5 Smit, Timothy	08/01/21	20+ union lump	-		2,000.00		
	5 Gould, Aaron	10/22/21	12+ union lump	-		1,000.00		
	5 Bailey, Kirk	10/31/21	12+ union lump	-		1,000.00		
	5 Fiordelise, William	11/29/21	20+ union lump	-		2,000.00		
	5 Weber, Eric	12/07/21	20+ union lump	-		2,000.00		
	5 Burke, Nolan	12/14/21	8+ union lump	-		500.00		
	5 Schmuecker, Nathan	12/14/21	12+ union lump	-		1,000.00		
	5 Snedigar, Lucas	12/31/21	2 yr step	2,000.00	84.80	2,084.80		
	5 Horning, Jayse	04/04/22	5 yr step	2,258.40	85.60	2,344.00		
	5 Kleese, Tyler	05/09/22	4 yr step	2,172.80	85.60	2,258.40		
	5 Ellis, Chad	05/17/22	12+ union lump	-		1,000.00		
	5 Schlabaugh, Noah	05/25/22	1 yr step	1,914.40	85.60	2,000.00		
5j	Cope, Michael	07/25/21	4 year	21.55	0.97	22.52		
5j	Castro, Chelsea	09/18/21	3 year	20.58	0.97	21.55		
5j	Garrett, Sarah	10/22/21	6 month	18.64	0.49	19.13		
5j	Cornwell, Zachary	12/17/21	6 month	18.64	0.49	19.13		
5j	Rico, Victor	12/17/21	6 month	18.64	0.49	19.13		
5j	Schneider, Colton	02/20/22	4 year	21.55	0.97	22.52		
5j	Leeper, Theodore	03/12/22	3 year	20.58	0.97	21.55		
5j	Garrett, Sarah	04/22/22	1 year	19.13	0.48	19.61		
5j	Ahlf, Michael	05/15/22	4 year	21.55	0.97	22.52		
5j	Cornwell, Zachary	06/17/22	1 year	19.13	0.48	19.61		
5j	Rico, Victor	06/17/22	1 year	19.13	0.48	19.61		
75	Thomann, Riley	07/06/21	1 year	19.51	1.00	20.51		
75	Huschka, Melanie	08/28/21	contract lump 20+	-		2,000.00		
75	Kleese, Issak J	09/14/21	training officer	-		500.00		
75	Todd, Teresa	11/22/21	contract lump 20+	-		2,000.00		
75	Huschka, Melanie	11/28/21	training officer	-		500.00	8+	500.00
75	Erwin, Hunter	12/04/21	3 year	21.76	0.95	22.71	12+	1,000.00
75	Kleese, Issak J	12/14/21	training officer	-		500.00	16+	1,500.00
75	Lovetinsky, Sandy	01/02/22	contract lump 20+	-		2,000.00	20+	2,000.00
75	Stutzman, Brittany	02/04/22	6 year	24.31	0.60	24.91		
75	Parish, Delainey	02/11/22	2 year	21.76	0.95	22.71		
75	Huschka, Melanie	02/28/22	training officer	-		500.00		
75	Kleese, Issak J	03/14/22	contract lump 8+	-		500.00		
75	Huschka, Melanie	05/28/22	training officer	-		500.00		
75	Sorrells, Cara	06/06/22	contract lump 20+	-		2,000.00		
75	Kleese, Issak J	06/14/22	training officer	-		500.00		
75	Reed-Wulf, Shelley	06/18/22	contract lump 16+	-		1,500.00		

READ FILE  
 BOS mtg 6-29



WASHINGTON COUNTY SECONDARY ROAD USE REQUEST FORM

Dennis Murray  
 Event Sponsor Contact Person  
205 Main St  
 Address

Richmond Shooters  
 Sponsoring Organization Name  
319-631-0954  
 Phone Number

Brief description of the special event & activity expected on county property: Fireworks Event

Date of Event 7-4-21 Time of Event Dusk - 11:00 pm

Traffic Control to be provided by:  Washington County  Event Sponsor

List County roads to be used for the event: Amwicks Road

FOR OFFICIAL USE ONLY	
Reviewed by Washington County Sheriff	
Is there a need for assigning an employee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If Yes, number of employees _____
Duties of assigned employees: <u>NA</u>	
Restrictions or signing required: <u>NA</u>	
Estimated Traffic Control Cost: \$ <u>NA</u>	Fee Waived? <input type="checkbox"/> Yes <input type="checkbox"/> No, date pd _____
Approved/Denied (circle one) <u>Approved</u> Signature <u>Shay M Ellinger 92.2</u> Date <u>6.26.21</u>	
Reviewed by Washington County Engineer	
Is there a need for assigning an employee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If Yes, number of employees _____
Duties of assigned employees: _____	
Restrictions or signing required: <u>COUNTY WILL DROP OFF RD CLOSURE BARRICADES. APPLICANT RESPONSIBLE FOR SETTING UP + TEARING DOWN NOTIFY SAFETY CENTER WHEN RD IS CLOSED</u>	
Estimated Signing Cost: \$ _____	Fee Waived? <input type="checkbox"/> Yes <input type="checkbox"/> No, date pd _____
Approved/Denied (circle one) <u>Approved</u> Signature <u>[Signature]</u> Date <u>6/24/21</u>	
Reviewed by the Washington County Auditor	
A certificate of insurance naming Washington County as additional insured	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
A Release and Waiver of Liability Agreement has been filed	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Approved/Denied (circle one) <u>Approved</u> Signature <u>Daniel L. Wilmer</u> Date <u>6-28-21</u>	
Reviewed by the Washington County Supervisors	
Approved/Denied (circle one) _____	Signature _____ Date _____

**READ FILE**  
 BOS mtg 6-29



**RELEASE AND WAIVER OF LIABILITY**

With regard to an event scheduled to take place as detailed on page 1 which is attached, the SPONSORING ORGANIZATION listed below assumes the responsibility and liability for losses, expenses, demands and claims in connection with or arising out of any injury, or alleged injury (including death) to any person, or damage, or alleged damage, to property of owners or others sustained or alleged to have been sustained in connection with or to have arisen out of or resulting from the performance of the operations of SPONSORING ORGANIZATION, its subcontractor, agents, and employees, including losses, expenses or damages sustained by WASHINGTON COUNTY, and agrees to indemnify and hold harmless WASHINGTON COUNTY, its agents, and employees from any and all such losses, expenses, damages, demands and claims and agrees to defend any suit or action brought against them, or any of them, based on any such alleged injury or damage, and to pay all damages, cost and expense in connection therewith or resulting therefrom.

*Richmond Shooters*

Complete Name of SPONSORING ORGANIZATION

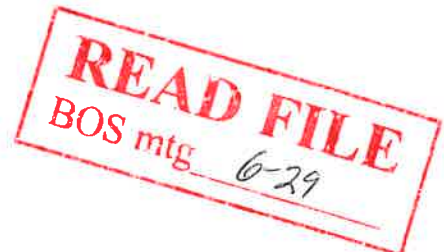
By

*[Handwritten Signature]*

Signature of Individual

*6-9-21*

Date





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

6/9/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Britton Gallagher One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	<b>CONTACT NAME:</b> PHONE (A/C No, Ext): 216-658-7100      FAX (A/C, No): 216-658-7101	
	<b>E-MAIL ADDRESS:</b>	
<b>INSURED</b> J & M Displays, Inc. 18064 170th Avenue Yarmouth IA 52660	<b>INSURER(S) AFFORDING COVERAGE</b> <b>NAIC #</b>	
	<b>INSURER A :</b> Everest Denali Insurance Company      16044	
	<b>INSURER B :</b> Axis Surplus Ins Company      26620	
	<b>INSURER C :</b> Everest Indemnity Insurance Co.      10851	
	<b>INSURER D :</b>	
	<b>INSURER E :</b>	
<b>INSURER F :</b>		

**COVERAGES**

CERTIFICATE NUMBER: 1637685389

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
C	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC			S18ML00060-211	1/15/2021	1/15/2022	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
A	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			S18CA00033-211	1/15/2021	1/15/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
B	<b>UMBRELLA LIAB</b> <input checked="" type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input checked="" type="checkbox"/> CLAIMS-MADE DED      RETENTION \$			P-001-000063943-03	1/15/2021	1/15/2022	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N	N/A			WC STATUTORY LIMITS      OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
C	Excess Liability #2			S18EX01313-211	1/15/2021	1/15/2022	Each Occ/Aggregate \$4,000,000 Total Limits \$10,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Additional Insured extension of coverage is provided by above referenced General Liability policy where required by written agreement.

FIREWORKS DISPLAY DATE: July 4, 2021

RAIN DATE: TBD

LOCATION OF EVENT: Am-Vets Road, Richmond, Iowa

ADD'L INSURED: The County of Washington, Iowa, its employees, volunteers, officers, elected officials, partners, subsidiaries, divisions & affiliates, event sponsors & landowners as their interest may appear in relation to this event; Richmond Shooters (sponsor)

**CERTIFICATE HOLDER****CANCELLATION**
 Richmond Shooters  
 205 Main Street  
 Kalona IA 52247

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**BOS mtg 6-29**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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THIS CERTIFICATE SUPERSEDES PREVIOUSLY ISSUED CERTIFICATE

**WASHINGTON COUNTY FIREWORKS PERMIT  
(FOR OFFICE USE ONLY)**

That the Washington County Board of Supervisors, having been presented and having reviewed a written application for a Fireworks Permit submitted by RICHMOND SHOOTERS /DENNIS MURRAY, whose address is: 205 MAIN ST, KALONA, IA 52247, does, acting pursuant to Section 727.2 of the Iowa Code, grant a Fireworks Permit to the following group or individuals:

ADDRESS OR LOCATION OF FIREWORKS DISPLAY:

Name: RICHMOND AMVETS

Address: 402 AMVETS RD, RICHMOND, IA 52247 (OPEN FIELD SOUTH OF THE BUILDING)

That the above identified group or individual has designated the following named person(s) who through experience or training or education is deemed competent to operate fireworks displays, the Washington County Board of Supervisors accepting the good faith representations of the Applicant(s) regarding the competency of said operator(s):

Name: J & M DISPLAYS, INC.

Address: 18064 170<sup>TH</sup> AVE, YARMOUTH, IA 52660

That this Fireworks Permit shall be effective on the following dates and times:

Date: JULY 04, 2021

Rain Date: JULY 10, 2021

Time From: DUSK

Time From: DUSK

To: 11:00 PM

To: 11:00 PM

**READ FILE**  
*BOS mtg 6-29*

- \$10.00 non-refundable processing fee has been paid.
- Sheriff's approval form submitted
- Insurance Certificate submitted

**APPROVED BY WASHINGTON COUNTY BOARD OF SUPERVISORS**

\_\_\_\_\_  
Chair, Washington County Board of Supervisors

\_\_\_\_\_  
Date

**THIS PERMIT MUST BE IN THE OPERATOR'S POSSESSION AT ALL TIMES DURING DISPLAY.**

**VIOLATION OF THE TERMS OF THIS PERMIT SHALL SUBJECT THE VIOLATOR TO POSSIBLE CRIMINAL PROSECUTION.**

**THIS PERMIT IS NULL & VOID IF WASHINGTON COUNTY HAS A BURN BAN IN EFFECT.**

**PLEASE BE CONSIDERATE OF NEARBY RESIDENTS BY NOTIFYING THEM OF YOUR PLANS AHEAD OF TIME.**

APPROVAL OF WASHINGTON COUNTY SHERIFF'S OFFICE

RE: APPLICATION FOR FIREWORKS PERMIT

Name of applicant: RICHMOND SHOOTERS / DENNIS MURRAY

Date of fireworks display: JULY 4, 2021 DUSK – 11:00 P.M.

Rain date of fireworks display: JULY 10, 2021 DUST – 11:00 P.M.

Address where fireworks will take place: AMVETS ROAD SOUTH OF THE AMVETS BUILDING

Fireworks application sent to Sheriff's Office on: JUNE 18, 2021

Copy of application attached: Yes  No

**Response from Sheriff's Office:**

We find issues challenging this fireworks permit: Yes  No

If yes, briefly explain: \_\_\_\_\_

We approve submitting this application to the Board of Supervisors for Approval: Yes  No

Please return to the Auditor's Office **before:** ASAP

Signed by: *Shawn M. Ellinger 92-2* Dated: 6-21-21

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Any questions or comments please contact Amber Williams by email at [awilliams@co.washington.ia.us](mailto:awilliams@co.washington.ia.us)

**APPLICATION FOR FIREWORKS PERMIT**  
**Washington County, Iowa**

I (We), Richard Shooters hereby make application for a Fireworks Permit to be used in Washington County, Iowa; that Dennis Murray

(Name of operator)

will be the "competent operator" of the fireworks display due to his/her experience or training or education with fireworks displays; that said application is being requested for:

Date: 7-4-21

Date: \_\_\_\_\_

Time From: Dark - 11:00 pm

Time From: \_\_\_\_\_

To: 11:00 pm

To: \_\_\_\_\_

**(No permit will be issued for later than 11:00 PM)**

Rain Date: NA

Rain Date: \_\_\_\_\_

Time From: \_\_\_\_\_

Time From: \_\_\_\_\_

To: \_\_\_\_\_

To: \_\_\_\_\_

**(No permit will be issued for later than 11:00 PM)**

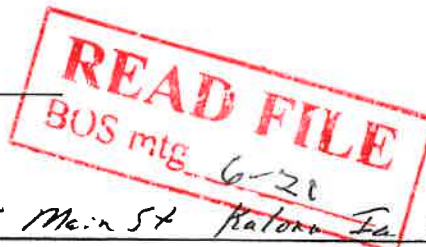
LOCATION OF FIREWORKS DISPLAY: Amvets Road South of Amvets

Further, I the undersigned, specifically agree to protect, defend and hold Washington County harmless from any and all damages or claims for damages that might arise or accrue by reason of the granting of the permit for which I am applying. I, the undersigned, furthermore specifically agree that in the event of any litigation arising from the fireworks display, the undersigned will defend Washington County against all claims, expenses, and liabilities, including but not limited to reasonable attorney fees incurred by Washington County in defending the litigation, and in the event a Judgment is entered against Washington County, will indemnify Washington County for the full amount of the Judgment.

***I, the undersigned, understand that should a burn ban go into effect between the issuance of a permit and display date, the permit shall be deemed null and void and I also understand that it is my responsibility to know whether a burn ban is in effect. Questions may be directed to the Washington County Auditor's office, 222 West Main, Washington, IA., telephone (319) 653-7715 during normal business hours.***

[Signature]  
Applicant's Signature

6-9-21  
Date



Applicant's Address: 205 Main St Kalona Ia 52247

Applicant's Phone Number: 319-631-0954





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

6/9/2021

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<b>PRODUCER</b> Britton Gallagher One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	<b>CONTACT NAME:</b> PHONE [A/C, No, Ext]: 216-658-7100	FAX [A/C, No]: 216-658-7101
	<b>E-MAIL ADDRESS:</b>	
<b>INSURED</b> J & M Displays, Inc. 18064 170th Avenue Yarmouth IA 52660	<b>INSURER(S) AFFORDING COVERAGE</b>	
	<b>INSURER A:</b> Everest Denali Insurance Company	NAIC # 16044
	<b>INSURER B:</b> Axis Surplus Ins Company	26620
	<b>INSURER C:</b> Everest Indemnity Insurance Co.	10851
	<b>INSURER D:</b>	
	<b>INSURER E:</b>	
<b>INSURER F:</b>		

**COVERAGES**

CERTIFICATE NUMBER: 1637685389

REVISION NUMBER:

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INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
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A	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS		S18CA00033-211	1/15/2021	1/15/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
B	<b>UMBRELLA LIAB</b> <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$		P-001-000063943-03	1/15/2021	1/15/2022	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) if yes, describe under DESCRIPTION OF OPERATIONS below	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N / A				WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
C	Excess Liability #2		S18EX01313-211	1/15/2021	1/15/2022	Each Occ/ Aggregate \$4,000,000 Total Limits \$10,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Additional Insured extension of coverage is provided by above referenced General Liability policy where required by written agreement.

FIREWORKS DISPLAY DATE: July 4, 2021

RAIN DATE: TBD

LOCATION OF EVENT: Am-Vets Road, Richmond, Iowa

ADD'L INSURED: The County of Washington, Iowa, its employees, volunteers, officers, elected officials, partners, subsidiaries, divisions & affiliates, event sponsors & landowners as their interest may appear in relation to this event; Richmond Shooters (sponsor)

**CERTIFICATE HOLDER****CANCELLATION**

Richmond Shooters  
 205 Main Street  
 Kalona IA 52247

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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THIS CERTIFICATE SUPERSEDES PREVIOUSLY ISSUED CERTIFICATE



**NOTE:** We will need an application with an original signature on it before we can process your permit.

Also a Certificate of Liability Insurance from the insurance carrier of the person/business conducting the display with minimum liability coverage of no less than \$1,000,000.00 for the date(s) of the display must accompany this application. It may be faxed directly to the Auditor's Office at 319-653-7788 or e-mailed to [awilliams@co.washington.ia.us](mailto:awilliams@co.washington.ia.us)

If a road closure is desired for the purpose of discharging fireworks, please contact the County Engineer's Office to obtain and complete a **SECONDARY ROAD USE REQUEST FORM** for approval by the Washington County Board of Supervisors. Please allow sufficient time for the review/processing of this form.

If you are going to discharge your fireworks on someone else's property, we will need a permission note from the other property owner also.

A \$10.00 non-refundable processing fee must be provided before the application will be processed. Checks may be made out to Washington County Auditor's Office.

**PLEASE BE CONSIDERATE OF NEARBY RESIDENTS BY NOTIFYING THEM OF YOUR PLANS AHEAD OF TIME.**

**READ FILE**  
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# FIREWORKS DISPLAY AGREEMENT

THIS AGREEMENT is made and entered into this 6 day of June, 2021, by and between J & M Displays, Inc., an Iowa corporation, having its principal place of business at Yarmouth, Iowa, including its employees, owners, and agents, hereinafter referred to as "Seller", and Richmond Shooters, hereinafter referred to as "Buyer".

Seller shall furnish to Buyer one (1) fireworks display, as per the \$ 3000.00 program submitted and accepted by the Buyer, and which by reference is made a part hereof as Exhibit "A". The display is to take place on the evening of July 4<sup>th</sup>, 2021 at approximately 9:00 pm, weather permitting.

IT IS FURTHER UNDERSTOOD AND AGREED BETWEEN THE PARTIES AS FOLLOWS:

**1. Firing of Display (check one of the below options):**

- Seller agrees to furnish all necessary fireworks display material and personnel for a fireworks display in accordance with the program approved by the parties. Seller agrees to comply with all local, state, and federal guidelines pertaining to the storing and displaying of fireworks.
- Buyer waives the services of Seller's technician. Buyer is a municipality or has a valid permit from the Bureau of Alcohol, Tobacco, Firearms & Explosives and will be firing the display.

**2. Payment. The Buyer shall pay to the Seller (check one of the below options):**

- the sum of \$ \_\_\_\_\_ as a down payment upon execution of this Agreement. The balance of \$ 3000 shall be due and payable in full within fifteen (15) days after the date of the fireworks display. A service charge of one and one-half percent (1 1/2%) per month shall be added to the unpaid balance if the account is not paid in full within the fifteen (15) days from the date of the show. If this account remains unpaid and is turned over to a collection agency for non-payment, all fees incurred in collecting the balance will be at the Buyer's expense. All returned checks will be assessed a \$30.00 fee.
- \$ \_\_\_\_\_ in full by \_\_\_\_\_ (70 days prior to event date).  
The Buyer will receive the 8% prepayment bonus product in this fireworks display.
- \$ \_\_\_\_\_ in full by \_\_\_\_\_ (30 days prior to event date).  
The Buyer will receive the 5% prepayment bonus product in this fireworks display.

**3. Postponement/Cancellation.** Displays postponed to an alternate date will be charged an additional 15% of the total contract price for additional expenses incurred in presenting the display on an alternate date.

In the event the display is cancelled and not re-scheduled, J&M Displays, Inc. shall be entitled to 20% of the contract price for out of pocket expenses incurred in preparation for the show.

**4. Rain Date.** Should inclement weather prevent the firing of the display on the date mentioned herein, the parties agree to a mutually convenient rain date of NA or another date as agreed to by both parties. Once display set-up has begun, the determination to cancel the fireworks display because of inclement weather or unsafe weather conditions shall rest within the sole discretion of the AHJ, Seller, and the lead pyrotechnician.

**5. Insurance.** If Seller is firing the show, Seller agrees to provide, at its expense, general liability insurance coverage, in an amount not less than \$10,000,000, and within two (2) weeks prior to the date of the fireworks display, shall submit to the Buyer, if requested in writing, a certificate of insurance. All entities listed on the certificate of insurance will be deemed an additional insured. In the event of a claim by Buyer, the applicable deductible shall be paid by the Seller.

The Seller agrees to defend, indemnify and hold harmless the Buyer and its agents and employees from and against all claims, costs, judgments, damages and expenses, including reasonable attorney fees that may or shall arise out of any negligent or wrongful act or omission by the Seller related to the performance of the fireworks by the Buyer. The Buyer agrees to give the Seller prompt notice of any claims or demands and to cooperate with the Seller or its successors in interest or assigns, if any, in the defense of any such claims and/or demands.

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**6. Buyer agrees to provide:**

- (a) Sufficient area for the display, including a minimum spectator set back as determined by Seller.
- (b) Protection of the display area by roping off or similar facility.
- (c) Adequate police protection to prevent spectators from entering display area.
- (d) Dry, clean sand, if needed, for firing.
- (e) Persons to assist in the inspection and cleanup of fireworks debris in the fallout zone of the shoot site at first light in the morning following the display for anything that may have been missed at the night search.
- (f) Necessary local permits.

**7.** No representation of affirmation of fact, including but not limited to statement regarding capacity, suitability for use, or performance of equipment or products shall be, or deemed to be a warranty by the Seller for any purpose, nor give rise to any liability or obligation of the Seller whatsoever, except for acts of Seller's negligence as above stated.

**8.** It is further understood and agreed that nothing in this Agreement shall be construed or interpreted to mean a partnership. Both parties hereto being responsible for their separate and individual debts and obligations, and neither party shall be responsible for any agreements not stipulated in this Agreement. The Agreement shall not be construed to have been drafted, authored, or written by any specific Party. Rather, the Agreement shall be construed as co-drafted, co-authored, or co-written by the Parties. Therefore, the Agreement shall not be construed against any Party on the claim or basis the Agreement was drafted, written, or authored by any specific Party.

**9.** The parties hereto do mutually and severally guarantee terms, conditions, and payments of this Agreement. This document shall be binding upon the parties, themselves, their heirs, executors, administrators, successors and assigns.

**10. Excluded Damages and Limitation of Liability.** Except for claims covered by Seller's applicable general liability insurance, notwithstanding any provision to the contrary in this Agreement:

(a) In no event shall Seller be liable to Buyer or any third party for any loss of use, revenue or profit or for any consequential, incidental, indirect, exemplary, special, or punitive damages whether arising out of breach of contract, tort (including negligence), or otherwise, regardless of whether such damage was foreseeable and whether or not such party has been advised of the possibility of such damages.

(b) In no event shall Seller's liability arising out of or related to this Agreement, whether arising out of or related to breach of contract, tort (including negligence), or otherwise, exceed the aggregate amount paid or payable to Seller pursuant to this Agreement.

**11. Choice of Law, Jurisdiction and Venue.** This Agreement shall be governed by and construed in accordance with the laws of the State of Iowa without regard to conflict-of-law principles, except as otherwise specifically required for the storing and displaying of fireworks as provided in paragraph one above. Notwithstanding, the Parties must bring any legal or equitable action or proceeding arising under or related to this Agreement exclusively in the Iowa District Court in and for Des Moines County, Iowa. The Iowa District Court in and for Des Moines County, Iowa shall have exclusive jurisdiction to decide any disputes arising out of or related to this Agreement. Each Party knowingly and voluntarily consents to and expressly waives any objection or defense to personal jurisdiction, improper or inconvenient venue, or inconvenient forum in the Iowa District Court in and for Des Moines County, Iowa.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

BY: \_\_\_\_\_  
J & M Displays, Inc.  
SELLER

BY: \_\_\_\_\_  
BUYER

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**Please include the DISPLAY INFORMATION FORM with this Agreement so your order is processed accurately.**



# DISPLAY INFORMATION



Please complete the following information printed in RED:

Display Date: July 3rd, 2021 Rain Date: NA

Time of Display: \_\_\_\_\_

Name of **Organization Purchasing** Display: Richmond Shooters

Billing Address: 205 Main St.

City, State, Zip: Kalona, IA 52247

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_ E-mail: murray@co.washington.ia.us

Name of **Contact Person**: Dennis Murray

Contact Address: same

City, State, Zip: \_\_\_\_\_

Telephone: 319-631-0954 Fax: \_\_\_\_\_ E-mail: \_\_\_\_\_

Send **Invoice** to: Dennis Murray

Billing Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_ E-mail: \_\_\_\_\_

### FOR SALES REPRESENTATIVE

J&M Fired  1.4G  1.3G  PROXIMATE  HAND FIRE  FLAME

Sales Representative: J&M Insurance Extension:  YES or  NO

**Delivery Information:** Customer Pick Up At: Yarmouth On-Site Delivery:

Driver Name: \_\_\_\_\_ Telephone: \_\_\_\_\_

Delivery Address to Shoot Site: \_\_\_\_\_

Delivery to Bunker:  Location: \_\_\_\_\_

Shooter Contact Person: \_\_\_\_\_ Telephone: \_\_\_\_\_

NOTES: \_\_\_\_\_

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BOS mtg  
6-29

Proposal # \_\_\_\_\_ Final Show \$: \_\_\_\_\_

Bonuses: 8 Prepayment 15 Multiple Year Agreement \_\_\_\_\_ Pick Up Mileage: \_\_\_\_\_ (by air miles)

**OFFICE USE ONLY** O# \_\_\_\_\_ C# \_\_\_\_\_ Customer PO# \_\_\_\_\_

<input type="checkbox"/> tax exempt certificate received	<input type="checkbox"/> Agreement received	<input type="checkbox"/> Full payment	<input type="checkbox"/> Down payment
<input type="checkbox"/> permit received	<input type="checkbox"/> IQ received	\$ _____	\$ _____
<input type="checkbox"/> ATF permit Exp. _____	<input type="checkbox"/> S/P _____	Date _____ Check# _____	Date _____ Check# _____





# FIREWORKS LIABILITY EXTENSION QUESTIONNAIRE

RETURN TO: dianah@jandmdisplays.com, kathys@jandmdisplays.com  
Fax: 267-392-3890 or mail to J&M Displays, Inc.  
18064 170<sup>th</sup> Avenue, Yarmouth, IA 52660

- Show Work Comp
- Special Instructions

CERTIFICATE HOLDER (NAMED INSURED): Richard Shooters

ADDRESS: 205 Main St

CITY: Kalona STATE: Ia ZIP: 52247

PHONE: 319-631-0954 FAX: \_\_\_\_\_

EMAIL: murray@co.washington.ia.us

EFFECTIVE DATE(S): July 4<sup>th</sup> RAIN DATE: NA

### ADDITIONAL NAMED INSURED:

1. NAME / ADDRESS / E-MAIL: Dennis Murray  
INTEREST IN EVENT: Shooter
2. NAME / ADDRESS / E-MAIL: Rob Haight  
INTEREST IN EVENT: Shooter
3. NAME / ADDRESS / E-MAIL: John Cabral  
INTEREST IN EVENT: shooter
4. NAME / ADDRESS / E-MAIL: Rene Johnson  
INTEREST IN EVENT: Shooter

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TYPE OF SHOW: (Check all that apply.)  INDOOR  PROXIMATE  FLAME  OUTDOOR  1.4G CONSUMER  1.3G DISPLAY  1.1G DISPLAY (12" & 16")

LOCATION OF EVENT: Amets Road Richmond Iowa

DRAW A DIAGRAM of the shooting area using Google Earth Software and attach showing:

1) mortar placement; 2) planned direction of shooting; 3) distances. (REQUIRED)

Distance to nearest exposure 290 ft. Distance to spectators 250 ft.

Distance to nearest vehicle 250 ft.

Are there fallout spotters?  YES  NO Size of largest shell being shot: 1 1/2 inches

Name of designated Pyrotechnician: Dennis Murray

### FIREWORKS WARRANTY:

1. Fireworks will be displayed not less than required by NFPA standards away from spectators, vehicles and other exposures with a minimum radius of 70 ft per inch of shell diameter for 1.3G shows.
2. All displays will be aimed away from spectators.
3. Fireworks that have been wet at any time prior to display will not be used.
4. All fireworks have been purchased only from J & M Displays, Inc. Merchandise from other companies and/or home-made products are not covered under this liability extension.
5. Firing area will be policed for all debris upon completion of firing display and inspected by the shoot team.
6. Firing area will be inspected by the sponsoring organization at first light the following day.
7. Pyrotechnicians are specifically excluded from all liability coverage.
8. Any claims must be reported to the Yarmouth, Iowa office in writing within 24 hours of the incident.