

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. March 21, 2017 with the following members present: Agne, Bell, Gaul, Kaufmann, and Chairperson Smith. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following:

Correspondence from Gary Crock, Solid Waste Director regarding hiring Eric Livingston as a part-time Transfer Station Operator.

Work Request forms submitted by Erica Christian and Jane Caes, Public Health Office regarding hangings on the wall.

ISAC Legislative Update 3/17/17.

Safety Committee Meeting minutes from March 16, 2017.

Public Health Advisory Committee minutes from 1/10/2017.

Manure Management Annual Updates submitted by:

PJ Farms Inc. for a site located at SE ¼ NE ¼ of Sec. 33 T81N R1W in Springfield Township and Site 2 located at NE ¼ NE ¼ of Sec 20 T80N R1W in Inland Township.

Scott Wolf for a site located at NW ¼ SW ¼ Sec6 T79N R1E in Cleona Township.

Slach 7, LLC for a site located at 4306 Oasis Road, West Branch.

Edward Pelzer for a site located at 1511 250th Street, Tipton.

It was noted the following Handwritten Disbursement was issued on 03/16/2017 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #409724 for \$303.06-flex claims and \$3,722.12-self funded medical claims.

Moved by Sup. Kaufmann seconded by Sup. Agne to approve the agenda.

Ayes: All

Chairperson Smith addressed the public for comments: There were none.

Moved by Sup. Bell seconded by Sup. Gaul to approve the Board Minutes of March 14, 2017.

Ayes: All

Moved by Sup. Gaul seconded by Sup. Agne to approve Payroll Disbursements #169078-#169226 for the period ending 03/11/2017 and to be paid on 03/17/2017.

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Agne to approve the renewal of a Class C Liquor License for Cedar Valley Golf with outdoor service area and Sunday sales.

Ayes: All

Moved by Sup. Gaul seconded by Sup. Agne to approve a Class B Beer Permit for Cedar County Fair with outdoor service area and Sunday sales.

Ayes: All

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve Sunday sales for TJ's Gas & Grub.

Ayes: All

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve a Class B Native Wine Permit, Class C Liquor License for the Barn at Bunker Hill with outdoor service and Sunday sales.

Ayes: All

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the Standard Operating Procedure for Ride Along Policy for the Sheriff's Office.

Ayes: All

Leanne Boots and Sup. Agne reported to the Board on the Heartland Safety Manual. Discussion was held. It was the consensus of the Board to have Leanne proceed with the editing process of the manual.

General discussion was held regarding courthouse projects. Estimates will be obtained for three doorways in the basement and egress windows. Auditor Gritton will research whether installing egress windows will compromise the basement being a storm shelter. The remodeling of the Law Library to a waiting room and two conference rooms are budgeted in FY17/18.

General discussion was held regarding the storage room on the second floor. Sup. Agne and Sup. Kaufmann will tour the storage room and eliminate any unnecessary items. Discussion was held regarding relocating the EMA office to the store room. It was mentioned that ¼ of the room will still be needed for storage. Further discussion will be held next week with EMA Director Malott.

The Board reported on Outreach/Committee Meetings they attended.

Moved by Sup. Kaufmann seconded by Sup. Agne to open the public hearing at 9:08 a.m. to review/consider the following petition:

Doyle and Jessica Kirk, 2175 210th Street, Bennett, IA (Contract Buyers), and Timmerman Fairview Farms, Inc., 2175 210th Street, Bennett, IA (Owners) - Requesting a change in zoning from A-1 Agricultural District to R-1 suburban Residential District for the purpose of constructing a single family dwelling on property located in the NE 1/4, NW 1/4, NE ¼, Section 15, T-80N, R-1 W, in Inland Township, consisting of 1.83 acres more or less. Environmental & Zoning Director La Rue, Jerod Timmerman and Doyle Kirk were in attendance. Chairperson Smith read the legal notice. There were no written or verbal objections on file. Review and discussion were held.

Moved by Sup. Kaufmann seconded by Sup. Bell to approve the petition by Doyle and Jessica Kirk (Contract Buyer) and Timmerman Fairview Farms, Inc. (Owner) as defined above and waive the second hearing.

Ayes: All

The public hearing was closed at 9:12 a.m.

The Board reviewed a petition filed by Deerview – Part Two Subdivision. Environmental & Zoning Director LaRue and Nick Yerington were in attendance. The property is bare ground located at the end of 260th Street. Discussion was held regarding the road. The petitioner has placed gravel and built the road. It was the agreement that the County Engineer will follow up and inspect the road prior to accepting the road into the County system, this includes asphalt surfacing.

Moved by Sup. Agne seconded by Sup. Gaul to approve the following Minor Plat resolution and variance with the exception of the road:

WHEREAS, a Final Plat of Deerview – Part Two, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Deerview – Part Two, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 21st day of March, A.D., 2017.

Ayes: All

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REQUEST TO BOARD OF SUPERVISORS
FOR VARIANCE

The undersigned are the owners of the following described real estate located in Cedar County, Iowa, and are hereby requesting a variance under the provisions of Section 9.1 of the Subdivision Ordinance of Cedar County, Iowa, for the purpose of constructing a cul-de-sac and transferring a residential lot. The undersigned request a variance with the intent that no further development will be done on the remaining land once the new residence and cul-de-sac are completed.

Legal description: *A tract of land located in the Southeast Quarter of Section 23, Township 80 North, Range 3, West of the 5th P.M., Cedar County, Iowa, more particularly described as follows: Beginning at the Southeast Corner of said Southeast Quarter of Section 23; thence N89°43'26"W (assumed bearing) 1152.85 feet along the South line of the Southeast Quarter of said Section 23; thence N00°16'34"E 171.29 feet; thence N48°08'24"E 73.97 feet; thence N11°37'36"E 340.10 feet; thence N90°00'00"E 97.50 feet; thence S77°52'33"E 960.37 feet to the East line of the Southeast Quarter of said Section 23; thence S01°17'31"W 357.71 feet to the point of beginning. Said tract contains 11.90 acres.*

Physical address: bare ground located at the end of 260th Street, Tipton, IA 52772

Requested variance: Section 8.5(30) requires that all dead-end streets shall terminate in a circular cul-de-sac with a 100 foot radius right-of-way and a 50 foot radius paved turnaround. Section 8.3(B) sets out minimum pavement thickness for public roads.

The undersigned request permission to install a 30 foot radius turnaround constructed of materials as directed by the Cedar County Engineer. The undersigned intend to transfer the turnaround to Cedar County upon completion of the residence to be constructed and upon completion of any repairs to the cul-de-sac caused during the construction. The method of transfer is yet to be determined by the Cedar County Attorney.

We certify that the preceding is true and correct to the best of our knowledge and belief.

Dated: 2-9-2017

Jay A. Ballenger
Jay A. Ballenger
Karen K. Ballenger
Karen K. Ballenger

Moved by Sup. Agne seconded by Sup. Bell to convene as the Stanwood Drainage District Board.

Ayes: All

Moved by Sup. Gaul seconded by Sup. Kaufmann to return to regular session.

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Agne to adjourn at 9:41 a.m., to March 28, 2017.

Ayes: All

Cari Gritton, Auditor

Dawn Smith, Chairperson