

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. April 4, 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:

FY16 Preliminary audit report from Hunt & Associates.

Delbert G. Longley submitted a letter regarding the jail inspection.

Resignation letter regarding Paul Utley submitted by Gary Crock, Director of Cedar County Solid Waste Commission.

Notice of Voluntary Resignation from Allie Thompson, Sheriff Deputy.

Cedar County Safety Committee update on the Statewide Tornado Drill

Auditor's Report of Fees Collected for the quarter ending 3/31/17, submitted by Auditor Gritton

The Conservation Board has hired Tom McGuinty for a six month seasonal maintenance position.

It was noted the following Handwritten Disbursement was issued on to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #409900 for \$2,024.30-self funded medical claims.

The Board noted correspondence from Sheriff Wethington regarding a payroll change for Abbi Weatherwax, from \$16.02/hr. to \$16.46/hr. effective March 13, 2017.

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

Ayes: All

Chairperson Smith addressed the public for comments:

Members from the Farm Bureau met with the Board regarding the Board's passing of a Resolution Petitioning The Governor Of Iowa And The State Legislature To Address The Failings Of The Master Matrix. Noah Coppess said he realizes laws need to be improved upon from time to time. Farm Bureau members wish the Board would get more facts and input from Cedar County residents and the agricultural community. Doug Hoffman commented opening up this law would affect every individual in Cedar County. He wondered why this was not open to more public comments and why did the Board vote so quickly. Chairperson Smith said this was issued across the state and doesn't feel it gives any power. Sup. Bell said this resolution did not come from him. It was thought this started in Buchanan or Dickinson County. Discussion followed with the consensus that members wish the Board would do more research.

Sup. Bell questioned whether certain items that were discussed in the March 28<sup>th</sup> board room with the Sheriff has been follow up.

Moved by Sup. Kaufmann seconded by Sup. Agne to approve the Board Minutes of March 28, 2017.

Ayes: All

Moved by Sup. Bell seconded by Sup. Gaul to approve Payroll Disbursements #169227-169370 for the period ending 03/25/17 and to be paid on March 31, 2017.

Ayes: All

The Board held their monthly meeting with department heads. Those in attendance were: Veterans Affairs Administrator Hamann, Assessor Marx, Recorder Bahnsen, Emergency Management Director Malott, Case Management Director Tischuk, Engineer Fangmann, Treasurer Jedlicka, and County Attorney Renander. Discussion was held.

Treasurer Jedlicka notified the Board that he is retiring effective April 30, 2017. He submitted his retirement letter.

CPC Director Tischuk met with the Board to discuss an amendment to the 28E Regional Agreement.

RESOLUTION

CEDAR COUNTY BOARD OF SUPERVISORS

APRIL 4, 2017

APPROVING THE AMENDED 28E AGREEMENT REGARDING EASTERN IOWA  
MENTAL HEALTH/DISABILITY SERVICES REGION CEO POSITION CHANGES

BE IT RESOLVED BY the Cedar County Board of Supervisors as follows:

Section 1. That the 28E agreement between Scott County, Cedar County, Clinton County, Jackson County, and Muscatine County to form the Eastern Iowa Mental Health – Disability Services Region pursuant to Iowa Code Chapter 28E and Iowa Code Section 331.388 et seq., is hereby amended and approved to appoint and supervise a Chief Executive Officer (CEO),

Section 2. That the CEO be considered a shared employee of the county/region, be considered an employee of the county of record, and be the single point of contact for the region,

Section 3. That the CEO be evaluated annually by the Regional Governing Board.

Section 4. This resolution shall take effect immediately.

Moved by Sup. Bell seconded by Sup. Agne to approve the amended 28E Regional Agreement.  
Ayes: All

Mike Foulks, Weed Commissioner met with the Board to review the 2017 Destruction of Noxious Weeds Resolution. Discussion was held.

Moved by Sup. Agne seconded by Sup. Gaul to approve the following resolution:

*2017 RESOLUTION FOR THE DESTRUCTION  
OF NOXIOUS WEEDS*

*To All Property Owners:*

*BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa; this 4<sup>th</sup> day of April, 2017,*

*That pursuant to the provisions of Chapter 317, 2016, Code of Iowa, it is hereby ordered:*

*1. That each owner and each person in possession or control of any lands in Cedar County, shall cut, burn, or otherwise destroy all noxious weeds thereon, as defined in this chapter, at such times in each year and in such manner as shall prevent said weeds from blooming or coming to maturity, and shall keep said lands free from such growth of any other weeds as shall render the streets or highways adjoining said land unsafe for public travel. Noxious weeds shall be cut or otherwise destroyed on or before the following dates and as often thereafter as is necessary to prevent seed production.*

*Group 1, May 20 to June 5, 2017, for Leafy Spurge, Perennial Pepper Grass, Sour Dock, Smooth Dock, Sheep Sorrel, Teasel, Wild Sunflower.*

*Group 2, June 1-15, 2017, for Canadian Thistle, Russian Knapweed, Buckhorn, Wild Mustard, Musk Thistle, and Marijuana.*

*Group 3, July 1-15, 2017, for Field Bindweed, Wild Carrot, European Morning Glory, Buckhorn and Multiflora Rose.*

Group 4, July 15-30, 2017, for Horse Nettle, Perennial Sow Thistle, Quack Grass, Butterprint, Puncture Vine, Cocklebur, Shattercane, and Bull Thistle.

2. That each owner and each person in the possession or control of any lands in Cedar County infested with any noxious weeds including Quack Grass, Perennial Sow Thistle, Canadian Thistle, Field Bindweed, Horse Nettle, Leafy Spurge, Perennial Pepper Grass, Russian Knapweed, shall adopt a program of weed destruction, described by the Weed Commissioner, which, in five years may be expected to destroy and will immediately keep under control such infestations of said noxious weeds.

3. That if owners or persons in possession or control of any land in Cedar County fail to comply with the foregoing orders, the Weed Commissioner shall cause this to be done and the expense of said work, including costs of serving notice or other costs, if any, to be assessed against said real estate.

4. That the County Auditor be and is hereby directed to cause notice of the making and entering of the foregoing order by one publication in each of the official newspapers of the county.

Ayes: All

Discussion was held regarding the Cedar County Integrated Roadside Vegetation Management Plan. Engineer Fangmann and Road Superintendent Armstrong was present.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the following resolution:

*Integrated Roadside Management Resolution*

*WHEREAS, State legislation has been enacted providing for integrated roadside vegetation management for state primary highways under the jurisdiction of the Iowa Department of Transportation, and*

*WHEREAS, State legislation allows counties to adopt plans consistent with the State's plan as defined in Section 314.22 Subsection 1, of the Code of Iowa, and*

*WHEREAS, it is declared to be in the general public welfare of Iowa and a highway purpose for the vegetation of Iowa's roadsides to be preserved, planted, and maintained to be safe, visually interesting, ecologically integrated, and useful for many purposes. The Cedar County Secondary Road Department in cooperation with the Cedar County Conservation Board shall provide an integrated roadside vegetation management plan and program which shall be designed to accomplish all of the following:*

- *Maintain a safe travel environment.*
- *Serve a variety of public purposes including erosion control, wildlife habitat, climate control, scenic qualities, weed control, utility easements, recreation uses, and sustenance of water quality.*
- *Be based on a systematic assessment of conditions existing in roadsides, preservation of valuable vegetation and habitats in the area, and the adoption of a comprehensive plan and strategies for cost-effective maintenance and vegetation planting.*
- *Emphasize the establishment of adaptable and long-lived vegetation, often native species, matched to the unique environment found in and adjacent to the roadside.*
- *Incorporate integrated management practices for the long-term control of damaging insect populations, weeds, and invader plant species.*
- *Build upon a public education program allowing input from adjacent landowners and the general public.*
- *Accelerate efforts toward increasing and expanding the effectiveness of plantings to reduce wind-induced and water-induced soil erosion and to increase deposition of snow in desired locations.*
- *Incorporate integrated roadside vegetation management with other state agency planning and program activities including the recreation trails program, scenic highways, open space, and tourism development efforts.*

*NOW THEREFORE BE IT RESOLVED by the Cedar County Board of Supervisors, meeting in regular session, that Integrated Roadside Vegetation Management program be hereby adopted for and on behalf of the people of Cedar County, and herewith direct the Cedar County Secondary Road Department in cooperation with the Cedar County Conservation Board to administer said program under the authority of the Cedar County Board of Supervisors.*

*Passed and Approved this 4th day of April, 2017.*

Ayes: All

Engineer Fangmann met with the Board to discuss the proposed Secondary Roads five year construction program and I.D.O.T. 2018 budget. Fangmann distributed and reviewed 2018-2022 Cedar County Five Year Construction Program maps. Discussion was held.

Moved by Sup. Kaufmann seconded by Sup. Agne to approve Cedar County Secondary Roads Five Year Construction Program and I.D.O.T. 2018 budget.

Ayes: All

Discussion was held on the 2017 Rock Program. Engineer Fangmann distributed 2017 Rock program maps. Due to the fuel tax increase an additional \$200,000 was used for rock surfacing. Each district is to receive an estimated 13,000 tons of rock at a rate of 300 to 400 ton per mile. The majority of rock grade used will be 1 inch. Some roads will get Class A grade rock. Discussion was held.

Moved by Sup. Gaul seconded by Sup. Bell to approve the request for rock quotes.

Ayes: All

Engineer Fangmann presented and reviewed a Utility Permit from Mediacom Communications to replace a line on F58 (Hwy 6) and to waive the fee.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve and authorize Chairperson Smith to sign a Utility Permit Application from Mediacom Communications for a project near F58 (Hwy 6) and waive the fee.

Ayes: All

Engineer Fangmann presented and reviewed a Utility Permit from Windstream for a new residence at 1138 Logan Ave. There will be a \$100.00 fee.

Moved by Sup. Gaul seconded by Sup. Agne to approve and authorize Chairperson Smith to sign a Utility Permit Application from Windstream for a new residence project at 1138 Logan Ave. and pay the \$100.00 fee.

Ayes: All

Engineer Fangmann presented and reviewed a Utility Permit from Clarence Telephone Co. to run a fiber line in Massillon Township. There will be a \$100.00 fee.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve and authorize Chairperson Smith to sign a Utility Permit Application from Clarence Telephone Co. to run a fiber line in Massillon Township and pay the \$100.00 fee.

Moved by Sup. Kaufmann seconded by Sup. Gaul to convene as the Stanwood Drainage District Board.

Ayes: All

Moved by Sup. Agne seconded by Sup. Bell to return to regular session.

Ayes: All

The Board reported on Outreach/Committee Meetings they attended.

Discussion was held regarding an appointment to the Regional Cultural Council. Sup. Gaul had talked with Hobart Flory about this position. Mr. Flory said he was interested but would like more information regarding the position.

Moved by Sup. Kaufmann seconded by Sup. Gaul to appoint Hobart Flory to the Regional Cultural Council.

Ayes: All

Discussion was held regarding becoming a NACO member. Membership dues would be \$480.00 per year. Discussion was held regarding having a presentation and the advantages of becoming a member. If the Board were to join this they would like to track the use of the card and the savings. The Board wondered if dues would need to be paid this fiscal year and if so is there room in the budget. Chairperson Smith will check into this and bring more information back to the Board.

Discussion was held regarding hiring E.C.I.A. for administering flood properties buyouts. Sup. Bell felt we could let E.C.I.A. do the grant portion but not the whole project as most of that work has been done already. Discussion followed.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve E.C.I.A. administer the CDBG grant portion of the flooded properties buyouts but not the whole project because most of that work has been done.

Ayes: All

Tim Malott, EMA Director discussed address changes that he has been working on. He also discussed a MB3 State financial program that he believes should have restricted use.

Discussion was held regarding support letters mailed to U.S. Representatives and U.S. Senators regarding proposed funding cuts to programs. It was the consensus of the Board to not send letters of support to the proposed spending cuts.

Moved by Sup. Kaufmann seconded by Sup. Agne to adjourn at 12:15 p.m., to April 11, 2017.  
Ayes: All

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Cari Gritton, Auditor

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Dawn Smith, Chairperson