

TIPTON, IOWA

July 11, 2017

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. July 11, 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:

Notice of Voluntary Resignation from Jenni Tholen, effective 6/22/17.

Auditor Dauber submitted a memo regarding reappointment of Roxanne Hubler as her Representative for Cedar County Compensation Board for a 4 year term.

Recorder Bahnsen submitted a letter regarding Paula Shelton Werling as her Representative for Cedar County Compensation Board for term expiring 6/30/2021.

Auditor's Report of Fees Collected for the quarter ending June 30, 2017, submitted by Auditor Dauber.

County Recorder's Report of Fee Collected for period of 4/01/2017 to 6/30/2017.

City of West Branch submitted a list of new addresses within city limits.

Assessor Marx letters regarding appeals to the Property Assessment Appeal Boards.

Manure Management Annual Updates submitted by:

Lujen Farms, Inc Site 2 for a site at 1830 Hayes Ave., West Branch.

Anderson Farms-North Finisher for a site in Fairfield Township.

It was noted the following Handwritten Disbursement was issued on June 30, 2017 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #411172 for \$2439.04-self funded medical claims.

It was noted the following Handwritten Disbursement was issued on July 7, 2017 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #411174 for \$1295.62-self funded medical claims.

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

Ayes: All

Nay: Bell

Chairperson Smith addressed the public for comments: Larry Hodgden asked the Board if the discussion/decision of the sign for courthouse lawn could be held off until the 10:45 Freedom Rock discussion.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the Board Minutes of June 27, 2017.

Ayes: All

Moved by Sup. Agne seconded by Sup. Gaul to approve Payroll Disbursements #170290 - #170443 for the period ending 7/1/17 and to be paid on 7/7/17.

Ayes: All

Moved by Sup. Agne seconded by Sup. Gaul to approve Claim Disbursements #411004 - #411170 paid on 6/29/2017.

Ayes: All

Moved by Sup. Bell seconded by Sup. Kaufmann to approve Handwritten Warrant #411175 dated 7/11/2017 to Virginia Department of Motor Vehicles in the amount of \$14.00, as submitted by the County Attorney's Office.

Ayes: All

The Board reported on Outreach/Committee Meetings they attended.

Moved by Sup. Gaul seconded by Sup. Kaufmann to reappoint Greg Wagner and Kim Kreinbring as the Supervisors' representatives on the Cedar County Compensation Board to terms that expire 6-30-2021.

Ayes: All

Moved by Sup. Agne seconded by Sup. Kaufmann to open public hearing at 8:45 on the following petition: Paustian Construction, 118 Parkview Court, Tipton, IA (Owner) – Requesting approval of a Final Plat of Survey for a seven (7) lot subdivision, Secluded Ridge Third Addition, located in the SW ¼, NW ¼ of Section 11, T-80N, R-3W, in Center West Township, consisting of 10.79 acres more or less. Said property is currently zoned R-1 Suburban Residential District. Environmental & Zoning Director LaRue, Attorney Chris Surls, Al Paustian and Engineer Fangmann were in attendance. There were no objections on file. Discussion was held. Sup. Bell made the comment to Mr. Paustian when he first inherited this land it was a mess and appreciates what he has done with it.

Ayes: All

Moved by Sup. Bell seconded by Sup. Gaul to approve the petition by Paustian Construction as defined above and to adopt the following resolution:

RESOLUTION APPROVING FINAL MAJOR PLAT

WHEREAS, a Final Plat of Secluded Ridge Third Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Department and approval granted for the Preliminary Plat by the Cedar County Planning and Zoning Commission, and said Final Plat referred to the 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 Secluded Ridge Third Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 11th day of July, A.D., 2017.

Ayes: All

The public hearing closed at 8:47.

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

Ayes: All

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

The Board recessed for 5 minutes.

The Board held their monthly meeting with department heads. Those in attendance were: Veterans Affairs Administrator Hamann, Assessor Marx, Recorder Bahnsen, Case Management Director Tischuk, GIS Teut, Public Health Director Caes, Sheriff Wethington, Treasurer Delaney, County Engineer Fangmann and County Attorney Renander. Discussion was held.

Wes Mayberry and Newman Abuissa met with the Board to discuss the corridor Interstate 80 Planning Study of the Evaluation of Overhead Structures. A handout was passed out. Kent Stuart, Ken Fawcett, Duston Anderson, Lance Schiele, Sheriff Wethington, Engineer Fangmann, and Irene Wood were present. The project location is the Cedar River Bridge to the Scott County line. Discussion was held on the study done by the Iowa DOT. Sup. Kaufmann feels this project is being done by passing on the cost to the local governments. Sup. Bell is concerned about safety if overpasses are removed as farmers will then be on highways versus gravel roads. Sheriff Wethington wants the study to consider the EMS and fire departments when discussing the removal of overhead roads. Overhead bridges in the corridor are Pine Ave, Vermont Ave and Taylor Ave. The recommendations by Iowa DOT is to replace the Taylor Ave Bridge at their expense and discuss the other two by cost sharing or other means. There will be more meetings held to discuss this project going forward. It was the consensus of the Board to submit a letter to the Iowa DOT with concerns and issues. General discussion was held.

Engineer Fangmann met with the Board to discuss final payment for resurfacing project #STP-S-CO16(94)-5E-16.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve Chairperson Smith to sign the final payment voucher as presented.

Ayes: All

Engineer Fangmann met with the Board to discuss the X54 shoulder paving project with Traffic Safety Improvement Program Funding.

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

RESOLUTION

SUPPORT FOR UTILIZING TSIP FUNDS FOR X54 SHOULDER PAVING SAFETY PROJECT

WHEREAS, the Cedar County Board of Supervisors has evaluated the highway needs of the county, and

WHEREAS, the proposed highway is functionally classified as a major collector and is eligible for federal aid funds, and

WHEREAS, TSIP funds would aid Cedar County in completing this project (FM-TSF-C016(103)—5B-16),

WHEREAS, The Cedar County Board of Supervisors authorizes the Chairperson to sign the Agreement for Traffic Safety Improvement Program Funding,

NOW THEREFORE BE IT RESOLVED by the Cedar County Board of Supervisors, in lawful session, this 11th day of July, 2017 that we request and agree to the following:

- 1) We request the use of Traffic Safety Improvement Program (TSIP) funds for the completion of this project.
- 2) We agree to commit farm to market funds to provide matching funds if needed.
- 3) We agree to operate and maintain the project over the useful life of the project after completion and not change the use of right of way without approval of the Iowa Department of Transportation and the Federal Highway Administration.

Ayes: All

Moved by Sup. Bell seconded by Sup. Gaul to approve program funding agreement #FM-TSF-C016(103)-5B-16.

Ayes: All

Engineer Fangmann met with the Board to open bids for L-201705-73-16.
No bids were submitted.

Engineer Fangmann met with the Board to discuss final plans for L-201406-73-16 to replace bridge on Washington Ave.

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve final plans on bridge replacement for project L-201406-73-16.

Ayes: All

Engineer Fangmann presented and reviewed a Utility Permit from Eastern Iowa Light & Power to run fiber underground on Vermont Ave in Inland Township. There will be a \$100 fee.

Moved by Sup. Kaufmann seconded by Sup. Smith to approve Chairperson Smith to sign Utility Permit Application as stated above.

Ayes: All

The Board recessed for 5 minutes.

Mike Herring, Cedar County Freedom Rock committee member explained to the Board what hardscaping ideas the Committee had in mind with approval of the Board. Auditor Dauber, Shirley Kepford, Larry Hodgden and Brenda Herring were also present. The hardscaping will include retaining wall, benches and a lamppost with very minimal landscaping as the main focus is on the Rock. The sidewalk leading up to the Freedom Rock would be pavers, which could be engraved with Veteran's names. All maintenance to the Freedom Rock will be done by the Committee. Snow removal was discussed with Custodian Carney giving his concerns. The soil test results have not been returned. The Board left the Boardroom to view the possible Freedom Rock site. General discussion was held. It was the consensus of the Board to contact Heartland Insurance with questions on liability. Once the Board gets clarification from Heartland snow removal will be discussed.

Moved by Sup. Agne seconded by Sup. Kaufmann to approve the placement of the Freedom Rock pending soil testing.

Ayes: All

Larry Hodgden submitted an application for placement of a Freedom Rock sign to be displayed until the completion of the Freedom Rock. This will exceed 30 days as outlined in the Resolution. Auditor Dauber declined the application. Chairperson Smith had Attorney Renander review the application for Permit to Erect Display and Resolution. He advised the Board to follow what the Resolution states.

The Board reviewed a petition by Swanson's 5th Addition. Daryl Swartz, Glen & Judith Swanson, Attorney Robert Meyer and Engineer Fangmann were in attendance. The location of the property is the portion of the NW ¼ of Section 36, Township 79 North, Range 1 West of the 5th P.M. Discussion was held. No objections on file. Engineer Fangmann said if future development happens this will then be a major subdivision.

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

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Swanson's 5th Addition, 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 Swanson's 5th Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 11th day of July, A.D., 2017.

Ayes: All

Engineer Fangmann met with the Board to discuss final plans for L-201806-73-16 to replace bridge on Newton Ave.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve final plans on bridge replacement project L-201806-73-16.

Ayes: All

Engineer Fangmann met with the Board to set a letting date for projects L-201806-73-16 & L-201406-73-16 to August 8, 2017 at 9:00AM.

Moved by Sup. Kaufmann seconded by Sup. Agne to set letting date for projects stated above for August 8, 2017 at 9:00AM.

Ayes: All

Assessor Marx met with the Board to review property tax Homestead Credits, Disabled Veterans Credits and Military Exemptions. Applications were reviewed. Discussion was held.

Moved by Sup. Kaufmann seconded by Sup. Bell to approve the allowance and disallowance of Homestead Credits, Military Exemptions and Disabled Veteran Credits, as presented.
Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Gaul to adjourn at 11:44 a.m., to July 18, 2017.
Ayes: All

Cari A. Dauber, Auditor

Dawn Smith, Chairperson