

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. January 2, 2018 with the following members present: Agne, Bell, Gaul, Kaufmann, and Smith. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following correspondence from:
Marlita Greve, Chief Judge 7th Judicial District regarding Iowa Supreme Court Supervisory Order.

Stuart Clark, Conservative Publishing Co. requesting The Tipton Conservative and Advertiser and Sun News Advertiser to be named official papers for Cedar County.

Connie Knutsen, MEI regarding annual approval for Chief Medical Examiner for Cedar County. Auditor Dauber for Fees Collected for the quarter ending December 31, 2017.

Joyce Pesarik regarding Garfield and 210th intersection.

Manure Management Annual Updates submitted by:
Jeffrey Samuelson for a site in Center Township.

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

Ayes: All

Steve Maurer met with the Board to discuss the bridge on 270th Street. Engineer Fangmann was also present. He presented pictures of other bridges in surrounding area. This bridge has been closed since 2014. Mr. Maurer wants the bridge removed and open up the area for water to flow to reduce flooding. Engineer Fangmann explained if we remove the bridge then we would lose all possibility of federal funding to replace in the future. After the bridge has been closed for 10 years no federal funding could be used to replace. Discussion was held. This bridge will be further reviewed when Engineer Fangmann does his five year plans.

Sup. Smith turned the meeting over to Auditor Dauber. Auditor Dauber called the meeting to order and asked for a secret ballot for the position of Chairperson. By the results of the balloting, Auditor Dauber determined Sup. Smith is the Chairperson for 2018. Auditor Dauber asked for a secret ballot for the position of Chairperson Pro Tem. By the results of the balloting, Auditor Dauber determined Sup. Bell is the Chairperson Pro Tem for 2018.

EMA Director Malott met with the Board to open bids for Asbestos Removal for properties requiring asbestos mitigation for buyout properties. The bids were as follows:

Mid Iowa Environment	\$4,200.00
Environmental Management Services	\$1,790.00

Moved by Sup. Bell seconded by Kaufmann to approve the bid from Environmental Management Services in the amount of \$1,790.00.

Ayes: All

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

Moved by Sup. Kaufmann seconded by Sup. Agne to hold 2018 Board meetings on Tuesdays.

Ayes: All

Nay: Bell

Moved by Sup. Kaufmann seconded by Sup. Gaul to approve the Board Minutes of December 26, 2017.

Ayes: All

Moved by Sup. Agne seconded by Sup. Kaufmann to approve Claim Disbursements #413313 - #413415 paid on 12/28/17. Sup. Bell asked Sheriff Wethington why he had cancellation fees on a hotel room. Sheriff Wethington said he couldn't get out of the office to attend Winter School.

Ayes: All

At 9:00 a.m. the Board held their monthly department head meeting. Those in attendance were: Recorder Bahnsen, EMA Director Malott, CPC Director Tischuk, Environmental and Zoning Director LaRue, Engineer Fangmann, Auditor Dauber, Deputy Assessor Lemburg, Treasurer Delaney, County Attorney Renander, Sheriff Wethington, Conservation Director Dauber, Public Health Director Christian and GIS Director Teut. Discussion was held.

Discussion was held regarding Board Committee designations for 2018.

Moved by Sup. Kaufmann seconded by Sup. Gaul to approve the following Board Committee appointments for 2018:

BOARD COMMITTEE APPOINTMENTS FOR 2018		
Board of Health	Gaul	Agne
Co. Decategorization Policy Board	Gaul	Kaufmann
Community Action of Eastern Iowa	Kaufmann	Bell
County Shop	Smith	Agne
Consortium	Agne	Smith
Crimestoppers	Bell	Agne
CCEDCO (2 votes)	Bell	Kaufmann
Drainage District	Kaufmann	Bell
Emergency Management	Bell	Agne
E911 Service Board	Bell	Agne
Eastern Iowa Rural Utility Services	Gaul	Kaufmann
ECIA Board	Gaul	Kaufmann
Evaluation Committee	Smith	Kaufmann
Fair Board	Gaul	Agne
Hardacre Theatre	Gaul	
Highway 30 Coalition	Kaufmann	Smith
Heartland Insurance Risk Pool	Agne	Kaufmann
ISTEA/ECICOG	Gaul	Bell
Law Enforcement Center	Smith	Bell
CEO/Workforce Development	Bell	Smith
MEIMHC Board	Agne	Gaul
MH Institute Adv.	Agne	Kaufmann
MH Advisory Board for the County Management Plan	Agne	Bell
MH/DS Regions Governing Board	Smith	Agne
R.E.A.P. Comm.	Smith	Kaufmann
R.C. & D.	Bell	Smith
River Bend Transit	Smith	Agne
Safety	Smith	Kaufmann
Seventh Judicial	Smith	Agne
Solid Waste Disposal	Kaufmann	Bell
Systems Unlimited	Bell	Gaul
Wilton Development Corp.	Agne	Kaufmann

Ayes: All

Discussion was held on Boards and Commission appointments for 2018. Sup. Gaul said Kim Kreinbring would like to be replaced as Supervisors Representative on the Compensation Board. All vacancies have been filled by application except a position on the Planning and Zoning Board and a replacement for Kim Kreinbring. Discussion was held. The following appointees had terms expiring 12/31/17 and submitted an application to be appointed or reappointed:

Board of Health – Dr. Clayton Schuett, Brad Gaul and Jeanne Hein

Conservation Board – Leon Steinhagen

Zoning Board of Adjustment – Laura Twing and Chuck Hoy

Planning and Zoning – Dave Schuett

Pioneer Cemetery Commission – Marcia Driscoll, Daisy Wingert and Sherry Hall

Moved by Sup. Kaufmann seconded by Sup. Agne to approve the following appointments for 2018 and fill the remaining two spots when we have interested parties:

2018 BOARDS & COMMISSIONS

<u>AIRPORT ZONING BOARD</u> <u>6YR</u>	<u>Term Exp</u> <u>Date</u>
Rick Sawyer	12/31/2018
James Rohlf	12/31/2018

<u>MAGISTRATES' COMMISSION</u> <u>6YR</u>	
Wayne Brown (Supervisors' Appt.)	12/31/2020
Keith Whitlatch (Supervisors' Appt.)	12/31/2020
Phyllis Lenschow (Supervisors' Appt.)	12/31/2020
Alan Bohanan (Bar Association Appt.)	
Lee Beine (Bar Association Appt.)	

<u>BOARD OF HEALTH</u> <u>3YR</u>	
Dr. Alan Beyer	12/31/2019
Dr. Clayton Schuett	12/31/2020
Brad Gaul	12/31/2020
Jeanne Hein	12/31/2020
Lin Hannes	12/31/2018

<u>BOARD OF REVIEW --- ASSESSOR</u>	
Ken Paper-Durant	12/31/2018
John Dornfeld-Tipton	12/31/2020
Sue Hall-Tipton	12/31/2022
Gail Kettenbrink, Secretary	

<u>VETERAN AFFAIRS</u> <u>3YR</u>	
Frank (Bill) VanWaes	6/30/2020
Gregery Bell	6/30/2018
Robin Housley	6/30/2019
Marlin Hillyer	6/30/2020
Michael Male	6/30/2019
Patty Hamann, Sec.	

<u>CIVIL SERVICE COMMISSION</u> <u>6YR</u>	
Lee Beine (County Attorney Appt.)	8/15/2019
Julianne Jensen (Supervisors' Appt.)	8/15/2021
William Bails (Supervisors' Appt.)	8/15/2023

<u>CONSERVATION BOARD</u> <u>5YR</u>	
Leon Steinhagen	12/31/2022
Dick Maske	12/31/2018
Teresa Wendt	12/31/2019
Jean Driscoll	12/31/2020
Craig Jackson	12/31/2021
Mike Dauber, Executive Director	

	<u>Term Exp</u> <u>Date</u>
<u>ZONING BOARD OF ADJUSTMENT</u> <u>5YR</u>	
Laura Twing	12/31/2022
Chuck Hoy	12/31/2022
Bill Lenker	12/31/2018
Claudia Beyer	12/31/2019
Tammi Goerd	12/31/2020

PLANNING & ZONING COMMISSION 3YR

Joel Brown	12/31/2019
Dave Schuett	12/31/2020
Douglas Klein	12/31/2018
Jody Yutesler	12/31/2019
John Dornfeld	12/31/2020
VACENT	12/31/2020
Carl Kohrt	12/31/2019

COMPENSATION BOARD 4YR

Christopher Surls	(County Attorney's Rep.)	6/30/2019
Roxanne Hubler	(Auditor's Rep.)	6/30/2021
VACENT	(Supervisors' Rep.)	6/30/2021
Randy Amosson	(Sheriff's Rep.)	6/30/2019
Greg Wagner	(Supervisors' Rep.)	6/30/2021
Paula Shelton Werling	(Recorder's Rep.)	6/30/2021
James Reeve	(Treasurer's Rep.)	6/30/2019

MEDICAL EXAMINER TEAM 1YR

Joshua Pruitt, MD-Chief Medical Examiner
 Connie Knutsen, MEI-Dir. ME Investigations
 Michael Dauber, MEI-ME Investigator
 Henry Bentley, MEI-ME Investigator

EASTERN IOWA REGIONAL HOUSING AUTHORITY 2YR

Ken Muller	12/31/2018
Laura Twing	12/31/2018

EASTERN IOWA REGIONAL UTILITY SERVICE SYSTEMS 3YR

Brad Gaul	12/31/2020
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MENTAL HEALTH ADVISORY BOARD

Joyce Hamiel	Dennis Byrnes	Don Griffith
Shari Hebl	Pat Ciha	Peggy Driscoll
Sue Hall	Steve Agne	Jon Bell
Bill Driscoll	Chris Shotwell	

DECATEGORIZATION SERVICE AREA ADVISORY BOARD

Brad Gaul
 Scott Hobart

PIONEER CEMETERY COMMISSION 3YR

Marcia Driscoll	12/31/2020
Daisy Wingert	12/31/2020
Sherry Hall	12/31/2020
Wayne Nebergall	12/31/2018
Bill Muhs	12/31/2018
Peter Endris	12/31/2018
Jeff Kaufmann	12/31/2019
Sandy Harmel	12/31/2019
Mike Boyle	12/31/2019

"COMMISSION TO ASSESS DAMAGES" (EMINENT DOMAIN COMMISSION)

Owners of Town Property:
 Phyllis Sondergard-West Branch
 Greg Wagner-Stanwood
 Gene Schroeder-Bennett
 Brett Eggert-Tipton
 Karen Dennis-Clarence
 David Furry-Mechanicsville
 Wayne Ralfs-Bennett

Bankers, etc.:

Bob Steen-Mechanicsville
Dave Sweeny - Tipton
Jeff Carnes-Durant
Steve Pruess-Clarence
Ann Canfield-Mechanicsville
Lynne Pinegar-Tipton
Renae Edler-Clarence

Farmers: (Owners & Operators)

Ernest Hora-Wilton
John Schott-Tipton
Dennis Hulse-Clarence
Roscoe Millett-West Branch
Steve Weets-Mechanicsville
Roger Wiese-Bennett
Bev Brown-West Branch

Real Estate:

Duane Lasack-Lowden
Merlin Conrad-Lowden
Emilie Blindt-West Branch
Ken Paper-Durant
Jeffrey A. Graves-Durant
Jeff Wallick-Tipton

Ayes: All

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve the 2018 representative appointments as follows:

Seventh Judicial District Board – Smith/Agne
River Bend Transit Board – Smith/Agne
Solid Waste Executive Board – Kaufmann/Bell
Heartland Insurance Board of Trustees – Agne/Kaufmann
Highway 30 Coalition – Kaufmann/Smith
MH/DS Regions Governing Board – Smith/Agne

Ayes: All

Discussion was held on E.C.I.C.O.G. Region 10 appointments. The Board will check with Steve Nash to verify he wants reappointed to Transportation Technical Advisory Committee.

Moved by Sup. Bell seconded by Sup. Gaul to name the following as the official designated newspapers for Cedar County for 2018:

1. The Tipton Conservative
2. The Sun News
3. West Branch Times

Ayes: All

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the following rate structure for 2018 for Medical Examiner services in Cedar County:

On scene base fee: \$75.00 per hour (plus mileage per Cedar County allowance.)

Investigative casework (post-scene time): \$40.00/hour

Director fees: \$20.00/hour (Hours consumed maintaining the inner workings of the Cedar County Medical Examiner's Office.)

Ayes: All

Moved by Sup. Bell seconded by Sup. Kaufmann to destroy the following documents: Iowa Department of Transportation Farm-To-Market Road Fund Quarterly statements for the period of 1/1/2012—12/31/2012.

Ayes: All

Moved by Sup. Bell seconded by Sup. Agne to appoint Michel Foulks as the Cedar County Weed Commissioner for 2018 and to approve and authorize Chairperson Smith to sign the 2018 County Weed Commissioner Certification Form.

Ayes: All

Laurie Worden representative from Workplace Learning Center met with the Board for FY18/19 funding review. The current funding to Workplace Learning Center is \$925.00 through the funding given to the Cedar County Economic Development Commission. Worden reported an increase in job shadow participation and an increase in internships within Cedar County. Discussion was held. The Workplace Learning Connection requests funding of \$.10 per capita based off of the 2015 census for a total amount of \$1834.00. Discussion was held.

Sandy Harmel, Daisy Wingert and Mike Boyle representing the Pioneer Cemetery Commission met with the Board for FY18/19 funding review. The current funding to Pioneer Cemetery Commission is \$15,000.00. Harmel reported on the Cemetery improvements for 2017. Discussion was held. Sup. Kaufmann distributed and reviewed the Pioneer Cemetery Commission FY18/19 budget and a listing of Cedar County Cemeteries categories. The Pioneer Cemetery Commission requests funding of \$20,000, which is a \$5,000.00 increase.

The Board recessed until 10:30.

Chris Mottinger met with the Board for an update regarding property located in Parcels “I” and “J” in the SW ¼, SE ¼, Section 19, T-81N R4 in Cass Township. Environmental and Zoning Director LaRue, Assistant County Attorney Blank, Conservation Director Dauber, and Conservation Board Member Craig Jackson were present. Mr. Mottinger distributed and reviewed a packet of his timeline of events. Conservation Director Dauber explained that the Conservation Board decided that they didn’t want to get into a deal with private property and not obtaining the ground in the end. The Conservation Board also felt what Mr. Mottinger is doing is a good thing but at this time they are not in a position with their current work load to deal with monitoring or compliance issues with this Conservation Deed Restriction. Discussion was held. Assistant County Attorney advised the Conservation Board to approve the Conversation Deed Restriction with the revisions of removing the Cedar County Conservation Board.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve a Handwritten Warrant #413416 dated 1/2/2018 to Speed Connect in the amount of \$67.90, as submitted by EMA Director Malott.

Ayes: All

Public Health Director Christian met with the Board on hiring temporary Home Health Aide. Christian talked to Human Resource Consultant Greufe regarding keeping this position opened for an as needed basis. Greufe approved of this.

Moved by Sup. Agne seconded by Sup. Kaufmann to leave the temporary Home Health Aide open for as needed basis.

Ayes: All

Moved by Sup. Bell seconded by Sup. Agne to approve the following E.C.I.C.O.G. Region 10 appointments:

Transportation Policy Committee	<u>Term Expires</u>
<u>Members</u>	
Brad Gaul	1-1-19
Rob Fangmann	1-1-20
<u>Alternates</u>	
Dawn Smith, Jeff Kaufmann, Steve Agne	1-1-20
Jon Bell	1-1-19
Transportation Trails Advisory Committee	
<u>Members</u>	
Mike Dauber	1-1-19
Rob Fangmann	1-1-20
Passenger Transportation Advisory Committee	
<u>Members</u>	
Jon Bell	1-1-19
Julie Tischuk	1-1-20

Transportation Technical Advisory Committee

Members

Steve Nash	1-1-20
Rob Fangmann	1-1-20
Alex Anderson	1-1-19

Alternate

Matt Muckler	1-1-19
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Ayes: All

Moved by Sup. Agne seconded by Sup. Kaufmann to adopt the following resolution:

RESOLUTION TO AUTHORIZE THE COUNTY ENGINEER TO CLOSE ANY SECONDARY ROAD FOR THE PURPOSE OF CONSTRUCTION OR ROUTINE MAINTENANCE PROCEDURES DURING 2018

WHEREAS, the Cedar County Board of Supervisors is concerned about tort liability and traffic safety involved during construction and maintenance on the secondary road system, and

WHEREAS, they are further interested in accommodations for the traveling public, adjacent landowners and related users during construction and maintenance operations.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Cedar County, meeting in lawful session, on this 2nd day of January, 2018 to temporarily close sections of highways in Cedar County's road system when necessary because of construction, maintenance or natural disaster.

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Agne to adopt the following resolution:

RESOLUTION 2018

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that Robert D. Fangmann, the County Engineer of Cedar County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all Farm-to-Market and Federal or State aid construction projects in this county.

Dated at Cedar County, Iowa, this 2nd day of January, 2018.

Ayes: All

Discussion was held regarding a Master Matrix Construction Evaluation Resolution. The resolution was read. Discussion was held.

Moved by Sup. Kaufmann seconded by Sup. Gaul to adopt and authorize Chairperson Smith to sign the following Construction Evaluation Resolution:

CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2018 and January 31, 2019 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CEDAR COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Ayes: All

Auditor Dauber met with the Board to ask if any board member gave authorization for cars to be towed when the work was being done to the North Parking lot. The County received a bill from Kinion's. Dauber will contact the City of Tipton regarding the bill.

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

Ayes: All

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

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Gaul to adjourn at 11:31 a.m., to January 9, 2018.

Ayes: All

Cari A. Dauber, Auditor

Dawn Smith, Chairperson