

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. September 26, 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:  
Department of Natural Resources regarding Notice of Intent to Issue a Permit BC Pork Farms Site.  
Engineer Fangmann regarding F44 (290<sup>th</sup> St) from West Branch to Franklin Avenue closing for paving.

Manure Management Annual Updates submitted by:  
Crock & Sons for a site at 1520 Ocean Ave, Tipton.

Manure Management Plan Updates submitted by:  
PI – 376 Finisher for a site in Red Oak Township.

It was noted the following Handwritten Disbursement was issued on 09/22/2017 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #412233 for \$3,550.15-self funded medical claims.

Moved by Sup. Age seconded by Sup. Kaufmann to approve the agenda.  
Ayes: All

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

Moved by Sup. Kaufmann seconded by Sup. Bell to approve the Board Minutes of September 19, 2017.  
Ayes: All  
Abstain: Gaul

Moved by Sup. Kaufmann seconded by Sup. Bell to approve Claim Disbursements #412010 - #412232.  
Ayes: All

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve a 12 month renewal Class C Liquor License with Sunday Sales for Whitetails Saloon. A 12 month renewal Class C Beer Permit and Class B Native Wine Permit with Sunday Sales for JMD Oil. A 15 day Class C Liquor License with Outdoor Service and Sunday Sales for Cedar County Fair for 10/11/17 – 10/25/17.  
Ayes: All

Mike Herring met with the Board regarding The Freedom Rock maintenance agreement. Brenda Emick-Herring and Shirley Kepford were in attendance. Discussion was held. Mr. Herring will make corrections to the maintenance agreement and return to the Board for approval. He also distributed the engraved paver order form for the Board to review.

Judge Werling was asked by the Chief Judge to meet with the Board to discuss security in the Courthouse. Sheriff Wethington and Deputy Kime were in attendance. The concern is the signage the District Court created to have displayed at the courthouse the Board wanted the wording revised. To the knowledge of Judge Werling the issue of whether or not the ban is constitutional or not is being litigated and will take some time. The reality is the Chief Justice of the Iowa Supreme Court and the Court issued this order. Judge Werling thinks we are bound to abide by it until we have some other order that says otherwise. Sheriff Wethington referred to the Supervisory Order which states courtrooms, court-controlled spaces, and public areas of the courthouse and other justice centers occupied by the court system which would be upstairs where weapons are prohibited—not the whole courthouse. Judge Werling explained his understanding from the Chief Judge is the Order covers the whole courthouse. Discussion was held. Sup. Kaufmann wonders why the Chief Justice didn't have a conversation with the security committee

with the legislator before that order was issued to help clear up some of the confusion before the Order was issued. Sheriff Wethington explained all the things the County has done and purchased to help make the 2<sup>nd</sup> floor a weapons free zone. Sup. Bell explained most of the Security here at the courthouse has been driven by the court system. Discussion continued with no decision on signage. Judge Werling thanked the Board for meeting with him.

Alta Medea-Peters, Director of Community Engagement with the Domestic Violence Intervention Program met with the Board regarding Domestic Violence Awareness Month. Bronis Perteit and Alda Bruesh were also in attendance. Cedar County Domestic Violence statistics were reviewed along with what the program has to offer. Discussion was held. Chairperson Smith read the Domestic Violence Awareness Month Proclamation.

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

**PROCLAMATION  
DOMESTIC VIOLENCE AWARENESS MONTH  
OCTOBER 2017**

**WHEREAS**, domestic violence, dating violence and stalking affects women, children and men of all racial, cultural and economic backgrounds, causing long-term physical, psychological and emotional harm; and

**WHEREAS**, one in three Americans has witnessed an incident of domestic violence; and

**WHEREAS**, children who experience domestic violence are at a higher risk for failure in school, mental illness, substance abuse, suicide, and may choose violence as a way to solve problems later in life; and

**WHEREAS**, domestic violence in rural communities exists as a hidden, silent and often unrecognized crime that is often underreported; and

**WHEREAS**, through the inspiration, courage and persistence of victims of domestic violence, their children and advocates, our communities are learning to recognize the impact of violence in the home and intimate relationships; and

**WHEREAS**, the Domestic Violence Intervention Program has worked to end violence in intimate relationships for more than 38 years through the collaborative partnerships of advocates, volunteers, local municipalities, criminal justice, health and human services, faith communities, business leaders and private citizens; and

**WHEREAS**, our community's achievements should be commended and we must continue our commitment to respect and support victims of domestic violence and to prevent future violence in our community.

**NOW, THEREFORE**, be it resolved that we, the Board of Supervisors, do hereby proclaim the month of October 2017 to be:

**DOMESTIC VIOLENCE AWARENESS MONTH**

in Cedar, and urge all citizens to work together to eliminate domestic violence, dating violence and stalking from our community.

Signed this 26 Day of Sept., 2017, in Tipton, Iowa.

Ayes: All

Environmental & Zoning Director, LaRue requested to set public hearing dates to consider the following petition: Tim and Abigail Keegan, 697 Light Rd., Mt Vernon, 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 SW ¼, NW ¼, and the NW ¼, SW ¼, Section 19, T-82N, R-4W, in Pioneer Township. Said petition is to rezone 1.43 acres of an 8.00 acre tract. LaRue reviewed the petition. Discussion was held.

Moved by Sup. Bell seconded by Sup. Gaul to set October 10, 2017 and October 17, 2017 at 10:00 a.m. as the public hearing dates.

Ayes: All

Moved by Sup. Agne seconded by Sup. Kaufmann to open the public hearing for a Construction Permit Application filed by Lafrenz Farms for two new 2,400 head deep pit swine finisher confinement buildings at a new swine confinement facility. The location of the operation is Section 12 of Center Township. Environmental & Zoning Director LaRue and Mike Lafrenz were present. There were no written or verbal objections on file. LaRue reviewed the Master Matrix evaluation. The proposed site received a passing master matrix score of 450.

Moved by Sup. Kaufmann seconded by Sup. Bell to approve the Construction Permit Application filed by Lafrenz Farms.

Ayes: All

Moved by Sup. Agne seconded by Sup. Gaul to open the public hearing for a Construction Permit Application filed by Larry and William Hansen for one new 2,400 head deep pit swine finisher confinement building at an existing swine confinement facility. The location of the operation is Section 15 of Center Township. Environmental & Zoning Director La Rue was present. There were no written or verbal objections on file. LaRue reviewed the Master Matrix evaluation. The proposed site received a passing master matrix score of 455.

Moved by Sup. Agne seconded by Sup. Kaufmann to approve the Construction Permit Application filed by Larry and William Hansen.

Ayes: All

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

Ayes: All

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

Ayes: All

Case Management Director Tischuk met with the Board to review the FY16/17 Case Management Actual Cost Report. Discussion was held. The total cost per unit is \$83.15.

Moved by Sup. Bell seconded by Sup. Agne to approve and authorize Chairperson Smith to sign the FY16/17 Actual Cost Report subject to any corrections.

Ayes: All

Case Management Director Tischuk provided an update on the Region.

EMA Director Malott updated the Board that the buyout process is on hold due to hurricanes affecting the United States.

Treasurer Delaney met with the Board to review a Memorandum of Agreement between the Iowa Department of Transportation and Cedar County. Discussion was held. Attorney Renander reviewed the Memo with no objections.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve and authorize Chairperson Smith to sign the Memorandum of Agreement between the Iowa Department of Transportation and Cedar County.

Ayes: All

Sup. Smith explained the AED Unit Agreement the Board received. Discussion was held. Cedar County will buy a case for the unit and provide maintenance to the unit.

Moved by Sup. Gaul seconded by Sup. Agne to approve and authorize Chairperson Smith to sign the AED Unit Agreement.

Ayes: All

The Board reported on Outreach/Committee Meetings they attended.

Moved by Sup. Gaul seconded by Sup. Kaufmann to adjourn at 11:13 a.m., to October 3, 2017.

Ayes: All

---

Cari A. Dauber, Auditor

---

Dawn Smith, Chairperson