

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. on June 19, 2018 with the following members present: Bell, Gaul, Kaufmann, and Chairperson Smith. Agne was absent. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following correspondence from:

Marlita A. Greve, Chief Judge regarding Administrative Order No. 2015-05 Temporary Closure of the 7<sup>th</sup> Judicial District's Clerk's Offices for Training.

Treasurer Delaney regarding unclaimed fees.

Marlita A. Greve, Chief Judge regarding Administrative Order No. 2018-07 Closure of the Cedar County Clerk's Office from Noon to 1:00 P.M. daily.

Bode Koranda, Chief Deputy regarding Elisabeth Gardner has been employed one year effective 6/12/18.

Manure Management Annual Updates submitted by:  
David Meyer for a site in Farmington Township.

It was noted the following Handwritten Disbursement was issued on 6/15/2018 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #415492 for \$3,274.20-self funded medical claims.

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

Ayes: All

Absent: Agne

Chairperson Smith addressed the public for comments. Mary Swan expressed concerns regarding the Sheriff Department over spending on postage. She received two certified letters from the Sheriff's Office she felt could have been handled by a phone call or regular mail.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the Board Minutes of June 12, 2018.

Ayes: All

Absent: Agne

Moved by Sup. Bell seconded by Sup. Kaufmann to approve Claim Disbursements #415232 - #415491 paid on 5/14/2018.

Ayes: All

Absent: Agne

The Board reported on Outreach/Committee Meetings they attended.

CPC Director Tischuk and CPC Supervisor Conrad met with the Board regarding HIPAA training opportunity. Training will cost \$1,500.00 per person to attend but our overall CAROSH bill may be cut by two-thirds each year by attending this training. Discussion was held. Consensus of the Board was to have both Tischuk and Conrad attend the training in October if the budget allows. Tischuk will ask the Region to split the cost of the training for her to attend. Also discussed was quarterly CAROSH training for all County employees.

Moved by Sup. Bell seconded by Sup. Kaufmann to open the following public hearing at 9:08 a.m. for review/consideration/action on the following petition: Jeff and Linda Wilson, 6 115th Street, Lisbon, IA (Contract Buyers) and Ivor Lord, 13 115th Street, Lisbon, IA, (Owner) - 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 on Lot 2, in the NW ¼, SW ¼, Section 7, T-82N, R-4W, in Pioneer Township consisting of 2.18 acres m/l.

Ayes: All

Absent: Agne

Environmental and Zoning Director LaRue and Jeff Wilson 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. Bell seconded by Sup. Gaul to approve the petition as defined above and waive the second hearing.

Ayes: All

Absent: Agne

Moved by Sup. Kaufmann seconded by Sup. Gaul to close the public hearing at 9:11 a.m.

Ayes: All

Absent: Agne

Moved by Sup. Gaul seconded by Sup. Kaufmann to open the following public hearing at 9:11 a.m. for review/consideration/action on the following petition: Carl and Carol Fobian, 3639 Oasis Road NE, West Branch, IA (Owners) – Requesting a change in zoning from A-1 Agricultural District to R-1 Suburban Residential District for the purpose of constructing single family dwellings on a proposed three (3) lot subdivision located at 52 330th Street, West Branch, IA, in the NE ¼, NW ¼, and the NW ¼, NE ¼, Section 31, T-79N, R-4W, in Springdale Township consisting of 8.79 acres more or less.

Ayes: All

Absent: Agne

Environmental and Zoning Director LaRue and Carl Fobian 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. Gaul seconded by Sup. Kaufmann to approve the petition as defined above and waive the second hearing.

Ayes: All

Absent: Agne

Moved by Sup. Kaufmann seconded by Sup. Gaul to close the public hearing at 9:14 a.m.

Ayes: All

Absent: Agne

Engineer Fangmann met with the Board for a utility permit for Clarence Telephone Company to run fiber to Paustian's Addition. The \$100 fee applies.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve utility permit for Clarence Telephone Company to run fiber to Paustian's Addition. The \$100 fee applies.

Ayes: All

Absent: Agne

Engineer Fangmann gave project updates.

The Board received a letter from Carrie Keppy, Agriculture Resources Consultant asking to waive the 14 day waiting period for the County to request a hearing before the EPC for JT Rochester Pork LLC.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the waiving of the 14 day waiting period and authorize Chairperson Smith to sign the following Resolution:

## RESOLUTION

Cedar County Board of Supervisors  
(County Name)

June 19, 2018  
DATE

APPROVAL OF WAIVER OF CEDAR COUNTY'S RIGHT TO APPEAL ISSUANCE  
(County Name)  
OF FINAL CONSTRUCTION PERMIT FOR THE CONSTRUCTION OF CONFINED ANIMAL  
FEEDING OPERATION BY THE IOWA DEPARTMENT OF NATURAL RESOURCES.

BE IT RESOLVED by the Cedar County Board of Supervisors as follows:  
(County Name)

Section 1 The Cedar County Board of Supervisors has received notice from the Iowa  
(County Name)

Department of Natural Resources (DNR) that JT Rochester Pork LLC  
(Name of Applicant)

has been issued a draft permit for the construction of a confined animal  
feeding operation building(s) at 1817 Monroe Ave., Tipton, IA 52772 in  
unincorporated Cedar County. (Address of Facility)  
(County Name)

Section 2 The Cedar County Board of Supervisors reviewed the construction permit  
(County Name)

application and the manure management plan and determined that both  
appeared to be in compliance with the requirements of the Master Matrix,  
Iowa Code Section 459 and Iowa DNR rules and recommended approval of  
said application on June 12, 2018.  
(Date)

Section 3 The Cedar County Board of Supervisors hereby waives its right to appeal  
the (County Name)  
issuance of the final permit within the fourteen (14) day limit from the time of  
receipt of notice of the issuance of the draft permit.

Section 4 The Cedar County Board of Supervisors encourages the Iowa DNR to issue  
(County Name)

the Final Permit immediately upon notification of this waiver.

Section 5 The Cedar County Board of Supervisors authorizes the Board Chairman to  
(County Name)

notify the Iowa DNR of this waiver.

Section 6 This resolution shall take effect immediately.

Ayes: All

Absent: Agne

Moved by Sup. Bell seconded by Sup. Gaul to approve the following Resolution:

**RESOLUTION APPOINTING COMMISSIONERS TO THE  
EASTERN IOWA REGIONAL HOUSING AUTHORITY  
FROM THE COUNTY OF CEDAR, IOWA**

WHEREAS, Cedar County, Iowa is a member government that has adopted the Articles of Agreement of the Eastern Iowa Regional Housing Authority within the Counties of Cedar, Clinton, Delaware, Dubuque, Jackson and Jones Counties in Iowa; and

WHEREAS, said Agreement provides for the appointment of Commissioners to the Regional Housing Authority.

NOW, THEREFORE, pursuant to the provisions of Chapter 403A, Code of Iowa, the Board of Supervisors of Cedar County, Iowa hereby appoints the person(s) hereafter named to serve as Commissioner(s) of the Eastern Iowa Regional Housing Authority to serve for the term after their names respectively.

Commissioner: Laura Twing

Term: 2 years

BE IT FURTHER RESOLVED that this Resolution be filed in the office of the County Auditor and certified copies of such Resolution be forwarded by the County Auditor to the Eastern Iowa Regional Housing Authority.

PASSED AND APPROVED this 19th day of June, 2018.

Ayes: All

Absent: Agne

Moved by Sup. Kaufmann seconded by Sup. Bell to adjourn at 9:29 a.m., to June 26, 2018.

Ayes: All

Absent: Agne

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Cari A. Dauber, Auditor

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Dawn Smith, Chairperson