

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. May 28, 2019 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:  
HR Consultant Greufe regarding Public Health adjusting wages outside of current study.  
Public Health Director Christian advising Bonnie Butler has been appointed Interim Director effective June 1, 2019 with an hourly rate of \$32.47.  
Brad Bahnsen, MW II Notice of Voluntary Resignation effective 6/7/2019.

Manure Management Annual Updates submitted by:  
Jeff Salsbery for a site at 1334 Old Muscatine Road, Tipton.  
David Meyer for a site at 1823 Yankee Avenue, New Liberty.

It was noted the following Handwritten Disbursement was issued on 5/24/2019 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #419489 for \$3,636.00-self funded medical claims.

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

Ayes: All

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

Moved by Sup. Bell seconded by Sup. Gaul to approve the Board Minutes of May 21, 2019.

Ayes: All

Moved by Sup. Agne seconded by Sup. Bell to approve Payroll Disbursements #177615-177768 for the period ending 5/18/2019 and to be paid on 5/24/2019.

Ayes: All

The Board reported on Outreach/Committee Meetings they attended.

Moved by Sup. Bell seconded by Sup. Gaul to approve a step wage increase for Jamie Martin, MW I from \$17.51 to \$18.61 effective June 3, 2019.

Ayes: All

Moved by Sup. Bell seconded by Sup. Agne to authorize Chairperson Smith to sign Contracts for Wendling Quarries Inc. for Districts 1, 5, 6, 7 and 10.

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Gaul to authorize Chairperson Smith to sign contracts for Weber Stone Co. Inc. for Districts 2, 3 and 4.

Ayes: All

Moved by Sup. Bell seconded by Sup. Kaufmann to authorize Chairperson Smith to sign contracts for River Products Co. for Districts 8 and 9.

Ayes: All

Engineer Fangmann met with the Board to discuss the sale of Bridge FHWA #104650 located in Section 15 of Dayton Township over Mill Creek. The bridge is on a legal road but is no longer open. Fangmann said the bridge is historical and is on the National Registry. Discussion was held. Assistant County Attorney Blank recommended a public sale of the bridge by bids.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the sale of Bridge FHWA #104650 and set a public hearing for opening bids at 9:00 a.m. on June 11, 2019.

Ayes: All

Engineer Fangmann met with the Board to discuss the 2020 Motor Grader quote. Engineer Fangmann reviewed the new motor grader quote. Fangmann is requesting to purchase a Caterpillar 140M3 Motor Grader. The previously used unit 424 will be traded with a trade-in value of \$55,000. Net price with trade-in of unit 424 is \$246,890. The estimated delivery date of the Caterpillar 140M3 will be approximately twenty five weeks. Sup. Bell asked about a rebuilt unit. Fangmann said rebuilds are not cost effective.

Moved by Sup. Kaufmann seconded by Sup. Gaul to purchase a Motor Grader on the recommendation of Engineer Fangmann.

Ayes: All

At 9:00 a.m., the Board held the public hearing on the proposed FY18/19 County Budget Amendment. Engineer Fangmann, CPC Director Tischuk and Conservation Director Dauber were present. Auditor Dauber reviewed the proposed FY 18/19 budget amendment.

Moved by Sup. Bell seconded by Sup. Ange to approve and adopt the proposed FY18/19 County Budget amendment, as presented, and authorize Chairperson Smith to sign documentation pertaining to the amendment.

Ayes: All

Moved by Sup. Bell seconded by Sup. Gaul to approve the FY18/19 Appropriation Resolution, as presented, and authorize Chairperson Smith to sign documentation.

### **APPROPRIATIONS RESOLUTION**

*BE IT RESOLVED this 28<sup>th</sup> day of May 2019, to change the Appropriation made July 1, 2018 for the following department for Fiscal year 2018-2019.*

Board of Supervisors – From \$239,036 to \$240,536  
(217,540 Fund 01000; 22,996 Fund 02000)

County Treasurer – From \$413,784 to \$427,890  
(323,003 Fund 01000; 104,887 Fund 02000)

County Sheriff – From \$3,634,490 to \$3,678,990  
(2,351,191 Fund 01000; 666,876 Fund 02000; 660,923 Fund 11000)

County Attorney – From \$370,993 to \$370,993  
(273,953 Fund 01000; 97,040 Fund 02000)

Medical Examiner – From \$45,000 to \$55,000  
(55,000 Fund 01000)

Courthouse – From \$214,240 to \$238,240  
(209,566 Fund 01000; 28,674 Fund 02000)

Public Health – From \$ 460,957 to \$ 462,557  
(336,258 Fund 01000; 122,699 Fund 02000; 3,600 Fund 29000)

911 Coordinator – From \$ 48,512 to \$ 51,512  
(29,645 Fund 01000; 21,867 Fund 02000)

Relief – From \$31,325 to \$36,325  
(36,325 Fund 01000)

Veterans Affairs – From \$98,000 to \$103,200  
(88,216 Fund 01000; 9,984 Fund 02000; 5,000 Fund 29500)

Conservation – From \$604,953 to \$663,203  
(587,847 Fund 01000; 72,456 Fund 02000; 2,900 Fund 26000)

Secondary Roads – From \$7,857,600 to \$8,257,600

(8,257,600 Fund 20000)

Pioneer Cemetery – From \$20,000 to \$40,000  
(40,000 Fund 06000)

Non-departmental – From \$3,513,523 to \$3,527,847  
(284,523 Fund 01000; 221,526 Fund 02000; 2,653,718 Fund 11000; 35,000 Fund  
28000; 333,080 Fund 34000)

Ayes: All

Engineer Fangmann explained to the Board the grant for a new hydro mulch unit has an additional \$25,000 cost due to Tier 4, which is not budgeted. Consensus of the Board was to wait until next year.

Engineer Fangmann gave project updates.

The Board recessed until 9:30 a.m.

The public hearing was opened at 9:30 a.m. for a Construction Permit Application filed by PJ Farms Inc. for one new 1,500 head deep pit swine finisher confinement building at an existing swine confinement facility. The location of the operation is in Section 33 of Springfield Township. 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 480.

Moved by Sup. Bell seconded by Sup. Agne to approve the Construction Permit Application for PJ Farms, Inc.

Ayes: All

The Board recessed until 10:00 a.m.

At 10:00 a.m. the public hearing was opened for review/consideration/action on the following petition: Keith Sanders, (Contract Buyer) and Scott and Rhonda Sanders, 2168 Washington Avenue, Durant, 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 described as Parcel “A” located in the NW ¼, SW ¼, Section 23, T-79N, R-1W, in Farmington Township, consisting of 1.00 acres more or less. Environmental and Zoning Director LaRue, Keith Sanders, Scott Sanders and Engineer Fangmann were in attendance. A Conditional Rezoning Agreement was drafted and reviewed. Keith and Scott both explained they want the parcel split into two different parcels for banking and finance purposes. Sup. Kaufmann asked what other options we have. LaRue said the Planning and Zoning Committee approved the rezoning by ignoring the Land Use Plan. Assistant County Attorney Blank was called to Boardroom. Sup. Bell asked if we split the parcel if we could still have a conditional rezoning. Blank said no and 20 years down the road, the courts might not uphold the conditional rezoning. Sup. Kaufmann thinks the Land Use plan should consider families to be able to live near one another. Sup. Agne also thinks the Land Use plan needs to consider the people and the intent. Discussion was held on how to vary from the Land Use Plan without throwing the Plan out of use. The possibility of an additional policy to the Land Use Plan was discussed. Sup. Bell said if a policy is best practice it needs to be done before approve this rezoning. Criteria was discussed for a policy for the Land Use Plan. Engineer Fangmann stated the driveway can be expanded to the north by 20’. Consensus of the Board was to give LaRue and Blank 30 days to write up a policy to vary off the Land Use Plan for special rezoning purposes for case by case.

Moved by Sup. Bell seconded by Sup. Kaufmann to table the following petition until a later date: Keith Sanders, (Contract Buyer) and Scott and Rhonda Sanders, 2168 Washington Avenue, Durant, 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 described as Parcel “A” located in the NW ¼, SW ¼, Section 23, T-79N, R-1W, in Farmington Township, consisting of 1.00 acres more or less.

Ayes: All

Moved by Sup. Gaul seconded by Sup. Agne to adjourn at 10:55 a.m., to June 4, 2019.  
Ayes:

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Cari A. Dauber, Auditor

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Dawn Smith, Chairperson