

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. July 23, 2019 with the following members present: Bell, Kaufmann and Chairperson Smith. Agne and Gaul were absent. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following correspondence from:
HIPAA Chief Privacy Officer Tischuk regarding VPN access.
Assistant County Attorney Blank regarding a draft letter to neighbors of County Home on an overflowing pond.
Case Management Supervisor Conrad regarding Knights of Columbus donation to General Assistance.
Patty Hamann, Veterans Affairs Service Officer for approved June reports and approved May minutes.

Manure Management Annual Updates submitted by:
Ray Slach – Site 4 for a site at 23 326th Street, West Branch.

It was noted the following Handwritten Disbursement was issued on 7/19/2019 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #420152 for \$4,642.25-self funded medical claims.

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

Ayes: All

Absent: Agne, Gaul

Chairperson Smith addressed the public for comments. Mary Swan stated a week ago she received a \$200 ticket for getting her mail by a Cedar County Deputy. She invited the Board to her August 1st court date at 9:00 a.m. She also said this was an absolute set up by a County Department head.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the Board Minutes of July 16, 2019.

Ayes: All

Absent: Agne, Gaul

Moved by Sup. Bell seconded by Sup. Kaufmann to approve Payroll Disbursements #178229 - #178386 for the period ending 7/13/2019 and to be paid on 7/19/2019.

Ayes: All

Absent: Agne, Gaul

Moved by Sup. Bell seconded by Sup. Kaufmann to approve Handwritten Warrant #420153 for an administrative correction to TMI in the amount of \$32,586.72.

Ayes: All

Absent: Agne, Gaul

The Board reported on Outreach/Committee Meetings they attended.

The Board received a request from Roger Pavey, Executive Director of Community Action of Eastern Iowa asking for a letter of support for the Head Start program.

Moved by Sup. Bell seconded by Sup. Kaufmann to authorize Chairperson Smith to sign a letter of support for Head Start.

Ayes: All

Absent: Agne, Gaul

Discussion was held on a designee and alternate for the Eastern Iowa Tourism Association. Consensus of the Board was to ask Rod Ness and Linda Beck and report back next meeting.

Discussion was held on Heritage Area Agency, which is accepting nominations for Board of Directors. Sup. Bell feels Sup. Agne would be a good candidate. Consensus was to table this until next week when Sup. Agne is present.

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

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

Engineer Fangmann introduced new employees David Lissau, Tech I and George Morrell, Tech I to the Board.

Engineer Fangmann met with the Board on a resolution for Adopt-A-Gravel-Road and a permit. Discussion was held on liability and expectations, which is covered in the Adopt-A-Gravel-Road application.

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

RESOLUTION

CEDAR COUNTY ADOPT-A-GRAVEL-ROAD

WHEREAS, the Cedar County Secondary Road Department provides varying levels of maintenance to roads under its jurisdiction, depending on the level of service classification for each road, and

WHEREAS, the Iowa Code restricts the amount of tax dollars that can be levied on a property for secondary roads and the Cedar County Secondary Road Department has limited funding available for general road maintenance on each road, and

WHEREAS, County Landowners wish to contribute additional dollars to the Cedar County Secondary Road Department for road maintenance activities, particularly granular surfacing material, on roads selected by the Landowner.

IT IS THEREFORE RESOLVED that the Cedar County Board of Supervisors hereby delegates to the Cedar County Engineer the authority to grant permits allowing County Landowners to purchase additional granular surfacing material on County Roads at the discretion of the County Engineer, and in accordance with the Cedar County Roads Adopt-a-Gravel-Road Application and Cedar County policy on rocking roads. The Board further directs the Engineer to coordinate with the Landowner the timing of the placement and billing of the granular material for the road(s) selected by the Landowner. All Cedar County Secondary Roads will be maintained to minimum standards notwithstanding any landowners' private contributions.

Adopted this day of July 23, 2019.

Ayes: All
Absent: Agne, Gaul

Engineer Fangmann gave project updates.

Engineer Fangmann met with the Board for a Utility Permit for Eastern Iowa Light and Power on Eureka Ave. and the \$100 fee applies.

Moved by Sup. Kaufmann seconded by Sup. Bell to approve the Utility Permit for Eastern Iowa Light and Power and the \$100 fee applies.
Ayes: All
Absent: Agne, Gaul

Engineer Fangmann met with the Board for a Utility Permit for Mechanicsville Telephone Company on the Cedar/Jones line and the \$100 fee applies.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the Utility Permit for Mechanicsville Telephone Company and the \$100 fee applies.

Ayes: All

Absent: Agne, Gaul

Engineer Fangmann met with the Board for a Utility Permit for Windstream on 142nd Street and the \$100 fee applies.

Moved by Sup. Kaufmann seconded by Sup. Bell to approve the Utility Permit for Windstream and the \$100 fee applies.

Ayes: All

Absent: Agne, Gaul

The Board recessed until 10:00 a.m.

The public hearing was opened at 10:00 a.m. for a Construction Permit Application filed by Nick Sander for one new 2,400 head deep pit swine finisher confinement building at an existing swine confinement facility. The location of the operation is in Section 5 of Massillon Township. There were no written or verbal objections on file. LaRue explained that a master matrix was not required for this permit. He also feels the IDNR needs to re-evaluate Item 2 – Siting Information: “A” Karst Determination due to the geology of the area and the presence of many karst features. The proposed site is recommended by LaRue with a recommendation to the IDNR to re-evaluate the site for karst determination. The Board tabled this matter until LaRue presents a letter to the IDNR regarding his recommendation to re-evaluate the site for karst determination.

Environmental & Zoning Director LaRue met with the Board to set public hearing dates on the following petition: Eric and Dawn Siech, 545 E. 4th Street, Tipton, IA (Contract Buyers) and Janet Ford, 1126 235th St., Tipton, IA (Owner) – 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 minor Subdivision on property described as Parcel “J” located in the NW ¼, SW ¼ and the SW ¼, SW 1/4, Section 18, T-80N, R-2W, in Center West Township. Said petition is to rezone 1.99 acres on each of the proposed lots. Said proposed subdivision will consist of 30.00 acres more or less. General discussion was held.

Moved by Sup. Bell seconded by Sup. Kaufmann to set public hearing dates as August 13, 2019 and August 20, 2019 at 10:00 a.m. for review/consideration/action.

Ayes: All

Absent: Agne, Gaul

Environmental & Zoning Director LaRue met with the Board to set public hearing dates on the following Ordinance amendment: Section 8, Discontinuation and De-Commissioning of Cedar County Ordinance #47, Regulating the Placement of Wind Energy Conversion Systems (WECS) on Property Located in the Unincorporated Areas of Cedar County, Iowa. General discussion was held.

Moved by Sup. Bell seconded by Sup. Kaufmann to set public hearing dates as August 13, 2019 and August 20, 2019 at 10:15 a.m. for review/consideration/action.

Ayes: All

Absent: Agne, Gaul

Environmental & Zoning Director LaRue met with the Board to discuss updates on Sanders rezoning. The Board discussed the point system and L.E.S.A policy that was reviewed on July 2, 2019. Consensus of the Board was to have LaRue write up a policy using the toolkit in the Comprehensive Plan for approval next week and then set public hearing dates for Sanders rezoning at that time.

The Board recessed for 20 minutes.

Environmental & Zoning Director LaRue presented the Board with a letter to the IDNR regarding his recommendation to re-evaluate the site for karst determination.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the Construction Permit Application for Nick Sander with recommendation to the IDNR.

Ayes: All

Absent: Agne, Gaul

The Board discussed the letter drafted by Assistant County Attorney Blank to the property owners neighboring the County Farm. Sup. Bell was informed that according to the Code of Iowa it is illegal to backup water into someone else's property. Consensus of the Board was to add the Code section to the letter.

Moved by Sup. Kaufmann seconded by Sup. Bell to approve the letter with the addition of the Code section.

Ayes: All

Absent: Agne, Gaul

Moved by Sup. Kaufmann seconded by Sup. Bell to adjourn at 11:06 a.m., to July 30, 2019.

Ayes: All

Absent: Agne, Gaul

Cari A. Dauber, Auditor

Dawn Smith, Chairperson