

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. July 21, 2020 with the following members present: Smith, Bell, Gaul, and Kaufmann. Chairperson Agne was absent. Members of the public were also present.

The Board viewed correspondence from various agencies.

Manure Management Annual Updates submitted by:  
David Meyer #63127, 1823 Yankee Avenue, New Liberty.

It was noted the following Handwritten Disbursement was issued on to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #424164 for \$1,504.68-self funded medical claims.

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

Ayes: All

Absent: Agne

Pro Tem Chairperson Kaufmann addressed the public for comments: Sheriff Wethington updated the board on the stabbing that happened over the weekend that lost a life and a man in jail. The Sheriff voiced his concern with the County Attorney prosecuting this murder case and insisted that the Attorney General's Office needs to be called to take the case over. He explained this is the routine for the smaller counties to call the Attorney General's Office to assist in the case. The call needs to be placed as soon as possible so the Attorney General can be involved in the beginning of the case; and this has not happened. The Sheriff stated in the early morning hour they called the County Attorney; although he did not answer his phone. The Assistant County Attorney Blank did answer when a phone call was placed to him. Sup. Bell asked if the Sheriff would like the board to call and talk to Attorney Renander. The Sheriff would appreciate the board to do so. Sheriff Wethington stated there are two families involved and they deserve the best representation they can have. Wethington further stated they have no confidence in the County Attorney Renander and they have all the confidence in Assistant County Attorney Blank. Pro Tem Chairperson Kaufmann requested Auditor Dauber to place a call to County Attorney Renander and request him to come to the boardroom. The call was placed.

Moved by Sup. Bell seconded by Sup. Gaul to approve the Board Minutes of July 13, 2020.

Ayes: All

Absent: Agne

Moved by Sup. Bell seconded by Sup. Smith to approve the Board Minutes of July 14, 2020.

Ayes: All

Absent: Agne

Moved by Sup. Smith seconded by Sup. Bell to approve Payroll Disbursements #182229-182383 for the period ending July 11, 2020 and to be paid on July 17, 2020.

Ayes: All

Absent: Agne

The Board reported on Outreach/Committee Meetings they attended. Sup. Gaul updated the board that Jamie Walker has been hired for the Public Health Director and she is starting on August 10<sup>th</sup>.

County Attorney entered the board room. Pro-Tem Chair Kaufmann asked County Attorney the status of the case regarding the tragedy that happened over the weekend and obviously the Board does not have jurisdiction, although due to the high-profile case they need to know if the Attorney General Office has been contacted. Attorney Renander reported to the board he has contacted Scott Brown, Assistant Attorney General to take over the case. Renander will file a motion to have special prosecutor to take over the case. He stated interviewing is ongoing and they are doing a phenomenal job. The Clerk's Office has the general information on the name and bond information for the person. This is an ongoing criminal investigation and how people talk could change the venue. Pro-Tem Kaufmann thanked Renander for the update.

Moved by Sup. Bell seconded by Sup. Smith to approve the Utility Permit for Liberty Communications to expand the broadband north of West Branch. The \$100.00 fee applies.

Ayes: All

Absent: Agne

Moved by Sup. Gaul seconded by Sup. Smith to approve the step increase for David Lissau, Engineer Technician I from \$25.35 per hour to \$26.68 per hour effective on July 22, 2020.

Moved by Sup. Bell seconded by Sup. Gaul to approve the step increase for George Morrell, Engineer Technician I from \$25.35 per hour to \$26.68 per hour effective on July 22, 2020.

Moved by Sup. Smith seconded by Sup. Bell to approve the step increase for Joel Hocke, Maintenance Worker II from \$21.71 per hour to \$22.91 per hour effective on July 29, 2020.

Moved by Sup. Bell seconded by Sup. Gaul to approve the step increase for Isaac Brennan, Maintenance Worker II from \$21.71 per hour to \$22.91 per hour effective on August 3, 2020.

Engineer Fangmann informed the board he has received several calls regarding Adams Avenue and the Highway 30 bypass project. Fangmann explained there are several different things going on in regard to the project. The Iowa Department of Transportation will be patching Adams Avenue as part of a settlement for damages of it being designated a haul road. There will also be a monetary payment to the county for other damages incurred during the project that will be applied to a larger county project that involves repaving Adams Avenue and Valley Forge Drive/Bunker Hill Rd by the county. The county will be conducting a joint project with Linn County to repave Old Highway 30. It will include paving the shoulder up to Adams Avenue and simply overlaying the remainder of the road to the east end as part of a settlement for the transfer of jurisdiction from the state. Engineer reiterated that Cedar County did not pay for the paving on Old Lincoln Highway from Adams Avenue to Charles Avenue except for a short stretch in the middle. Due to projected traffic counts, it was required to be paved as part of the Highway 30 bypass project. Discussion was held on the history of the project development of the Highway 30 bypass and the collaboration with the City of Lisbon to provide an east entrance to the city.

Moved by Sup. Smith seconded by Sup. Bell to approve the utility permit for Alliant Energy to expand a line to update service for 2306 Baker Avenue. The \$100.00 fee applies.

Ayes: All

Absent: Agne

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

## **RESOLUTION**

### **RESOLUTION: ESTABLISH A PUBLIC HEARING FOR 2020 COMMUNITY DEVELOPMENT BLOCK GRANT COVID-19 CDBG RESPONSE APPLICATION**

**WHEREAS**, Cedar County submitted a CDBG application to provide assistance to the County to acquire two (2) power cots in response to COVID-19; and

**WHEREAS**, the CDBG regulations require applicants for CDBG funding to hold a public hearing to solicit public comments on the proposed application.

**THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS, CEDAR COUNTY, IOWA** that a public hearing on the proposed Community Development Block Grant application be conducted on Tuesday, August 4, 2020 at 8:45 a.m. before the Board of Supervisors in the Courthouse, 400 Cedar Street, Tipton, Iowa; and

**BE IT FURTHER RESOLVED** that notice of this hearing shall be published in accordance with the law.

Ayes: All

Absent: Agne

Auditor Dauber met with the board on allowances and disallowances for Homestead and Disabled Veterans Credit, Military exemption and Business Property Tax Credit. The board reviewed the books.

Moved by Sup. Bell seconded by Sup. Smith to approve the allowances and disallowances for Homestead and Disabled Veterans Credit, Military exemption and Business Property Tax Credit.

Ayes: All

Absent: Agne

E&Z Director LaRue met with the board to set public hearing dates for Jerry Rogers, 1319 240<sup>th</sup> St., Tipton, IA (Owner) – Requesting a change in zoning from A-1 Agricultural District to R-1 Suburban Residential District for the purpose of allowing construction of a single-family dwelling on property located in Lot 3, in the E ½ SW ¼ Section 8, T-80N, R-2W, in Center West Township. Said petition is to rezone 1.93 acres of a 21.59 acre tract and Matt Moore, 1343 Baker Ave., West Branch, IA (Owner) – Requesting a change in zoning from A-1 Agricultural District to R-1 Suburban Residential for the purpose of allowing construction of a single-family dwelling on property described as Lot 1, Turkey Hollow First Addition, located in the NW ¼ NE ¼ Section 7, T-80N, R-4W, in Gower Township. Said petition is to rezone 1.45 acres of a 9.11 acre tract.

Moved by Sup. Bell seconded by Sup. Gaul to set the public hearing dates for the rezoning of both of these properties on August 4 and 11<sup>th</sup> at 9:30 a.m.

Ayes: All

Absent: Agne

Sup. Bell informed the board that the new owners, Nate and Susan Orvis, of the property located at 1465 265<sup>th</sup> Street, as formally known as the Cedar Valley Badlands Golf Course, is requested the zoning be changed back to A-1 Agricultural District. Assistant County Attorney Blank is preparing a resolution and will be presented to the board at next week's meeting. Sup. Bell updated the board that he asked Engineer Fangmann to follow up to receive the golf rounds since 2017.

Interim Public Health Director Butler updated the board that as of today there are 103 cases. The testing is backlogged and the CDC changed the fever free condition from 72 hours to 24 hours. Butler is assisting the schools with plans. Discussion was held. EMA Freet updated the board that she submitted the glass windows to FEMA for 75% reimbursement on July 20, 2020. Freet informed the board that she had a conversation with Treasurer Delaney regarding assisting the public through the exterior windows can not be continued due to jeopardizing the grant funding. Freet stated she will submit the PPE cleaning supplies for the courthouse and the temporary person wage in September. Auditor Dauber asked Freet if she could submit as soon as possible due to the board having to make decisions on the temporary position is contingent upon the funds they receive from FEMA. Freet stated she has to have \$3,300 in expenses met before she can submit. She will submit once she hits that limit. Freet asked the board if she could change the distribution of the newsletter from every two weeks to monthly. That was approved by the consensus of the board.

Sup. Kaufmann thanked Auditor Dauber for not mailing the entire county an absentee ballot request form due to the Secretary of State conducting the mailing to every registered voter. Auditor Dauber replied she encourages everyone to have the opportunity to vote, although she could not justify spending tax payer dollars due to all the duplicate mailings a voter receives for the General Election. Dauber informed the board that last week her staff mailed a survey to local businesses, City Offices and libraries in the county to offer the absentee request forms to be available at their offices and or businesses. They have already received a few surveys that were in favor of making the form available to the public.

Sheriff Wethington informed the board of another issue that happened yesterday that the FBI was called due to the case involved a 14-year old girl that was kidnapped from Minneapolis and was apprehended in Lowden. Sup. Kaufmann recapped by stating the past few days the Sheriff's Office has dealt with human and drug trafficking and a murder in the county.

Auditor Dauber asked the board if they have any issue if the automatic door would lock at 4:30 instead of 4:00 p.m. due to the Clerk's Office is open until 4:30 p.m. The consensus of the board was that is fine although their will be no temperature checks performed after 4:00 p.m. Auditor Dauber will contact the Clerk of Court, Heidi McDonough with this information.

Moved by Sup. Gaul seconded by Sup. Smith to adjourn at 9:55 a.m., to July 28, 2020.

Ayes: All

Absent: Agne

---

Cari A. Dauber, Auditor

Steve Agne, Chairperson