

December 3, 2019 5:30 p.m.

The Jones County Board of Supervisors met in regular session. Present Chairman Rohwedder, Supervisors, Eaken, Oswald, Manternach, and Zirkelbach.

Moved by Eaken seconded by Oswald to approve the minutes of the November 26, 2019 meeting. All aye. Motion carried.

Moved by Manternach seconded by Zirkelbach to approve the payroll for the period ending November 24, 2019, as certified by the department heads. All aye. Motion carried.

Moved by Eaken seconded by Oswald to hire Katherine Neville as an on-call kitchen assistant for Senior Dining, effective November 26, 2019 at \$11.00 per hour, and to hire Korri Root as an on-call kitchen assistant for Senior Dining, effective November 27, 2019 at \$10.96 per hour, both with benefits per the county employee handbook. All aye. Motion carried.

Moved by Oswald seconded by Zirkelbach to increase the rate of pay for on-call Deputy Sheriff Kevin Steele to \$28.17 per hour effective November 15, 2019. All aye. Motion carried.

Supervisor Eaken introduced the following APPROPRIATION RESOLUTION 2019/2020-02 and moved its adoption, seconded by Supervisor Manternach. On roll call vote: Oswald aye, Eaken aye, Zirkelbach aye, Manternach aye, Rohwedder aye, whereupon the Chairman declared the resolution passed and adopted.

APPROPRIATION RESOLUTION 2019/2020-02

BE IT RESOLVED by the Jones County Board of Supervisors that the following changes in departmental spending appropriations for fiscal year 2019/2020 be adopted:

99 Non-Departmental	increase by	\$8,475	from	\$971,217	to	\$979,692
96 Budget Holding*	decrease by	\$8,475	from	\$188,517	to	\$180,042

*Pursuant to the Fiscal Year 2019/2020 Master Appropriation Resolution adopted on June 25, 2019: Department 96 – Budget Holding - includes funds informally designated for specific purposes by the Board of Supervisors and may be appropriated by resolution during the fiscal year to the respective departments to use for said purposes; decreases to the appropriation for this department are not subject to the notice and hearing provisions of Iowa Code Section 331.434 (6).

Moved by Manternach seconded by Zirkelbach to adopt the following schedule for holidays to be observed by county employees during calendar year 2020:

New Year's Day 2020	Wednesday, January 1, 2020
President's Day	Monday, February 17, 2020
Memorial Day	Monday, May 25, 2020
Independence Day	Friday, July 3, 2020
Labor Day	Monday, September 7, 2020
Veteran's Day	Wednesday, November 11, 2020
Thanksgiving Holiday	Thursday, November 26, 2020 and Friday, November 27, 2020
Christmas Holiday	Thursday, December 24, 2020 and Friday, December 25, 2020
New Year's Day 2021	Friday, January 1, 2021

All aye. Motion carried.

Moved by Manternach seconded by Eaken to suspend the provisions of Iowa Code Section 331.302(5) which requires three considerations of an ordinance prior to passage. On roll call vote: Oswald aye, Eaken aye, Zirkelbach aye, Manternach aye, Rohwedder aye. Motion carried.

Moved by Zirkelbach seconded by Oswald to approve the final consideration of, and to adopt, pass, and publish, Jones County, Iowa Codification Ordinance 2019. On roll call vote:

Oswald aye, Eaken aye, Zirkelbach aye, Manternach aye, Rohwedder aye, whereupon the Chairman declared the final consideration approved, and the ordinance adopted.

JONES COUNTY IOWA CODIFICATION ORDINANCE 2019

An ordinance amending the code of ordinances of the County of Jones, State of Iowa.

Be it enacted by the Board of Supervisors of Jones County, Iowa as follows:

Section 1: The purpose of this ordinance is to codify the Jones County Code of Ordinances by adding CHAPTER 21, ORDINANCE CODIFICATION – DECEMBER 2019, of TITLE I- ORGANIZATION & STRUCTURE.

Section 2: The Chapter will read as follows:

**CHAPTER 23
ORDINANCE CODIFICATION - DECEMBER 2019
TITLE I - ORGANIZATION & STRUCTURE**

Jones County ordinance readopting the existing county ordinances, as amended, into a county code of ordinances.

SECTION 1. PURPOSE

Code of Iowa Section 331.302(9), requires that at least once every five years, the Board of Supervisors shall compile a code of ordinances containing all of the county ordinances in effect. This ordinance hereby adopts the code of ordinances, as amended.

SECTION 2. READOPTION OF CURRENT ORDINANCES

The following ordinances have all been adopted and enacted into law after December 4, 2018 and were duly published as provided by law. All other ordinances previously adopted as provided by law are hereby readopted.

- A. Jones County, Iowa Ordinance 2019-01, becomes part of **CHAPTER 3, JONES COUNTY ZONING ORDINANCE of TITLE VI – PROPERTY & LAND USE** by amending the zoning map.
- B. Jones County, Iowa Ordinance 2019-02, becomes part of **CHAPTER 3, JONES COUNTY ZONING ORDINANCE of TITLE VI – PROPERTY & LAND USE** by amending the zoning map.
- C. Jones County, Iowa Ordinance 2019-03, amends and becomes part of **CHAPTER 5, THE PRIVATE AND PUBLIC SEWAGE DISPOSAL SYSTEMS RULES of TITLE V – PUBLIC ORDER, SAFETY & HEALTH.**
- D. Jones County, Iowa Ordinance 2019-04, amends and becomes part of **CHAPTER 15, CHARGES FOR USE OF WATER SYSTEMS IN JONES COUNTY of TITLE V – PUBLIC ORDER, SAFETY & HEALTH.**

- E. Jones County, Iowa Ordinance 2019-05, becomes part of **CHAPTER 3, JONES COUNTY ZONING ORDINANCE of TITLE VI – PROPERTY & LAND USE** by amending the zoning map.

- F. Jones County, Iowa Ordinance 2019-06, amends and becomes part of **CHAPTER 5, THE PRIVATE AND PUBLIC SEWAGE DISPOSAL SYSTEMS RULES of TITLE V – PUBLIC ORDER, SAFETY & HEALTH.**

SECTION 3. CODE OF ORDINANCES

Copies of the code as adopted herein shall be on file and available for public inspection in the Jones County Auditor's Office.

SECTION 4. WHEN EFFECTIVE

This ordinance shall be effective upon approval as provided by law.

Section 3. When Effective

This ordinance shall be in full force and effect from and after its final passage, approval, and publication as provided by law.

Supervisor Manternach introduced the following resolution and moved its adoption, seconded by Supervisor Oswald. On roll call vote: Oswald aye, Eaken aye, Zirkelbach aye, Manternach aye, Rohwedder aye, whereupon the Chairman declared the resolution passed and adopted.

**RESOLUTION ASSESSING COSTS
OF DELINQUENT SEWER UTILITY FEES**

Whereas, pursuant to the authority granted in Chapter 5, the Private and Public Sewage Disposal Systems Rules, of Title V – Public Order, Safety & Health, of the Jones County Code of Ordinances, and further granted in 28E and 28F of the Code of Iowa, and in accordance to the 28E agreement between Jones County, Iowa, and the Eastern Iowa Regional Utility Service System (EIRUSS), bearing the date of November 4, 2009, the EIRUSS has certified a notice to the Jones County Board of Supervisors, dated October 30, 2019, reflecting delinquent user fees for the Fairview sanitary sewer system; and

Whereas, said notice certifies the account holder(s) identified below as having failed to satisfy the account balance(s) shown below for sanitary sewer user fees after having been mailed monthly notices by the EIRUSS, and said accounts remain past due and unsatisfied; and

Whereas, the owners of said properties were mailed notices by the Jones County Auditor on October 31, 2019 notifying them of the delinquent accounts and that if the accounts remained delinquent on December 3, 2019 the Jones County Board of Supervisors would consider action to place a lien on the respective properties.

Now therefore, be it resolved that the Jones County Board of Supervisors do hereby certify the delinquent account holder(s) and premise(s) shown below to the County Treasurer for the imposition of a lien upon said real estate so that same may be collected in the same manner as property taxes.

Name & Mailing Address of Delinquent Utility Account	Owner Name and Address of Property with Delinquent Utility Account	Tax Parcel and brief legal description	Delinquent Amount due
------------------------------------------------------	--------------------------------------------------------------------	----------------------------------------	-----------------------

Bluff Ridge Contracting 23131 County Rd. E34 Anamosa IA 52205	Weber, Theodore J. 23131 County Rd. E34 Anamosa IA 52205	09 17 480 003 FAIRVIEW LOTS 1,2,7,8 BLK 16 & 1.5A SE COR SE SE	\$465.50 Services for May 2019 through October 2019
Clark, Kirk & Rebecca 22952 County Rd. E34 Anamosa IA 52205	Clark, Kirk B. & Rebecca 22952 County Rd. E34 Anamosa IA 52205	09 16 301 005 SPEIRS ADD LOT 1 EXC PARCELS 2001-169 & 2001-170	\$546.10 Services for May 2019 through October 2019
McDowell, Patrick & Pamela 23325 Washington St. Anamosa IA 52205	McDowell, Patrick S. & Pamela A. 23325 Washington St. Anamosa IA 52205	09 20 202 001 FAIRVIEW N ½ LOTS 2 & 5 BLK 20 & LOTS 3-4 BLK 20 & VAC ALLEY	\$485.50 Services for May 2019 through October 2019
Robinson, Patty 23043 County Rd. E34 Anamosa IA 52205	Robinson, Patty K. & Hunter, Tiffany L. 23043 County Rd. E34 Anamosa IA 52205	09 17 477 003 SPEIRS ADD S 124' N 224' LOT 2	\$550.00 Services for May 2019 through October 2019
Gerst, Linda J. & Robert 1226 Sandhurst Dr. Buffalo Grove IL 60089	Gerst, Linda J. & Robert 23111 Co. Rd. E34 (23105 Co. Rd. E34) Anamosa IA 52205	09 17 479 009 FAIRVIEW BLK 23, 24, 25, 26 LOTS 3-6, BLK 16, LOTS 3-4 BLK 27	\$552.50 Services for May 2019 through October 2019

Supervisor Zirkelbach introduced the following resolution and moved its adoption, seconded by Supervisor Eaken. On roll call vote: Oswald aye, Eaken aye, Zirkelbach aye, Manternach aye, Rohwedder aye, whereupon the Chairman declared the resolution passed and adopted.

**RESOLUTION ASSESSING COSTS
OF DELINQUENT SEWER UTILITY FEES**

Whereas, pursuant to the authority granted in Chapter 5, the Private and Public Sewage Disposal Systems Rules, of Title V – Public Order, Safety & Health, of the Jones County Code of Ordinances, and further granted in 28E and 28F of the Code of Iowa, and in accordance to the 28E agreement between Jones County, Iowa, and the Eastern Iowa Regional Utility Service System (EIRUSS), bearing the date of November 4, 2009, the EIRUSS has certified a notice to the Jones County Board of Supervisors, dated October 30, 2019, reflecting delinquent user fees for the Fairview sanitary sewer system; and

Whereas, said notice certifies the account holder(s) identified below as having failed to satisfy the account balance(s) shown below for sanitary sewer user fees after having been mailed monthly notices by the EIRUSS, and said accounts remain past due and unsatisfied; and

Whereas, the owners of said properties were mailed notices by the Jones County Auditor on October 31, 2019 notifying them of the delinquent accounts and that if the accounts remained delinquent on December 3, 2019 the Jones County Board of Supervisors would consider action to place a lien on the respective properties.

Now therefore, be it resolved that the Jones County Board of Supervisors do hereby certify to the Warren County Treasurer for the imposition of a lien upon other property owned by the delinquent account holder the following delinquent amount for services provided to be collected in the same manner as property taxes.

Name & Mailing Address of Delinquent Utility Account	Owner Name and Address of Property with Delinquent Utility Account	Tax Parcel and brief legal description of property service provided at.	Delinquent Amount due
Ellison, Rick 2957 Hwy 13, Marion IA 52302	Ellison, Rick (owner at time services provided) 22962 Co. Rd. E34 Anamosa IA 52205	09 16 301 007 PARCEL 2001-169 IN NW SW 16-84-4	\$733.27

	Owner Name and Address of Property with Delinquent Utility Account	Tax Parcel and brief legal description for property to place lien against.	Services for May 2019 through October 2019
	Ellison, Rick 2957 Hwy 13, Marion IA 52302	Parcels "P", "Q", & "R" of the survey of the SE ¼ of the SE ¼ 16-75-25, exc. the E 510' of Parcel "R".. (Warren County, Iowa)	
Ellison, Rick 2957 Hwy 13, Marion IA 52302	Ellison, Rick 22966 & 22968 Co. Rd. E34 Anamosa IA 52205	09 16 301 008 PARCEL 2001-170 IN W 1/2 SW 16-84-4	\$733.27 Services for May 2019 through October 2019
	Owner Name and Address of Property with Delinquent Utility Account	Tax Parcel and brief legal description for property to place lien against.	
	Ellison, Rick 2957 Hwy 13, Marion IA 52302	Parcels "P", "Q", & "R" of the survey of the SE ¼ of the SE ¼ 16-75-25, exc. the E 510' of Parcel "R".. (Warren County, Iowa)	

[Auditor's Note: Resolution rescinded December 10, 2019 as the property in Warren County is no longer owned by Rick Ellison.]

Moved by Manternach seconded by Oswald to approve, and authorize the Chairman to sign, the Applications for Family Farm Credit for persons actively engaged in farming from July 1, 2018 to June 30, 2019, with ownership as of June 30, 2019, as presented by the Assessor, with the exception of five applications (see next motion). All aye. Motion carried.

Moved by Eaken seconded by Zirkelbach to deny the following Family Farm Credit applications as the parcels are operated by non-eligible parties:

- Gwen Fuller Revocable Trust for parcels FAVAN 09 23 400 001, 09 23 400 002, 09 23 400 009, and 09 23 400 010
- Dolores Hosch for parcels RICMO 03 17 200 006, 03 17 300 002, 03 17 300 003, 03 17 300 004, 03 17 400 007, and 03 17 400 008
- Sharon K. Hasler for parcels LOVMO 02 07 100 007, 02 07 200 005, 02 07 200 006, 02 07 400 001, 02 07 400 002, 02 07 400 005, 02 08 300 003, 02 08 300 004, and 02 17 100 001
- H. Keith Dirks Revocable Trust for parcels SCGMO 07 26 300 001, 07 26 300 003, 07 28 100 004, 07 28 200 003, 07 34 200 003, 07 34 200 004, 07 34 400 001, and 07 34 400 002
- JoAnn L. Dirks Revocable Trust for parcels ROMOF 14 25 400 006, 14 36 200 001, 14 36 200 002, 14 36 200 003, 14 36 200 004, 14 36 400 001, and 14 36 400 005

All aye. Motion carried.

The Information Technology Coordinator met with the Board to request approval to hire an on-call Information Technology Assistant, reporting that the job opening had been posted on the county web-site and that only one application has been received.

Moved by Manternach seconded by Zirkelbach to hire Jeff Swisher as an on-call Information Technology Assistant, effective December 4, 2019 at \$20.00 per hour with benefits per the county employee handbook. All aye. Motion carried.

The Engineer met with the Board to establish a date for a public hearing to be held with the Anamosa City Council regarding the possible vacation and closure of the county and city portions of Old Dubuque Rd. and 130th St. adjacent to U.S. Highway 151; to note the issuance of right of way packets to property owners for the Lead Mine Rd. grading project; and to review bids received at the Engineer's Office on November 27, 2019 for a sport utility vehicle.

Supervisor Oswald introduced the following resolution and moved its adoption, seconded by Supervisor Zirkelbach. On roll call vote: Oswald aye, Eaken aye, Zirkelbach aye, Manternach aye, Rohwedder aye, whereupon the Chairman declared the resolution passed and adopted.

RESOLUTION FOR ROAD VACATION PUBLIC HEARING

Whereas, the Jones County Board of Supervisors and the Anamosa City Council, sharing jurisdiction and control over certain roads and streets, wishes to vacate and close a segment of Road, described as follows:

A portion of 'OLD DUBUQUE RD' and a portion of '130TH ST', all of which was established on the 6th day of February 1860 (See Road Record Book 2, page 74), beginning at the northwest corner of the southwest quarter of the northwest quarter of Section 1, Township 84 North, Range 4 West of the 5th P.M., Jones County, Iowa, thence east 750 feet along the north line of the southwest quarter of the northwest quarter, said line also being the centerline of the 1860 established roadway.

Now, therefore be it resolved that a hearing on the proposed vacation will be held at the Anamosa Public Library, Anamosa, Iowa, at 7:00 p.m. on Thursday, January 9, 2020 in accordance with Iowa Code Chapter 306. Any interested person may appear and object and be heard.

Moved by Manternach seconded by Oswald to accept a bid from McGrath Auto for a 2020 all-wheel drive Chevrolet Suburban, in the amount of \$49,773, noting the bid for a similar vehicle from a local vendor was more than \$4,000 higher. All aye. Motion carried.

The Shop Foreman joined the discussion with the Engineer and Board to review the bids received at the November 26, 2019 meeting for a plow truck cab and chassis.

Moved by Zirkelbach seconded by Manternach to accept a bid from GATR Truck Center in the amount of \$119,100.22 for a 2020 MACK GU713 tandem axle plow truck cab and chassis, noting the Engineer and Shop Foreman's concerns with the trucks bid by the other two vendors, and their cost estimates to modify the county's internal build setup to accommodate the model from the lowest bidder would increase the total cost to be greater than the model from GATR Truck Center. All aye. Motion carried.

Moved by Oswald seconded by Manternach to adjourn at 6:17 p.m. All aye. Motion carried.

Attest: Janine Sulzner, Auditor

Ned Rohwedder, Chairman

After the meeting was adjourned the Board of Supervisors and other elected county officials and department heads, the Jones County Economic Development Director, met informally with State Representative Lee Hein to discuss legislative matters of importance to county operations. [Senators Dan Zumbach and Carrie Koelker, and Representative Andy McKean, were invited but were unable to attend.]