

June 22, 2021 9:00 a.m.

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

Moved by Schlarmann seconded by Swisher to approve claims #2106-0101 through #2106-0406, with the exception of I.T.'s claim #2106-0211, in the amount of \$154.00 and I.T.'s claim #2106-0249, in the amount of \$146.90, as the invoices were not attached. All aye. Motion carried.

Moved by Zirkelbach seconded by Schlarmann to approve the minutes of the June 15, 2021 meeting. All aye. Motion carried.

The Public Health Coordinator met with the Board to provide an update on the number of active COVID-19 cases in the County and an update on number of vaccinated individuals in the County.

Chairman Oswald asked Sherri Hunt, Cedar/Jones Early Childhood Iowa Director, to share a few words with the Board on the potential of a Board of Supervisor member joining the Cedar/Jones Early Childhood Iowa Board.

The Auditor met with the Board to discuss the FY22 Employer of Record Services agreement with Cedar/Jones Early Childhood Iowa, to discuss the petty cash fund for Veteran's Affairs, to discuss the art cabin roof replacement project at Grant Wood Memorial, to discuss a beer permit for L & D Reyner, Inc., and to discuss various Courthouse facility maintenance projects.

Moved by Zirkelbach seconded by Schlarmann to approve and place on file the Contract for FY22 Employer of Record Services with the Cedar/Jones Early Childhood Iowa Board. All aye. Motion carried. [2021-076]

Supervisor Rohwedder introduced the following resolution, seconded by Supervisor Swisher. On roll call vote: Schlarmann aye, Swisher aye, Zirkelbach aye, Oswald aye, whereupon the Chairman declared the resolution passed and adopted.

#### PETTY CASH FUND RESOLUTION

IT IS HEREBY RESOLVED by the Jones County Board of Supervisors that the following amounts shall be the established imprest value of petty cash funds for the various county departments until such time a change may be submitted, AND that said funds shall be used and accounted for in accordance with the Petty Cash Fund Policy established by the Jones County Board of Supervisors on April 15, 1997, as may be further amended.

<u>Department</u>	<u>Amount</u>	<u>Department</u>	<u>Amount</u>
Auditor	\$ 50.00	Attorney	\$ 25.00
Conservation	\$ 50.00	Community Services	\$ 50.00
Environmental Health	\$ 100.00	JETS	\$ 25.00
Secondary Road	\$ 200.00	Senior Dining*	\$ 200.00
Treasurer	\$ 25.00	Veteran Affairs	<del>\$ 25.00</del> \$50.00
Recorder	\$ 225.00 (\$125.00 cash, \$100.00 minimum bank account balance)		
Sheriff	\$ 500.00** (\$500 motor vehicle account)		

\*Additional uses allowed for Senior Dining per April 18, 2006 motion.

\*\*Not including the Sheriff's Special Investigation cash fund established June 12, 2001.

Moved by Rohwedder seconded by Schlarmann to void check #177787 in the amount of \$186.87, dated February 2, 2021, made payable to Mediacom; and corresponding claim #2102-0067, submitted by Senior Dining, with reason being that the check was never received. All aye. Motion carried.

Moved by Zirkelbach seconded by Swisher to award bid for the art cabin roof replacement project at Grant Wood Memorial to Midwest Roofing & Construction, LLC, in the amount of \$25,525 for 26 gauge screw-on type steel. All aye. Motion carried. [2021-077]

Moved by Schlarmann seconded by Rohwedder to approve the installation of key card access door controllers on the two doors to the election room storage area, in the amount of \$6,657.00, citing that these will be 100% funded by a HAVA Cybersecurity Grant. All aye. Motion carried. [2021-078]

Moved by Swisher seconded by Zirkelbach to accept proposal from Kluesner Construction, Inc., in the amount of \$5,346.30, for crack sealing, seal coating of asphalt, and restriping and stenciling the Courthouse parking lot. All aye. Motion carried. [2021-079]

Moved by Zirkelbach seconded by Schlarmann to approve a five-day Class B Beer Permit with Outdoor Service privileges for L & D Reyner, Inc., dba Scooters, for an event to be held at 13225 Circle Dr., to be effective June 25, 2021, subject to providing proper proof of dramshop insurance. All aye. Motion carried. [Auditor's note: the proof of dramshop insurance was provided later in the day.] [2021-080]

The Auditor and Board members discussed the Courthouse perimeter lamp posts. No action was taken as vendors have been contacted to come look at the lamp posts and provide possible solar options and the Board is awaiting a response.

The Land Use Administrator met with the Board to hold a public hearing regarding the re-application of an existing confinement animal feeding operation construction permit, to set a date for a public hearing on a DNR Construction Permit application for a confinement facility expansion, and to review the final costs for abating the nuisance at 12653 Davenport St., Center Junction in Section 4 of Madison Township.

Moved by Rohwedder seconded by Schlarmann to open the public hearing at 9:37 a.m. to receive public comment on a confinement animal feeding operation construction permit for D & B Pork, LLC, for property located in Section 8 of Castle Grove Township. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Zirkelbach aye, Oswald aye. Motion carried.

No one was present to offer comments regarding the permit application.

The Land Use Administrator reviewed her evaluation of the construction permit application and matrix scoring report for the proposed confinement facility.

Moved by Rohwedder seconded by Schlarmann to close the public hearing at 9:43 a.m. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Zirkelbach aye, Oswald aye. Motion carried.

Moved by Schlarmann seconded by Zirkelbach to acknowledge receipt of a Construction Permit Application and Manure Management Plan from D & B Pork, LLC, for property located in Section 8 of Castle Grove Township, with the County Auditor to retain the documents in a temporary file for public access for one year; and to authorize the Land Use Administrator to notify the Iowa Department of Natural Resources that the Board conducted a public hearing on said application on June 22, 2021, said notice of hearing being published the week of June 7, 2021 and that no comments regarding the proposal were received from the public; and that furthermore, the Board concurs with the Land Use Administrator's evaluation of the proposal and the master matrix evaluation prepared by the Land Use Administrator, and that the county prepared master matrix evaluation is not significantly different from that prepared by the applicant; and that the Board of Supervisors hereby recommends approval of said application. All aye. Motion carried.

Moved by Schlarmann seconded by Swisher to set a public hearing at 9:30 a.m. on July 13, 2021, to receive public comment on a Construction Permit Application for a confinement feeding operation submitted by RDR Pork, LLC (Ryan Balichek) for property located in Section 35 of Oxford Township, with written comments due by 9:30 a.m. on July 13, 2021. All aye. Motion carried.

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

#### RESOLUTION ASSESSING COSTS OF NUISANCE ABATEMENT

Whereas, on July 16, 2019 the Jones County Land Use Administrator notified owner Randy Williams of a violation of Chapter 7, Nuisance Ordinance, of Title V - Public Order, Safety & Health, of the Jones County Code of Ordinances, at property owned by him and described as O.T. Lots 7,8,9,10,11, except the South 12' in Block 18 in Section 4 of Madison Township, said notice sent by certified mail and a diligent search was completed to Michael Williams. Said notice requested the owner's voluntary abatement of said nuisance within thirty days, and

Whereas, said property owner failed to abate said nuisance within thirty days, and

Whereas, the Jones County Board of Supervisors conducted a public hearing on September 10, 2019 to review violations of Chapter 7, Nuisance Ordinance, of Title V - Public Order, Safety & Health, of the Jones County Code of Ordinances, at said property, and whereas, said ordinance provides authority for the County to perform the required actions to abate the nuisance and the costs incurred shall be assessed to the property for collection in the same manner as a property tax, and

Whereas, on September 24, 2019 the Jones County Board of Supervisors cited Micheal Williams for a violation of Chapter 7, Nuisance Ordinance, of Title V - Public Order, Safety & Health, of the Jones County Code of Ordinances, and described as O.T. Lots 7,8,9,10,11, except the South 12' in Block 18 in Section 4 of Madison Township, said notice served by personal service ordered said owner to abate the nuisance; and

Whereas, the Jones County District Court gave an order of judgement on January 28, 2020 and assessed Michael Williams a \$500 civil penalty, plus court costs for the violation. The court also enjoined the Defendant from future violations of said sections of the code. The Court ordered to remove all junk and debris and make repairs to the property and bring it back within code no later than April 8, 2020.

Whereas, the Jones County District Court filed an additional order on April 9, 2020 in which the court agreed the current condition of the property had not appreciably changed since January 2020.

Whereas, pursuant to Section 7, Abatement by County, of Article II Procedure, of Chapter 7, Nuisance Ordinance, of Title V – Public Order, Safety & Health, of the Jones County Code of Ordinance, provides authority for the County to perform the required actions to abate the nuisance and the costs incurred shall be assessed to the property for collection in the same manner as a property tax, and

Whereas, the Jones County Board of Supervisors has completed the abatement of said nuisance by accepting bids for removal of refuse and garbage from the property, demolition and removal of the structure on the property, remove junk vehicles and LP tank, backfill all excavations or other depressions, grading and re-seeding;

Now, therefore, be it resolved pursuant to Section 7, Abatement by County, of Article II Procedure, of Chapter 7, Nuisance Ordinance, of Title V – Public Order, Safety & Health, of the

Jones County Code of Ordinance, the Jones County Board of Supervisors hereby order the Jones County Treasurer to assess said costs of abatement in the amount of \$4,500.00 against the property described as O.T. Lots 7,8,9,10,11, except the South 12' in Block 18 in Section 4 Township 84, Range 2 West of the 5th P.M. (tax parcel MADMD 11 04 153 004).

The Sheriff met with the Board to discuss a multi-county contract for a Rural SART and Victim Witness Coordinator, to discuss the current jail facility, and to discuss Courthouse door security.

Moved by Swisher seconded by Schlarmann to approve the multi-county contract for FY22 for a Rural Sexual Assault Response Team (SART) and Victim Witness Coordinator. All aye. Motion carried.

The Sheriff discussed the current jail facility, capacity restrictions within the jail, and the need and costs associated with housing inmate at out-of-county jails. A facility needs assessment of the current jail was performed in 2019. The Sheriff would like to proceed with Phase 1B of this assessment.

Moved by Schlarmann seconded by Zirkelbach to ask Shive-Hattery Architecture and Engineering to put together a proposal and presentation on Phase 1B of the jail needs assessment. All aye. Motion carried.

The Sheriff, Treasurer, Recorder, and Auditor all offered comment on the Courthouse door security that was established due to COVID-19.

Moved by Swisher seconded by Rohwedder to suspend Courthouse door security as of July 1, 2021, citing that the West entrance will be the only entrance that remains unlocked during business hours. All aye. Motion carried.

The Engineer met with the Board to discuss awarding a bid for a steel mount service truck body, to discuss a load test on Ely's Stone Bridge, and to give an update on the Co. Rd. E17 and E29 patching project, an update on local option tax funded projects, an update on Lead Mine Road box culvert project, and an update on the 160<sup>th</sup> Street short grading project.

Moved by Swisher seconded by Schlarmann to award bid to Atlas Truck Bodies, in the amount of \$45,306, for a steel mount service body. All aye. Motion carried.

Moved by Schlarmann seconded by Zirkelbach to solicit a proposal with a scope of services to rate Stone Bridge from Origin Design, citing that this a very unique structure and Origin Design has experience with other stone arch bridge within the state. All aye. Motion carried.

The Board members provided updates on past and future committee meetings.

The Board members discussed items to be placed on future agendas.

Moved by Schlarmann seconded by Swisher to adjourn the meeting at 11:23 a.m. All aye. Motion carried.

Attest: Whitney Hein

Joe Oswald, Chairman