

January 29<sup>th</sup>, 2019

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9 AM on Tuesday, January 29<sup>th</sup>, 2019, with Chairman Tom Broeker, Vice-Chair Bob Beck and Jim Cary present.

Unless otherwise noted, all motions passed unanimously.

The Pledge of Allegiance was conducted.

Meet with Department Heads: County Auditor Terri Johnson stated the Courthouse will be open tomorrow even though record low temperatures are expected. Chairman Broeker reiterated the Courthouse will be open and if an individual cannot make it in they can take a personal or vacation day. Auditor Johnson reported she will be looking for a new location for a couple of precincts before the fall elections. Maintenance Supervisor Rodney Bliesener gave an update on the Jail Control Board. The company installing the new board will start next week to upgrade the fire panel before the control board can be installed. Conservation Director Chris Lee stated his office and Starrs Cave Nature Center will be closed tomorrow. County Engineer Brian Carter stated road crews worked a lot of hours last weekend on clearing roads and he appreciated all of their time. The Iowa Department of Transportation opened bids on the Sperry Road bridge project, results are unofficial but appears to have come in under the engineer's estimate. County Attorney Lisa Schaefer stated her office is busy and discussed the current murder cases. Ads are out for an investigator and attorney positions open in her office. Emergency Management Director Gina Hardin reminded everyone of the weather and wind chill warning for tomorrow and the expected high is -20 degrees. She is working with Transitions DMC to open a warming center today through Thursday at St John's Church cafeteria as an overnight shelter and the Salvation Army will be open as a warming center on Wednesday. RAGBRAI will be coming to Burlington as an over night location this year at the same time as the County Fair. A CERT Academy will be held the next two Saturdays and over thirty people have signed up. Public Health Administrator Christa Poggemiller reported her office is busy and encouraged everyone to be safe during the extreme cold conditions. Sheriff Mike Johnstone reiterated the weather warning. If anyone has car trouble when on the road, call immediately. If no cell signal, send a text because texting uses a different system. Make sure to provide adequate food and water for outside animals. Others present were: Asst. Land Use Administrator Jarred Lassiter, Land Use Administrator Zach James, County Recorder Lisa Schreiner and County Treasurer Janelle Nalley-Londquist.

Correspondence: Chairman Broeker read a letter received from American Ordnance regarding a Class 1 permit Modification to RCRA Part "B" Permit (Installation Hazardous Waste Management Permit EPA RCRA ID# IA7213820445). The modification in permit attachment V-1 Open Burning Standing Operating Procedures (SOP)-SOP No. IO-0000-H-013 is to be replaced with a revision dated 3 January 2019.

A Resolution Limiting the Length of Public Comments was presented by Chairman Broeker. Beck motioned to approve and seconded by Cary.

#### RESOLUTION NO. 2019-005

#### RESOLUTION LIMITING THE LENGTH OF PUBLIC COMMENTS

WHEREAS, the Board has a compelling interest in regulating the length of individual comments to conserve time, maintain order, and ensure that all interested constituents have the opportunity to be heard during the public comment period of its meetings;

WHEREAS, pursuant to Iowa Code section 21.7, the board may make and enforce reasonable rules for the conduct of its meetings to protect these interests;

WHEREAS, mindful of its ability to revisit and adjust time limits should circumstances so demand, the Board finds that two minutes per person for each issue is a reasonable time limit to impose upon public comments.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DES MOINES COUNTY, IOWA, AS FOLLOWS:

SECTION 1: *Limitation on Length of Public Comments.* Comments during any public comment period at meetings of the Des Moines County Board of Supervisors shall hereby be limited in duration to two minutes per person for each issue raised.

SECTION 2: *When Effective.* This Resolution shall be effective upon its passage and approval as provided by law.

PASSED AND APPROVED this 29th day of January 2019.

DES MOINES COUNTY, IOWA  
By: Thomas Broeker, Chairman  
ATTEST: Terri Johnson, Auditor

#### CERTIFICATION

I, Terri Johnson, Auditor for Des Moines County, Iowa, do hereby certify the above is a true and accurate copy of Resolution 2019-005 which was passed by the Des Moines County Board of Supervisors this 29th day of January 2019.

Terri Johnson, Auditor

Payroll Reimbursement Claims in the amount of \$416.73 and Non-Cash Taxable in the amount of \$87.63 was presented. Cary motioned to approve and seconded by Beck.

Fireworks Permit for J & M Displays yearly permit for 2019 testing was presented. Beck motioned to approve and seconded by Cary.

Class C Liquor License for Fat Annies Augusta Tap was presented. Beck motioned to approve and seconded by Cary.

Resolution and Final Plat for Kennedy Acres Subdivision. This subdivision is one-lot consisting of 26.65 acres. It is located in Pt NE Section 10 and Pt N1/2 Section 11 in Pleasant Grove Twp and located on Pleasant Grove Road. Subdivider is Dawn Talley, 18901 Pleasant Grove Rd., Yarmouth and the Owner is Donald C. and Harriet M. Kennedy Trust. Assistant Land Use Administrator Jarred Lassiter recommended approval. Cary motioned to approve and seconded by Beck.

DES MOINES COUNTY  
BOARD OF SUPERVISORS  
RESOLUTION #2019-004

WHEREAS Section 354.8 of the Code of Iowa states that a governing body shall certify by resolution the approval of a subdivision plat, and,

WHEREAS the Final Plat for Kennedy Acres Subdivision has been reviewed for conformance to applicable County standards by the Des Moines County Health Department, Secondary Roads Department, County Auditor, Zoning Commission Chair and Land Use Department and has been duly recommended by the aforementioned entities for approval,

NOW THEREFORE, BE IT RESOLVED: That the Board of Supervisors hereby approves the Final Plat of Kennedy Acres Subdivision

Approved and adopted this 29th day of January, 2019.

DES MOINES COUNTY BOARD OF SUPERVISORS

Tom L. Broeker, Chair  
Robert W. Beck, Vice Chair  
Jim Cary, Member  
ATTEST: Terri Johnson, County Auditor

Personnel Actions: Conservation – Kelly Rundell, Interpretive Naturalist. End of probationary period. New rate \$18.50 hr., effective 1/2/2019. Cary motioned to approve and seconded by Beck. Sheriff's Office – Kevin Glendening, Deputy/Investigator. Promoted to Sergeant. New rate \$62,652.76 yr., effective 1/27/2019. Chad McCune, Sergeant. Promoted to Lieutenant. New rate \$67,825.93 yr., effective 1/27/2019. Beck motioned to approve both actions and seconded by Cary.

Reports received and filed in the Auditor's Office:  
Sheriff's Monthly Report, December 2018  
Dewey Byar Trust U/W, 2018 Report  
Jail Stats, November 2018

Cary motioned to approve minutes for the Board meeting held on January 22<sup>nd</sup>, 2019. Seconded by Beck.

Cary motioned to approve minutes for the Special Session held on January 24<sup>th</sup>, 2019. Seconded by Beck. Beck abstained.

Committee reports: Beck attended the Chamber's annual meeting. Broeker attended the COBCO meeting and received the new annual insurance rates.

Public Input: Sam Larson, 10671 Memorial Park Road, Burlington discussed concerns over his Century Link phone which has been out for nine days. Ryan Drew, 12688 Flint Bottom Road, Burlington serves as the President of the Des Moines-Henry County Labor Council. He stated concerns about current skilled labor and asked for support to maintain the current contracts. Anika McVay, 2232 Cherokee Dr., Burlington spoke in favor of keeping current contracts. Stacy Reid, 3179 170<sup>th</sup> St., Burlington reported her daughter's pet miniature horse was attacked by two of Mike Hanson's wolf-hybrid dogs. The owner shot and killed both dogs to get them off the horse. They were able to connect the dogs back to Hanson from the collar. She presented pictures to the Board showing the extent of the injuries. She reported a trail camera picked up several photos of the dogs running loose on their property. Sheriff Johnstone stated the dog owner is liable for damages and there needs to be some accountability. He would like to work with the County Attorney to add owner accountability, if the dogs are deceased, to the animal ordinance. The Board agreed. Supervisor Beck suggested to Mrs. Reid to get an attorney and file a civil suit against the dog owner. Sheriff Johnstone spoke in regard to the unions and stated the union contracts bring stability and an employee handbook can be changed indiscriminately.

Meeting was adjourned at 9:52 AM.

A work session followed the meeting. The Board of Supervisors and County Engineer discussed the Update on Maintenance and Electronic Upgrades for Construction Project Contracts. County Engineer Brian Carter stated certain construction project bids run through the Iowa Department of Transportation. IDOT had changed to electronic project paperwork meaning contract signings are all done electronically. No need for original signatures. When a contract is on the agenda the second item after the contract will be approval from the Board of Supervisors to allow the engineer to sign using an e-signature. Carter reported the plow truck that was wrecked last week will be totaled. It is old enough that nothing will be considered salvageable. It will probably take several months, possibly summer, before a replacement truck is received.

This Board meeting is recorded and kept on file for two years. The meeting minutes and audio are posted on the county's website [www.dmcounty.com](http://www.dmcounty.com)

Approved February 5, 2019  
Tom Broeker, Chairman  
Attest: Terri Johnson, Auditor

