

March 19, 2019 9:00 a.m.

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

Moved by Oswald seconded by Eaken to approve the minutes of the March 12, 2019 meeting. All aye. Motion carried.

Moved by Manternach seconded by Oswald to approve claims #1903-0140 through #1903-0392. All aye. Motion carried. [Auditor's note: see subsequent motion later in the meeting regarding re-issuance of checks for payment of four of the approved claims.]

The Board briefly discussed the increase in expenditures for burial assistance and requested the Community Services Director be contacted to further discuss the matter at a future meeting.

Moved by Eaken seconded by Manternach to acknowledge receipt of a manure management plan from Bernie Trumm (facility #68590) for a new facility to be located in Section 9 of Washington Township; and from Pig Paradise LLC (facility #65374) for a new facility to be located in Section 9 of Washington Township, with the County Auditor to retain the documents in a temporary file for public access for one year. All aye. Motion carried.

The Board reviewed a proposed change to the Purchasing Policy received from the County Engineer, and placed the matter on the April 16, 2019 agenda for further discussion.

Moved by Oswald seconded by Eaken to make of record the Conservation Board's appointment of the following persons for seasonal employment: Dennis Owen at \$10.50 per hour, effective April 29, 2019, Brian Nassif at \$10.25 per hour, effective May 13, 2019, Lenny Mais at \$10.25 per hour, effective May 20, 2019, and Delaney Clark at \$10.25 per hour, effective May 13, 2019. All aye. Motion carried.

The Auditor presented correspondence from Iowa Prison Industries regarding a railing for the south entrance in the Courthouse, correspondence from the county's labor relations consultant regarding a form to use for performance evaluations for department heads, and correspondence regarding the availability of an engineer for the Ely's Stone Bridge rehabilitation project to meet with the Board at the April 9, 2019 meeting.

The Recorder met with the Board to request approval to hire a new part-time clerk, and to report an increase in registrations of all-terrain and off-road utility vehicles.

Moved by Manternach seconded by Oswald to hire Denise McCrea as a part-time Clerk II in the Recorder's Office, effective March 18, 2019 at \$14.66 per hour, with benefits per the collective bargaining agreement. All aye. Motion carried.

Steve Davis, Shive-Hattery Architecture and Engineering, met with the Board via speaker phone to discuss the contract for preparation of a jail staffing analysis, and the firm's desire for the contract to be more inclusive of additional services such as a needs assessment and conceptual design planning. The Board reaffirmed that their intent (and the approved contract) was only for a jail staffing analysis to address the staffing concerns presented by the State Jail Inspector.

Moved by Manternach seconded by Oswald to authorize the Auditor to void and re-issue the check payable to Casey's General Stores for claims #1903-0213, #1903-0214, #1903-0337, and #1903-0350, previously approved earlier in the meeting, as correspondence was received after the checks were printed stating that one of the claims needed to be made payable to Casey's Business MasterCard due to a re-organization of the vendor's payable system. All aye. Motion carried.

The Land Use Administrator met with the Board to present a rezoning proposal and to note an increase in nuisance complaints.

Moved by Oswald seconded by Manternach to open the public hearing at 9:46 a.m. on a proposal to rezone property in Section 17 of Scotch Grove Township. On roll call vote: Oswald aye, Eaken aye, Manternach aye, Rohwedder aye. Motion carried.

The Land Use Administrator explained the rezoning proposal. No persons present offered comments regarding the proposal.

Moved by Manternach seconded by Eaken to close the public hearing at 9:49 a.m. On roll call vote: Oswald aye, Eaken aye, Manternach aye, Rohwedder aye. Motion carried.

Moved by Eaken seconded by Oswald to suspend, with regard to Jones County, Iowa Ordinance 2019-01, the provisions of Iowa Code Section 331.302(6) which requires three considerations of an ordinance prior to passage. On roll call vote: Oswald aye, Eaken aye, Manternach aye, Rohwedder aye. Motion carried.

Moved by Oswald seconded by Eaken to approve the final consideration of, and to adopt, pass, and publish, Jones County, Iowa Ordinance 2019-01, to amend CHAPTER 3, JONES COUNTY ZONING ORDINANCE OF TITLE VI – PROPERTY & LAND USE. On roll call vote: Oswald aye, Eaken aye, Manternach aye, Rohwedder aye, whereupon the Chairman declared the final consideration approved, and the ordinance adopted.

*JONES COUNTY IOWA ORDINANCE 2019-01*

*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 amend CHAPTER 3, JONES COUNTY ZONING ORDINANCE OF TITLE VI – PROPERTY & LAND USE by amending the zoning map.*

*Section 2: The Chapter will be amended as follows:*

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Amend SECTION 5. BOUNDARIES AND OFFICIAL ZONING MAP, of ARTICLE IV – GENERAL REGULATIONS AND PROVISIONS by amending the zoning of property briefly described as the north one-third of Parcel A in the SE ¼ NW ¼ in Section 17 of Scotch Grove Township (being a portion of tax parcel 07 17 176 017) containing approximately 1.05 acres, from the A-Agricultural District to the R-Residential District.  
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*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.*

The Assistant to the Engineer met with the Board to present a proposed resolution establishing weight embargoes on various county roads due to weather related deteriorating road conditions; to request a date to receive bids for pavement marking; to request approval of a right of way contract for the Shaw Rd. project; to discuss the planned removal of six to eight trees in the right of way for the Shaw Rd. project; a Board work session at the Engineer’s Office on April 16<sup>th</sup> to discuss Secondary Road policies and operations; to present a resolution stating opposition to proposed legislation regarding increased weight limits for vehicles associated with logging operations; and the hiring of Accent Construction to assist with hauling spot rock.

Bernie Trumm was present for the discussion regarding weight embargoes and presented a proposal from a tiling contractor to address frost boils and soft road conditions in areas of poor drainage.

Moved by Oswald seconded by Manternach to accept sealed bids in the Auditor’s Office until April 12, 2019 at 3:00 p.m. for pavement marking on various hard surfaced roads. All aye. Motion carried.

Moved by Manternach seconded by Eaken to approve a Partial Acquisition Contract with Ronald V. Shada for project No. L-C-920—73-53 (Shaw Rd.) in Fairview Township. All aye. Motion carried.

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

A RESOLUTION OPPOSING

SENATE STUDY BILL 1045 AND SENATE FILE 184

PASSED BY THE SENATE COMMITTEE ON TRANSPORTATION

WHEREAS, the Transportation Committee in the Iowa Senate has passed House Study Bill 1045 (SF 184) which would amend and make changes to Iowa Code Chapter 321 related to transportation of indivisible loads and raw forestry products on primary and non-primary highways, and;

WHEREAS, Jones County owns and maintains nonprimary highways, and is fiscally and legally responsible for the nonprimary highways within the County, and;

WHEREAS, Jones County owns and maintains 188 structures classified as bridges by the National Bridge Inspection Standards, and;

WHEREAS, many of the bridges owned by Jones County are aging and structurally deficient or functionally obsolete, and;

WHEREAS, current funding is not adequate to replace or rehabilitate these bridges at the rate their conditions are deteriorating, and;

WHEREAS, the nonprimary roads and bridges owned by Jones County serve a critical need for residents, agricultural users, businesses, schools, post offices, and emergency responders, and;

WHEREAS, the proposed bill would allow the Iowa Department of Transportation to issue annual permits to forestry industry haulers for loads up to 130,000 pounds on nonprimary highways throughout Iowa, without knowledge of or notice given to the agencies which own these highways and the structures thereon, and;

WHEREAS, bridges within Jones County have been designed for loads that were legal on Iowa roads at the time of their construction, and bridges have only been rated or posted with weight restrictions for loads that are currently legal on roads, and;

WHEREAS, each bridge within Jones County is unique based on its age, design, and current condition, and;

WHEREAS, load rating to ensure safe passage of loads greater than 80,000 pounds would be unique for each load on each individual bridge, and;

WHEREAS, the traversing of Jones County bridges by loads up to 130,000 pounds without the County being afforded the knowledge of or the ability to restrict each occurrence, would result in gradual and possibly sudden failure of bridges within the County, and;

WHEREAS, Jones County would likely bear legal and financial liability for subsequent failure of its bridges, even if such failures are caused by loads they did not permit, and;

WHEREAS, Jones County is not financially able to repair or replace bridges which would be subject to accelerated deterioration by increased loads, and;

WHEREAS, Jones County and its residents, farmers, businesses, schools, post offices, and emergency responders, would be subjected to undue operational and economic hardships by further degradation of its road system and the structures thereon;

THEREFORE BE IT RESOLVED, that the Jones County Board of Supervisors strongly urges all Iowa lawmakers to vote in opposition to this legislation.

The Board and Auditor discussed the proposals received from firms interested in providing insurance consulting services and determined that two of the four firms would be contacted to meet with the Board at the March 26, 2019 meeting to further discuss their proposals.

The Board discussed the process to use, and a tentative schedule, to conduct performance evaluations of department heads, noting that closed session opportunities, pursuant to Iowa Code Section 21.5(1) i., will be offered to department heads for the performance reviews.

The Board members discussed upcoming committee meetings.

Moved by Oswald seconded by Eaken to adjourn at 11:34 a.m. All aye. Motion carried.

Attest: Janine Sulzner, Auditor

Ned Rohwedder, Chairman