

September 14, 2021 9:00 a.m.

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

Moved by Rohwedder seconded by Swisher to approve the minutes of the regular September 7, 2021 meeting and special September 10, 2021 meetings. All aye. Motion carried.

Moved by Zirkelbach seconded by Schlarmann to approve claims #2109-0001 through #2109-0180. All aye. Motion carried.

The Land Use Administrator met with the Board to review violations of the Jones County Nuisance Ordinance, and to discuss items to be heard the Planning and Zoning Commission meeting on September 14, 2021.

Moved by Swisher seconded by Rohwedder to open the public hearing at 9:02 a.m. to review violations of the Jones County Nuisance Ordinance on properties owned by Patrick and Pamela McDowell c/o Heather McDowell located at 23325 Washington St., Anamosa, and by Layne S. Hunter located at 22503 102<sup>nd</sup> St., Anamosa. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Zirkelbach aye, Oswald aye. Motion carried.

Heather McDowell, executor of estate for the property located 23325 Washington St., Anamosa was present for the public hearing and offered comments on the status of the clean up process for the property.

There was no public member present to offer comment on the property owned by Layne S. Hunter located at 22503 102<sup>nd</sup> St., Anamosa.

The County Attorney was present to offer comments on the nuisance violations.

Moved by Rohwedder seconded by Zirkelbach to close the public hearing at 9:21 a.m. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Zirkelbach aye, Oswald aye. Motion carried.

Moved by Swisher seconded by Zirkelbach to table action on the Patrick and Pamela McDowell c/o Heather McDowell property located on 23325 Washington St., Anamosa until the County Attorney can gather more information from the Attorney representing McDowell Estate. All aye. Motion carried.

Moved by Zirkelbach seconded by Rohwedder to authorize the Attorney and Land Use Administrator to proceed with the filing of a civil citation against Layne S. Hunter for property located at 22503 102<sup>nd</sup> St., Anamosa, for a violation of Chapter 7, Jones County Nuisance Ordinance, of Title V – Public Order, Safety & Health, of the Jones County Code of Ordinances. Aye: Zirkelbach and Rohwedder. Nay: Swisher, Schlarmann, and Oswald. Motion failed.

Moved by Schlarmann seconded by Swisher to serve notice to Layne S. Hunter for property located at 22503 102<sup>nd</sup> St., Anamosa, for a violation of Chapter 7, Jones County Nuisance Ordinance, of Title V- Public Order, Safety & Health, of the Jones County Code of Ordinances and give thirty days to clean up citing if the property is not cleaned up in thirty days the County will proceed with cleaning up the property and assessing the cost of clean up to the property taxes. Aye: Swisher, Schlarmann, Oswald. Nay: Rohwedder and Zirkelbach. Motion carried.

Moved by Rohwedder seconded by Zirkelbach to abate nuisance at 20057 72<sup>nd</sup> St., Anamosa citing that improvement has been made and vehicles are licensed. All aye. Motion carried.

Moved by Schlarmann seconded by Zirkelbach to authorize the Land Use Administrator to issue a formal notice of violation of the Jones County Nuisance Ordinance to Engelbart Rentals, LLC for a property located at 13423 Amber Rd X44, Anamosa and providing thirty days to abate the nuisance or to request a hearing before the Board of Supervisors. All aye. Motion carried.

The Auditor met with the Board to discuss various administrative, and facility matters including re-sealing of the Courthouse parking lot, repairs needed to the Courthouse ADA ramp, and updates to the Courthouse elevator.

Moved by Schlarmann seconded by Swisher to appoint Jason Kurt and Cindy Bagge as Supervisor representatives to the Jones County Compensation Board for a four-year term expiring June 30, 2025.

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

#### TAX ABATEMENT RESOLUTION

BE IT RESOLVED that the Jones County Treasurer shall, pursuant to Section 445.63 of the Code of the Iowa (2019), abate property taxes on property acquired by the City of Anamosa, in the amount shown below, and any applicable interest and cost, and make appropriate notations on the tax list for the parcels listed below:

ANACO 09 02 351 040	\$4,074.00 (2020 CT)	Briefly described as:
		FISHERS E ANAMOSA LOT 13 & N 40' LOT 14

Supervisor Swisher 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.

#### TAX ABATEMENT RESOLUTION

BE IT RESOLVED that the Jones County Treasurer shall, pursuant to Section 445.63 of the Code of the Iowa (2017), abate property taxes on property acquired by the Iowa Department of Natural Resources, in the amount shown below, and any applicable interest and cost, and make appropriate notations on the tax list for the parcels listed below:

FAVAN 09 11 153 0007    \$180.00 (2020 CT)

Briefly described as: 11 84 04 BEG SW COR LOT 20 SHAWS S.D. B THE, E 102', S TO RIV, W ALG RVR TO PT S OF BEG, N TO BEG

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

#### TAX ABATEMENT RESOLUTION

WHEREAS, representatives of the American Legion of Iowa- Wapsi Post 473 have presented information to the Board that they failed to file for exempt status for the below described property for the 2020 assessment when the property became eligible for property tax exempt status under Iowa Code Chapter 427, and

WHEREAS, the Board of Supervisors has decided that payment of the property taxes due and payable in fiscal year 2021/2022 would create an unnecessary financial hardship for said organization.

THEREFORE BE IT RESOLVED that the Jones County Treasurer shall abate property taxes, in the total amount of \$388.00, and shall make appropriate notations on the tax list for the parcel listed below:

OXJAG 16 21 426 902      \$388.00      Briefly described as: 21 83 1 BUILDING ON LEASED LAND ON E 2/3 NE SE W OF RR S OF RR SE NE

Moved by Rohwedder seconded by Zirkelbach to acknowledge receipt of a manure management plan from Triple N Properties, facility #67963, for a facility located in Section 8 of Rome Township, with the County Auditor to retain the document in a temporary file for public access for one year. All aye. Motion carried.

The Engineer met with the Board to discuss the purchase of equipment for the new plow truck, to request an interfund transfer from the Secondary Road Local Option Tax Fund to the Secondary Road Fund, and to give an update on summer road projects including Lead Mine Road and Madison Road.

Moved by Zirkelbach seconded by Rohwedder to approve purchase from Macqueen Equipment using the State of Minnesota DOT bid price for dump body and plow equipment package totaling \$103,773.00. All aye. Motion carried.

Supervisor Schlarmann introduced the following 2021/2022 INTERFUND TRANSFER RESOLUTION #21/22-1 and moved its adoption, seconded by Supervisor Rohwedder. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Zirkelbach aye, and Oswald aye, whereupon the Chairman declared the resolution passed and adopted.

#### 2021/2022 INTERFUND TRANSFER RESOLUTION #21/22-1

IT IS HEREBY RESOLVED by the Jones County Board of Supervisors that the County Auditor is hereby directed to transfer \$500,000 from the Secondary Road Option Tax Fund to the Secondary Road Fund for expenses associated with project No. L-C-855—73-53 (Lead Mine Rd.), a grading and box culvert replacement project on Lead Mine Rd., project M-0522, an HMA overlay project on 75<sup>th</sup> Ave. near the City of Cascade, and project No. L-C-826—73-53 (Madison Rd.), a box culvert replacement project and additional funds may be transferred from the Secondary Road Option Tax Fund at a future date for said projects.

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

Moved by Schlarmann seconded by Swisher to adjourn the meeting at 10:42 a.m. All aye. Motion carried.

Attest: Whitney Hein, Auditor

Joe Oswald, Chairman