

February 22, 2022 9:00 a.m.

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

Moved by Rohwedder seconded by Schlarmann to approve the minutes of the February 15, 2022 meeting. All aye. Motion carried.

Moved by Oswald seconded by Swisher to approve the payroll for the period ending February 13, 2022, as certified by the department heads. All aye. Motion carried.

Jacob Oswald, City of Monticello Parks and Recreation Department, met with the Board to request funding for the Austin Smith Inclusive Playground.

The Sheriff and County Attorney met with the Board to discuss funding for the multi-county rural sexual assault response team and victim witness coordinator position.

Moved by Swisher seconded by Schlarmann to approve funding for FY23 in the amount of \$13,780 for the rural sexual assault response team and victim witness coordinator position. All aye. Motion carried.

The Auditor met with the Board for action related to tax liens for delinquent water and sewer accounts, action to approve a Jones County Invasive Plant Resolution, action to approve a memorandum of understanding for the union contract, and action to place a manure management plan update on file.

Supervisor Swisher introduced the following resolution, 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 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 January 17, 2022, 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 January 17, 2022 notifying them of the delinquent accounts and that if the accounts remained delinquent on February 22, 2022 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. [2022-030]

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	\$330.00 Services billed September 1, 2021 through November 30, 2021.

Gerst, Linda J. & Robert 1226 Sandhurst Dr. Buffalo Grove IL 60089	Gerst, Linda J. & Robert 23111 Co. Rd. E34 Anamosa IA 52205	09 16 351 002 FAIRVIEW BLK 23, 24, 25, 26 LOTS 3-6, BLK 16, LOTS 3-4 BLK 27	\$330.00 Services billed September 1, 2021 through November 30, 2021.
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Supervisor Oswald introduced the following resolution, 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.

**RESOLUTION ASSESSING COSTS
OF DELINQUENT WATER AND/OR SEWER UTILITY FEES**

Whereas, in accordance with the 28E agreement between Jones County, Iowa, and the Eastern Iowa Regional Utility Service System (EIRUSS), bearing the date of June 2, 2015, the EIRUSS has certified a notice to the Jones County Board of Supervisors, dated January 17, 2022, reflecting delinquent user fees for the Center Junction water and sanitary sewer systems; and

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

Whereas, the owners of said properties were mailed notices by the Jones County Auditor on January 17, 2022 notifying them of the delinquent accounts and that if the accounts remained delinquent on February 22, 2022 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. [2022-031]

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
Leytem, David PO Box 22 Center Junction IA 52212	Leytem, David & Pamela 12601 Prospect St. Center Junction IA 52212	11 04 178 010 O.T. S ½ LOTS 16, 17, 18, 19, 20, BLK 29 CENTER JUNCTION	\$354.36 Services billed September 1, 2021 through November 30, 2021.
Leytem, David PO Box 22 Center Junction IA 52212	Leytem, David & Pamela 10643 1st St. Center Junction IA 52212	11 04 179 001 O.T. LOTS 6-10, BLK 34 CENTER JUNCTION	\$472.48 Services billed September 1, 2021 through November 30, 2021.
Valentine, Nate PO Box 92 Center Junction IA 52212	Valentine, Nathan A. 12450 St. Paul St. Center Junction IA 52212	11 04 304 004 O.T. LOT 4, BLK 44 CENTER JUNCTION	\$484.32 Services billed September 1, 2021 through November 30, 2021.
Willcoxson, Jerry 10657 Main St. Center Junction IA 52212	Willcoxson, Jerry 10657 Main St. Center Junction IA 52212	11 04 161 003 O.T. LOT 4 & 5, BLK 28 CENTER JUNCTION	\$354.36 Services billed September 1, 2021 through November 30, 2021.

Supervisor Swisher introduced the following resolution, 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.

Jones County Invasive Plants Resolution

Whereas, there exists on private land in Jones County as well as lands under the jurisdiction of Jones County, invasive plants that need to be controlled, eradicated, or otherwise mitigated on

the basis of their ability to be competitive, persistent or pernicious, and may directly or indirectly injure or cause damage to crops, other useful plants, livestock, or poultry; irrigation, land, public roads, fish or wildlife resources; or the public health.

Whereas, the Iowa Department of Agriculture and Land Stewardship has proposed a risk assessment based on systems employed by surrounding states to evaluate risks posed by various weeds and has adopted and implemented Chapter 58 Administrative Rules, Rule 21, 58.1(317) and 58.4 (317, 87GA, HF 2422) as part of Chapter 317 Iowa Weed Law.

Whereas, those invasive plant species not listed in the Iowa Weed Law are currently unregulated, until and if such time that they be placed, by the Department, onto the list of regulated and prioritized plant species in the Chapter 58 Administrative Rules, which houses the list of plants covered by the Iowa Weed Law AND until such time, the spread of and subsequent damage by those invasive plants will remain unchecked

Whereas, the following species have been discovered in Jones County and, based on current science, are competitive, persistent or pernicious, and may directly or indirectly injure or cause damage to crops, other useful plants, livestock, or poultry; irrigation, land, public roads, fish or wildlife resources; or the public health.

*Japanese knotweed <i>Fallopia japonica</i>	Japanese barberry <i>Berberis thunbergii</i>
Amur honeysuckle <i>Lonicera maackii</i>	Autumn olive <i>Elaeagnus umbellata</i>
Tree of heaven <i>Ailanthus altissima</i>	*Oriental bittersweet <i>Celastrus orbiculatus</i>
*Japanese hops <i>Humulus japonicus</i>	Chinese bush clover <i>Lespedeza cuneata</i>
Chinese silvergrass <i>Miscanthus sinensis</i>	Common reed <i>Phragmites australis australis</i>

Therefore, be it resolved, that the Weed Commissioner, Roadside Manager, or their designee, in coordination with, and guidance from, representatives from the Iowa Department of Agriculture and the Iowa Department of Natural Resources, perform the following actions:

- 1) Eradicate, or arrange to be eradicated, or control, or arrange to be controlled, to the extent possible, those species included in this resolution on all lands under the jurisdiction of Jones County AND cease all movement, intentional or unintentional, of any plant or any part of any plant listed in this resolution on all lands under the jurisdiction of Jones County until the threat of spread within the area in question is properly mitigated
- 2) Recommend and prescribe to owners of lands in Jones County on which any plant species included in this resolution are present, that said landowner eradicate, or arrange to be eradicated, or control, or arrange to be controlled, to the extent possible, those plants in question AND recommend and prescribe that landowner to cease all movement, intentional or unintentional, of any plant or any part of any plant listed in this resolution until the threat of spread be properly mitigated

*Listed in 317.25 Invasive Plants Prohibited – Exception – Penalty. Prohibits importation, sale, distribution of any form of the plant, including seeds. Does not require or recommend control of the species.

Moved by Schlarmann seconded by Swisher to authorize the Board Chairman to sign the Union Contract Memorandum of Understanding addressing wages of union staff and extending the union contract through June 30, 2025. All aye. Motion carried. [2022-032]

Moved by Rohwedder seconded by Schlarmann to acknowledge receipt of a manure management plan from Matt Hosch, facility #64604, for a facility located in Section 2 of Richland 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 and Shop Foreman met with the Board for the bid opening for a tandem all wheel drive motor grader and to discuss a revision to a purchase order for a tandem cab and chassis.

Moved by Swisher seconded by Oswald to open bids at 9:33 a.m. for a tandem all wheel drive motor grader. All aye. Motion carried.

Bids were received from the following.

- Altorfer CAT bid \$406,520.00.
- Martin Equipment John Deere bid \$377,950.00 with the option of a \$10,550 reduction in price if a purchase order is signed by the end of day on February 23, 2022.

Moved by Swisher seconded by Schlarmann to accept the bid from Martin Equipment for a tandem all wheel drive motor grader in the amount of \$367,400.00. All aye. Motion carried.

Moved by Swisher seconded by Schlarmann to approve the \$2,500.00 surcharge assessed by GATR Truck Center to the tandem cab and chassis purchase order previously approved on August 31, 2021. All aye. Motion carried.

Moved by Schlarmann seconded by Swisher to go in to closed session per Iowa Code 20.17 (3) at 10:12 a.m. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

Moved by Oswald seconded by Rohwedder to exit the closed session at 10:53 a.m. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

The Auditor met with the Board to continue budget discussions for FY23 and the re-estimated FY22 budget. Items discussed include funding to various agencies and organizations, the effect of the union contract MOU on the FY23 budget, changes to the secondary road proposed expenditures and revenues, discussion on the conservation departmental budget, and discussion on a debt service levy.

Moved by Schlarmann seconded by Swisher to provide funding to the City of Monticello for the Austin Smith Inclusive Playground in the amount of \$10,000 total with \$5,000 to be included in the re-estimated FY22 budget and \$5,000 to be included in the FY23 budget. All aye. Motion carried.

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

Moved by Schlarmann seconded by Swisher to adjourn the meeting at 12:14 p.m. All aye. Motion carried.

Attest: Whitney Hein, Auditor

Jon Zirkelbach, Chairman