

September 13, 2022, 9:00 a.m.

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

Moved by Rohwedder seconded by Swisher to approve the minutes of the September 6, 2022 meeting. All aye. Motion carried.

Moved by Oswald seconded by Schlarmann to approve claims #2209-0001 through #2209-0137. All aye. Motion carried.

The Auditor met with the Board for the approval of the various items listed in the motions below and to continue discussions on Courthouse foundation basement repairs.

Moved by Oswald seconded by Swisher to approve, and place on file, the Clerk's Report of Fees Collected for the month ending August 31, 2022. All aye. Motion carried. [2022-145]

Supervisor Oswald 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 Monticello, in the amount shown below, and any applicable interest and cost, and make appropriate notations on the tax list for the parcels listed below:

MONCO 02 27 129 001	\$20.00 (2021 CT)	Briefly described as: PARCEL D IN IRREG PLAT PROPERTY LOCATED NEXT TO DISC GOLF ALONG EAST FIRST STREET.
MONCO 02 21 436 018	\$410.00 (2021 CT)	R.R ADD S 50' LOT 212.5 EXC 10' W END LOT 212.5 & N 25' LOT 212 EXC 10' W END

Moved by Swisher seconded by Schlarmann to approve the hire of Steve Paulson as a substitute driver for Senior Dining effective September 12, 2022 at \$15.00 per hour. All aye. Motion carried.

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

The Land Use Administrator met with the Board for a public hearing on amendments to the Jones County Zoning Ordinance, and to discuss two nuisance violations.

Moved by Swisher seconded by Rohwedder to open a public hearing at 9:12 a.m. to review the proposed amendment to Chapter 3, Jones County Zoning Ordinance of Title VI- Property & Land. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

The Land Use Administrator explained the reasoning behind the amendment. The amendment would strike out the requirement for Planning and Zoning Commission and Board of Adjustment members to live-in their respective Supervisor district. This is due to re-districting which would make it extremely difficult to find a rural citizen for District 2.

There were various citizens present for the public hearing via in-person and remote connection. None offered any public comment on the proposed amendment.

Moved by Schlarmann seconded by Swisher to close the public hearing at 9:14 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 suspend, with regard to Jones County, Iowa Ordinance 2022-01, the provisions of Iowa Code Section 331.302(6) which requires three

considerations of an ordinance prior to passage. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

Moved by Oswald seconded by Rohwedder to approve the final consideration of, and to adopt, pass, and publish, Jones County, Iowa Ordinance 2022-01, an ordinance to amend CHAPTER 3, JONES COUNTY ZONING ORDINANCE, OF TITLE VI – PROPERTY AND LAND USE to amend ARTICLES XXIII and XXIV MEMBERSHIP TO BOARDS. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye, whereupon the Chairman declared the final consideration approved, and the ordinance adopted.

JONES COUNTY IOWA ORDINANCE 2022-01

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 AND LAND USE.

Section 2: The Chapter will be amended as follows:
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Amend Articles XXIII and XXIV. MEMBERSHIP TO BOARDS

Article XXIII. Section 1. Membership

The Jones County Planning and Zoning Commission shall have two (2) members shall serve for a term of three (3) years, three (3) members shall serve for a term of two (2) years. New members of this board shall be appointed by the Board of Supervisors, each serving a term of three (3) years. The members shall reside in Jones County, Iowa, ~~with a member residing in each of the five (5) Jones County Supervisor Districts,~~ and members shall reside outside the corporate limits of any city.

Article XXIV. Section 2. Membership

There is hereby created the Jones County Board of Adjustment. The Board shall consist of five (5) members appointed by the Board of Supervisors. The members shall reside within unincorporated Jones County, ~~with a member residing in each of the five (5) Jones County Supervisor Districts.~~ Each member shall be appointed for a term of five (5) years, except that with the initial board one (1) member shall be appointed for a term of five (5) years, one (1) member for a term of four (4) years, one (1) member for a term of three (3) years, one (1) member for a term of two (2) years, and one (1) member for a term of one (1) year. Members shall be removable for cause by the Board of Supervisors upon written charges and following public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant.

Moved by Swisher seconded by Oswald to table any action on a nuisance violation at 8478 Slide Rock Rd., Anamosa until September 20, 2022. All aye. Motion carried.

Moved by Schlarmann seconded by Swisher to table any action on a nuisance violation at 24052 Ridge Rd. E-28, Anamosa until September 20, 2022. All aye. Motion carried.

Benjamin Silver met with the Board concerning a fencing issue along Fishhouse Road. A neighboring land owner has moved his fence in to Silver's driveway.

Moved by Swisher seconded by Oswald to table discussion on the fencing issue until September 20, 2022 when the County Attorney can be present.

The Engineer met with the Board for the approval of a final voucher for project M-0422, a patching project along County Road E-29 and E-17, and to give updates on current projects including the Temple Hill shop and Buffalo Ridge Road bridge.

Moved by Rohwedder seconded by Swisher to approve the final voucher for project number M-0422, an patching project on County Road E-29 and E-17 . All aye. Motion carried.

Moved by Swisher seconded by Rohwedder to go into closed session at 9:57 a.m. per Iowa Code Section 21.5 (1) i. to discuss a personnel matter, at the request of an employee. On roll call vote: Schlarman aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

Moved by Rohwedder seconded by Swisher to exit closed session at 10:40 a.m. a.m. On roll call vote: Schlarman aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

The Board continued giving brief updates on past and future committee meetings.

Moved by Schlarman seconded by Swisher to adjourn the meeting at 10:47 a.m. All aye. Motion carried.

Attest: Whitney Hein, Auditor

Jon Zirkelbach, Chairman