

November 1, 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 Oswald to approve the minutes of the October 25, 2022 meeting. All aye. Motion carried.

Moved by Swisher seconded by Schlarmann to approve payroll for the period ending October 23, 2022. All aye. Motion carried.

The Veteran Affairs Administrator met with the Board to give a departmental update.

Moved by Oswald seconded by Swisher to set a public hearing to amend the current county budget at 9:10 a.m. on November 22, 2022; said amendment increase total revenues and other sources by \$69,430 (\$49,040 of the increase accounts for operating transfers in) and increases total expenditures and other uses by \$353,682 (\$49,040 of the increase accounts for operating transfers out) with the Auditor directed to publish the amendment notice in the two official county newspapers. All aye. Motion carried.

The Board discussed water leakage repairs needed in the basement level of the Courthouse.

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

RESOLUTION APPROVING PLAT

WHEREAS, a final plat of McElmeel Acres Second Addition, a subdivision containing one (1) lot, located in Section 14, Township 86 North, Range 3 West of the 5th P.M., has been filed with the Jones County Board of Supervisors, and after consideration, the same is found to be correct and in accordance with the ordinances of Jones County, Iowa in relation to platting and the subdivision of land, with the exception of the following:

- access point requirement found in Section 2 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance,
- interior street standards found in Section 3 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance,
- storm water pollution prevention plan requirements found in Section 7 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance.

IT IS THEREFORE RESOLVED BY THE BOARD OF SUPERVISORS OF JONES COUNTY, IOWA that said final plat of McElmeel Acres Second Addition be approved, with

1. a variance granted to the access point requirement of Section 2 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance, said variance:
 - a. permits McElmeel Acres Second Addition to have a single access point from the county road;
 - b. permits the subdivision to be approved without a Road Association Agreement;
2. a variance granted to the interior street standards of Section 3 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance, said variance:
 - a. permits the subdivision to have no interior road;
3. a variance granted to the storm water pollution prevention plan requirements of Section 7 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance, said variance provides that a storm water pollution prevention plan for the subdivision shall be submitted thirty days prior to commencement of construction if the area to be disturbed is more than one acre,

AND, the same is hereby acknowledged on the part of Jones County, Iowa,

AND, the Chairman and County Auditor are hereby directed to certify this Resolution of Approval and affix the same to the plat as provided by law. In approving the plat, Jones County is expressly not accepting any responsibility for the roadways set forth on said plat.

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

RESOLUTION APPROVING PLAT

WHEREAS, a final plat of McElmeel Acres Third Addition, a subdivision containing one (1) lot, located in Section 14, Township 86 North, Range 3 West of the 5th P.M., has been filed with the Jones County Board of Supervisors, and after consideration, the same is found to be correct and in accordance with the ordinances of Jones County, Iowa in relation to platting and the subdivision of land, with the exception of the following:

- access point requirement found in Section 2 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance,
- interior street standards found in Section 3 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance,
- storm water pollution prevention plan requirements found in Section 7 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance.

IT IS THEREFORE RESOLVED BY THE BOARD OF SUPERVISORS OF JONES COUNTY, IOWA that said final plat of McElmeel Acres Third Addition be approved, with

1. a variance granted to the access point requirement of Section 2 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance, said variance:
 - b. permits McElmeel Acres Third Addition to have a single access point from the county road;
 - b. permits the subdivision to be approved without a Road Association Agreement;
2. a variance granted to the interior street standards of Section 3 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance, said variance:
 - b. permits the subdivision to have no interior road;
3. a variance granted to the storm water pollution prevention plan requirements of Section 7 of Article V, Minimum Improvements, of the Jones County Subdivision Ordinance, said variance provides that a storm water pollution prevention plan for the subdivision shall be submitted thirty days prior to commencement of construction if the area to be disturbed is more than one acre,

AND, the same is hereby acknowledged on the part of Jones County, Iowa,

AND, the Chairman and County Auditor are hereby directed to certify this Resolution of Approval and affix the same to the plat as provided by law. In approving the plat, Jones County is expressly not accepting any responsibility for the roadways set forth on said plat.

The Land Use Administrator met with the Board to review violations of the Jones County Nuisance Ordinance on property owned by Matthew Mayberry located at 9073 County Rd. E45, Wyoming, after a 30-day extension was given on September 27, 2022.

Moved by Schlarmann seconded by Rohwedder to abate the nuisance located at 9073 County Rd. E45, Wyoming. Ayes: Schlarmann, Swisher, Rohwedder, Zirkelbach. Nay: Oswald. Motion carried.

Moved by Rohwedder seconded by Schlarmann to go into closed session at 9:42 a.m. per Iowa Code Section 21.5 (1)c to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or

disadvantage the position of the governmental body in that litigation. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

Moved by Oswald seconded by Schlarmann to exit closed session at 10:02 a.m. On roll call vote: Schlarmann aye, Swisher aye, Rohwedder aye, Oswald aye, Zirkelbach aye. Motion carried.

The Chief Inspector/Weed Commissioner and Roadside Technician met with the Board to present the annual weed commissioner's report and a summary of herbicides used in 2022.

Moved by Rohwedder seconded by Swisher to approve the 2022 Weed Commissioner's report. All aye. Motion carried. [2022-172]

Moved by Swisher seconded by Rohwedder to authorize the Chairman to sign the 2023 County Weed Commissioner Certification Form to certify Wesley Gibbs as the Weed Commissioner for 2023. All aye Motion carried.

The Engineer and Assistant to the Engineer met with the Board to discuss the County Rd. X64 overlay project to be done in 2023, including future right-of-way purchases needed for the project.

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

Moved by Schlarmann seconded by Swisher to adjourn the meeting at 10:50 a.m. All aye. Motion carried.

Attest: Whitney Hein, Auditor

Jon Zirkelbach, Chairman