

July 18, 2023 9:00 a.m.

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

Moved by Rohwedder seconded by Zirkelbach to approve the minutes of the July 11, 2023 meeting. All aye. Motion carried.

Moved by Schlarmann seconded by Rohwedder to approve claims #2307-0135 through #2307-0361 noting a correction to claim #2307-0318 changing the payable total from \$496.25 to \$452.50 and noting that claim #2307-0258 was approved by the Conservation Board, but the Board of Supervisors expresses concern of the public purpose of the purchase and authorizes the County Auditor to send a letter to the Conservation Board stating such. All aye. Motion carried.

The Jones County Economic Development Director met with the Board to give an update on local economic development activities.

The Land Use Administrator met with the Board to review violations of the nuisance ordinance, to review a recommendation to set a public hearing to rezone parcels, for the approval of a zoning ordinance amendment, and for approval of the contractual development agreements associated with zoning ordinance amendment.

Moved by Zirkelbach seconded by Oswald to open a public hearing at 9:22 a.m. to review violations of the Jones County Nuisance Ordinance on property located at 10516 Main Street, Center Junction. All aye. Motion carried.

The Land Use Administrator provided details regarding the ordinance violation and noted that the property owner of record was notified by certified mail (receipt documented), and that notice of the public hearing was published in the two official county newspapers the week of July 3, 2023. She reported that the property owner had called on July 3, 2023 and stated that she is physically unable to attend and does not have the means to call in to the meeting. The Land Use Administrator told her she can send written comments to the Board and none were received.

One person present at the meeting offered comments regarding the nuisance. Options for abatement of the nuisance were discussed.

Moved by Oswald seconded by Zirkelbach to close the public hearing at 9:26 a.m. All aye. Motion carried.

Moved by Oswald seconded by Zirkelbach to authorize the Land Use Administrator to proceed with the filing of a civil citation against Janet Lemmer, for a violation of the Jones County Nuisance Ordinance for property located at 10516 Main Street, Center Junction, (tax parcel 11 04 181 006, briefly described as O.T. Lot 8 & W 34' of Lot 9, Block 13). All aye. Motion carried.

Moved by Rohwedder seconded by Schlarmann to abate the nuisance at 10657 Main Street, Centre Junction citing that the property owner still needs to get the boat registered. All aye. Motion carried.

Moved by Zirkelbach seconded by Oswald to set a public hearing on August 8, 2023 at 9:15 a.m. to rezone parcels 02-11-351-009, 02-11-351-015, and 02-11-351-018 in Section 11 of Lovell Township all from A-Agricultural Zoning District to the R-Residential Zoning District. All aye. Motion carried.

Moved by Rohwedder seconded by Oswald to suspend, with regard to Jones County, Iowa Ordinance 2023-01, the provisions of Iowa Code Section 331.302(6) which requires three considerations of an ordinance prior to passage. All aye. Motion carried.

Moved by Rohwedder seconded by Oswald to approve the final consideration of, and to adopt, pass, and publish, Jones County, Iowa Ordinance 2023-01, to amend CHAPTER 3, JONES

COUNTY ZONING ORDINANCE OF TITLE VI – PROPERTY & LAND USE. On roll call vote: Schlarmann aye, Zirkelbach aye, Rohwedder aye, Oswald aye, Swisher aye, whereupon the Chairman declared the final consideration approved, and the ordinance adopted.

JONES COUNTY IOWA ORDINANCE 2023-01

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:

Amend SECTION 5. BOUNDARIES AND OFFICIAL ZONING MAP, of ARTICLE IV – GENERAL REGULATIONS AND PROVISIONS by amending, subject to the terms of a contractual development agreement, the zoning of property briefly described as Parcel 2001-69 being a part of the NE ¼ NW ¼ of Section 6, Township 85, North, Range 2, West of the 5th P.M., (tax parcel 07 06 100 007) containing approximately 8.98 acres, from the A-Agricultural District to the PD-Planned Development District.

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. [2023-100]

Moved by Zirkelbach seconded by Schlarmann to suspend, with regard to Jones County, Iowa Ordinance 2023-02, the provisions of Iowa Code Section 331.302(6) which requires three considerations of an ordinance prior to passage. All aye. Motion carried.

Moved by Zirkelbach seconded by Schlarmann to approve the final consideration of, and to adopt, pass, and publish, Jones County, Iowa Ordinance 2023-02, to amend CHAPTER 3, JONES COUNTY ZONING ORDINANCE OF TITLE VI – PROPERTY & LAND USE. On roll call vote: Schlarmann aye, Zirkelbach aye, Rohwedder aye, Oswald aye, Swisher aye, whereupon the Chairman declared the final consideration approved, and the ordinance adopted.

JONES COUNTY IOWA ORDINANCE 2023-02

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:

Amend SECTION 5. BOUNDARIES AND OFFICIAL ZONING MAP, of ARTICLE IV – GENERAL REGULATIONS AND PROVISIONS by amending, subject to the terms of a

contractual development agreement, the zoning of property briefly described as that part of the SE ¼ SE ¼ of Section 31, Township 86, North, Range 2, West of the 5th P.M., described as commencing at the Southeast corner of said Section 31; thence North 609.4 feet; thence West 765 feet; thence South 609.4 feet; thence East 765 feet to place of beginning, containing 11 acres, more or less; and the SW ¼ SW ¼; and the West 31 acres of the SE ¼ SW ¼ (being all of said SE ¼ SW ¼ Excepting the part which lies East of and borders on the crown of the bluffs which range through said forty-acre tract on the West side of the Maquoketa River), except 6.915 acres thereof which lies East of the following described line: Beginning at the Northeast corner of said 31 acres, thence N89°37½'W 203.52 feet along the north line thereof, thence S9°56'E 397.64 feet, thence S20°21'E 351.14 feet, thence S7°20½'W 146.45 feet, thence S76°56'W 110.80 feet, thence S70°08½'W 345.0 feet, thence along the centerline of the public highway, S32°56'E 53.09 feet; thence S16°20'W 244.21 feet, thence, leaving said highway centerline East 565.98 feet along the South line of said Section to the Southeast corner of said 31 acres; all in Section 32, Township 86, North, Range 2, West of the 5th P.M. (tax parcels 03 31 400 010, 03 32 300 006, 03 32 300 007) containing approximately 73.8 acres, from the A-Agricultural District to the PD-Planned Development District.

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. [2023-099]

The Auditor met with the Board for approval of various administrative items as noted in motions below.

Moved by Rohwedder seconded by Schlarmann to acknowledge receipt of a manure management plan from TCCC Pork, LLC, facility #68600, for a facility located in Section 18 of Scotch Grove Township, and a plan from Hogs Gone Wild, facility #66844, for a facility located in Section 36 of Jackson Township with the County Auditor to retain the document in a temporary file for public access for one year. All aye. Motion carried.

Moved by Oswald seconded by Zirkelbach to approve and place on file the Sheriff's Report of Fees Collected for the quarter ending June 30, 2023. All aye. Motion carried. [2023-101]

Moved by Zirkelbach seconded by Rohwedder to approve the EMS Trust Fund process and procedures for the distribution of tax dollars and reimbursement claimed by emergency medical services in Jones County. All aye. Motion carried.

The Sheriff and Conservation Director met with the Board to discuss upgrades needed to the current response boat to navigate low river waters in Jones County. There was discussion on emergency response for river rescues and low river water levels.

Moved by Oswald seconded by Schlarmann to approve moving forward with upgrades needed to the response boat and to amend the Conservation budget if needed after the purchase is made. All aye. Motion carried.

The Engineer met with the Board to give an update on secondary road projects including County Road E34.

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

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

Attest: Whitney Hein, Auditor

Jeff Swisher, Chairman