

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. February 22, 2022, with the following members present: Smith, Bell, Gaul, Kaufmann, and Chairperson Agne was on the telephone. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following correspondence from:  
Recorder, Bahnsen submitted notice of new hire for Anna Leeper, Clerk effective March 7, 2022, at a rate of \$17.06 per hour.  
Auditor Dauber submitted a notice of new hire for Joleen Carpenter, temporary employee for Assessor's office effective February 22, 2022, at a rate of \$20.00 per hour.

Manure Management Annual Updates submitted by:  
Valley View Farms Inc #66070 located at 642 280<sup>th</sup> Street, West Branch  
Hinkhouse Customs #71416 located at 435 300<sup>th</sup> Street, West Branch

It was noted the following Handwritten Disbursement was issued on 2/18/2022 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #430316 for \$6,166.18-self funded medical claims.

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve the agenda.  
Ayes: All

Pro-Tem Bell addressed the public for comments and there were none.

Moved by Sup. Kaufmann seconded by Sup. Smith to approve the Board Minutes of February 15, 2022.  
Ayes: All  
Abstain: Bell

Moved by Sup. Smith seconded by Sup. Gaul to approve Claim Disbursements #430118 - #430314 paid on 2/17/2022, including a handwritten warrant #430315 to VISA in the amount of \$3,638.00.  
Ayes: All

Moved by Sup. Gaul seconded by Sup. Smith to approve a utility permit for Eastern Iowa REC for work to be performed at 2132 Atalissa Road and \$100 fee applies.  
Ayes: All

Moved by Sup. Gaul seconded by Sup. Smith to approve a twelve-month Class C Liquor License effective April 1, 2022, with outdoor service and Sunday Sales for the Cedar County Fair.  
Ayes: All

The Board reported on Outreach/Committee Meetings they attended.

Moved by Sup. Smith seconded by Sup. Agne to allow the Pro-Tem to sign purchase agreements for the 911 Tower Project in the absence of the chairperson.  
Ayes: All

The board reviewed the letter they received from Nicole Turpin, Project Manager for Impact7G, Inc. requesting a letter of support for the City of West Branch. Sup. Bell informed the Board it is the Hoover Creek Stream Restoration Project that the City is looking to us for support.

Moved by Sup. Gaul seconded by Sup. Kaufmann to authorize Pro-Tem Bell to sign the letter of support.  
Ayes: All

Auditor Dauber provided present and proposed employment applications for the board to review. The revisions were made by Ahlers & Cooney and approved by the Heartland Board of Trustees.

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve the proposed employment application.

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Gaul to approve VPN access for Chelsi Ingles, Public Health Manager.

Ayes: All

At 9:00 a.m. the public hearing for the Proposed Property Tax Levy was held. Pro-Tem Bell read the legal notice. There were no verbal or written comments.

Moved by Sup. Kaufmann seconded by Sup. Smith to approve the following resolution.

Maximum Property Tax Dollars Resolution  
Approval of FY2023 Maximum Property Tax Dollars

WHEREAS, the Cedar County Board of Supervisors have considered the proposed FY2023 county maximum property tax dollars for both General County Services and Rural County Services, and

WHEREAS, a notice concerning the proposed county maximum property tax dollars was published as required and posted on county web site and/or social media accounts if applicable,

WHEREAS, a public hearing concerning the proposed county maximum property tax dollars was held on February 22, 2022,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Cedar County that the maximum property tax dollars for General County Services and Rural County Services for FY2023 shall not exceed the following:

General County Services- \$6,695,439  
Rural County Services- \$2,321,692

The Maximum Property Tax dollars requested in General County Services for FY 2023 does not represent an increase of 102% from the Maximum Property Tax dollars requested for FY 2022.

The Maximum Property Tax dollars requested in Rural County Services for FY 2023 does not represent an increase of 102% from the Maximum Property Tax dollars requested for FY 2022.  
Roll call vote: Ayes: Smith, Kaufmann, Gaul, Agne, Bell

Moved by Sup. Smith seconded by Sup. Gaul to set the public hearing for FY2023 County Budget on March 15, 2022, at 9:00 a.m.

Ayes: All

At 9:05 a.m. the public hearing for the FY22 County Budget Amendment was held. Pro-Tem Bell read the legal notice. There were no verbal or written comments.

Moved by Sup. Agne seconded by Sup. Kaufmann to approve the FY22 County Budget Amendment.

Ayes: All

Moved by Sup. Smith seconded by Sup. Gaul to approve the following Appropriation Resolution:

BE IT RESOLVED this 22<sup>nd</sup> day of February 2022, to change the Appropriation made July 1, 2021, for the following departments for Fiscal year 2021-2022.

Veterans Affair – From \$106,047 to \$117,965  
(102,149 Fund 01000; 10,516 Fund 02000; 5,300 Fund 29500)

Non-departmental – From \$9,703,744 to \$10,212,970



(309,805 Fund 01000; 500,000 Fund 01001; 226,235 Fund 02000; 2,883,826 Fund 11000; 65,000 Fund 28000; 5,509,259 Fund 30003; 718,845 Fund 40000)

Ayes: All

Alan Beyers met with the Board via conference call to discuss expanding the West Branch dog park. Conservation Director Dauber and Engineer Fangmann were present. Beyer informed the board he is the Chairperson of the West Branch Animal Control Board, and they would like to expand the current dog park to the south, which is County property. Dauber stated the City of West Branch currently mows that area. Fangmann mentioned he does not want issues or held liable for any damage due to removing snow on 280<sup>th</sup>. Fangmann also mentioned no parking on the road due to traffic safety and no encroaching on the setbacks. Beyers confirmed that he will continue with the setbacks and there is plenty of parking in the lot so does not see any issue with parking on the road. The consensus of the board was this would be good use of the land.

Moved by Sup. Agne seconded by Sup. Smith to deed the land to the City of West Branch.

Ayes: All

Conservation Director Dauber met with the board to request setting a public hearing date for the disposal of real property. Pat McKeon was present via telephone. Dauber informed the board this 5-acre parcel was given to Cedar County in 1983. Dauber informed the board there is a OnX app that shows public property for hunting although the land is landlocked, so citizens are trespassing to get to the county land. Last year there were eleven trespassing calls. Dauber further explained due to the DERECHO there is a lot of clean up and fences need to be rebuilt. The Conservation Board has approved selling this parcel to McKeon for \$10,000, contingent upon the Board of Supervisor's final approval. McKeon stated he has major concerns with trespassing and safety. Discussion was held regarding the purchase price vs. the cost for the county and the savings for law enforcement not receiving trespassing calls.

Moved by Sup. Kaufmann seconded by Sup. Agne to approve the following resolution:

Cedar County Board of Supervisors' Resolution

Resolution of the Cedar County Board of Supervisors setting public hearing for the disposition of real property.

WHEREAS, the County owns certain real property legally described as: Lot two (2), Lot A, Southeast quarter of Southeast quarter of section 23, Township 81 North, Range 1, West of the 5th P.M.

Said property consists of five (5) acres, more or less, and is landlocked by privately owned property.

WHEREAS, the parcel appears as public land on various hunting applications, thereby attracting hunters, trappers, and foragers, who then trespass upon the land of surrounding landowners, creating a nuisance for the adjoining landowners and a burden on the Conservation Department and the Sheriff's Office. The Conservation Board has inquired whether the property would be of value to the County by way of timber harvesting, and has been advised it would not. Further, the parcel sustained damage during the Derecho of 2020, leaving it in a potentially hazardous condition, and exposing the County to potential clean-up expenses.

WHEREAS, the Cedar County Conservation Board, during its regular meeting, voted to consider the property to be a net financial liability and surplus property, and to approach the Cedar County Board of Supervisors with a recommendation to sell the property to one or both adjoining landowners.

WHEREAS, the Cedar County Conservation Board believes selling the property to anyone other than an adjoining landowner would continue to result in trespassing issues due to the landlocked nature of the parcel.

WHEREAS, the Cedar County Conservation Director was approached by Patrick and Patricia McKeon, adjoining landowners, who expressed interest in purchasing the property.

WHEREAS, the Cedar County Conservation Board voted to sell the parcel to Patrick and Patricia McKeon for a purchase price of \$10,000.00 subject to a public hearing and approval of the Cedar County Board of Supervisors.



WHEREAS, the County believes the property should be declared surplus property and disposed of pursuant to Iowa Code §331.361.

THEREFORE, be it resolved by the Cedar County Board of Supervisors: that a public hearing shall be held pursuant to Iowa Code §331.361(2) is hereby set for the 15<sup>th</sup> day of March, at 9:30 a.m. to declare the above described property as surplus property and to proceed with sale of the property.

Ayes: All

The board reviewed the broadband maps and data they received from the telephone companies, as they requested. Andy Willey, Night Owl Wireless, LLC was present. Willey presented his map and reiterated the business he has in three counties and discussion was held regarding funding Night Owl has or has not received and why. Sup. Kaufmann asked Willey to provide creditability of his company due to his company has not been established as long as the other telephone companies. Willey was complexed with the request. Sup. Bell stated the request would be a resume on his company. Sup. Kaufmann informed Willey this is not personal just that when the board gives tax dollars, we need to do our due diligence. The discussion was concluded.

The board discussed the proposed ARPA projects. Auditor Dauber provided a listing of proposed and approved projects to the board members. Engineer Fangmann and Conservation Director Dauber were present. Fangmann explained the scanning project bid he received and the complexity of indexing the information to be able to find easily. Fangmann also mentioned if there were funds available, he would appreciate the board take into consideration replacing the Mechanicsville out shed and new dump trucks that are over twenty years old. Dauber would like the board to consider funding the Hoover Trail Bridge for replacement. Dauber explained he has applied for grants although has not been awarded any for this project. Fangmann explained the grant process and scoring system and how Johnson and Linn counties have been awarded the funding the last two times. Sup. Bell asked if the project was designed and ready to go would that help in receiving the grant. Dauber said it is shovel ready. Sup. Kaufmann stated sounds like they need to rearrange the priorities, so it is more competitive for the other counties. Further discussion was held, and no decisions were made. The board held a discussion on how to split the funds between the telephone companies. Sup. Bell will ask other county representatives while he attends meetings this week. The board asked Auditor Dauber to send a survey to all counties for their input on funding broadband. Board members reviewed the listing of other proposed projects. Discussion was held.

Moved by Sup. Kaufmann seconded by Sup. Agne to approve the projects and funding amount (not to exceed) for the Hwy 30 Study - \$15,000, scanning for the Engineer and E&Z Offices - \$149,593, Lexipol - \$20,000, HVAC controller and upgrade - \$113,146, HVAC rooftop unit- 21,738, Volunteer Services - \$3,000, Domestic Violence - \$10,000, Senior Center - \$10,000, Libraries - \$10,000, and Cedar/Jones Early Childhood - \$10,000.

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Smith to adjourn at 11:05 a.m., to March 1, 2022.

Ayes: All

  
Cari A. Dauber, Auditor

  
Jon Bell, Chairperson Pro-Tem