

OFFICIAL NOTICE

The Des Moines County Board of Supervisors will hold a regular session on **Tuesday, September 13th, 2022** at 9:00 A.M. in the public meeting room at the Des Moines County Courthouse.

8:30 AM -Work Session: Board of Supervisors: Review of Weekly Business

PUBLIC NOTICE – the meeting can be viewed by live stream at www.dmcountry.com/youtube. Anyone with questions during the meeting may email the Board of Supervisors at board@dmcountry.com OR call 319-753-8203, Ext 4

TENTATIVE AGENDA:

1. Pledge of Allegiance
2. Changes to Tentative Agenda
3. Meet with Department Heads / Elected Officials
4. Correspondence
5. Discussion / Vote:
 - A. 1st Public Hearing for Amended Ordinance #31 Area Service Class “C” Roads
 - B. Resolution #2022-061 Support and Matching Funds for Great River Housing Trust Fund FY2021
 - C. Personnel Actions:
 1. Correctional Center (1)
 - D. Reports:
 1. Recorder’s Report of Fees Collected, August 2022
 2. Veterans Affairs Reports, August 2022
 - E. Minutes for Regular Meeting on September 6th, 2022
6. Other Business
7. Future Agenda Items
8. Committee Reports
9. Public Input
10. Closed Session to Discuss Pending Litigation in Accordance with Iowa Code Section 21.5
- (c)
11. Closed Session to Discuss Jail Security in Accordance with Iowa Code Section 21.5 (g)
12. Adjournment

Name: Brian J. Carter, County Engineer
Address: 13522 Washington Rd; West Burlington, IA 52655

Company: Des Moines County Secondary Road Department
Phone No.: (319) 753-8241

AMENDED
DES MOINES COUNTY ORDINANCE NO. 31
AREA SERVICE CLASS "C" ROADS

Title: An Ordinance Establishing the "Area Service C Road" Classification in Des Moines County, Iowa. Be it enacted by the Board of Supervisors, Des Moines County, Iowa:

SECTION 1. Purpose

The purpose of this ordinance is to classify certain roads on the area service system in the county as "Area Service C Roads" so as to provide for a reduced level of maintenance effort and restricted access, pursuant to Iowa Code Section 309.57 of the Code of Iowa.

SECTION 2. Definitions

For use in this ordinance, certain terms or words used herein shall be defined as follows:

- A. Board: shall mean the Board of Supervisors of Des Moines County.
- B. County: shall mean Des Moines County.
- C. County Engineer: shall mean the County Engineer of Des Moines County.

Section 3. How Established

A. RESOLUTION: Roads may only be classified as "Area Service C" by resolution of the Board. The resolution shall specify the persons who will have access rights to the road. The resolution shall only allow access to the road to the owner, lessee, or person in lawful possession of any adjoining land, or the agent or employee of the owner, lessee, or person in lawful possession, to the agent or employee of any public utility, or to any peace officer, magistrate, or public employee whose duty it is to supervise the use or perform maintenance of the road.

B. PETITION: It is recommended that a party interested in reclassifying a road segment to an "Area Service C Road" submit a petition containing a description of the road segment and signatures from interested citizens to include adjacent landowners.

C. NOTICE OF ACTION: Before the Board may take action on a petition to establish an "Area Service C Road", a notice of the proposed action, including the location of the "Area Service C Road" and the time and place of the meeting at which the Board proposes to take action on the petition, shall be published as provided in Iowa Code Section 331.305 (2005).

D. BOARD ACTION: At the meeting, the Board shall receive oral or written objections from any resident or property owner of the county.

After all objections have been received and considered, the Board, at that meeting or a date to which it is adjourned, may take action on the petition after consultation with the County Engineer.

SECTION 4. Access

Access to any "Area Service C Road" shall be restricted by means of a gate or other barrier, as determined by the County Engineer. The gate shall be purchased and installed by the County and maintained by the adjoining landowners. The gate size will be 12 feet or as determined by the County Engineer.

SECTION 5. Signs

"Area Service C Roads" shall have signs conforming to the MUTCD installed and maintained by the County at all access points to "Area Service C Roads" from other public roads. The signs shall warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads, and to warn the public that access is limited. Signs beyond the access point signing may not be installed or maintained.

SECTION 6. Trespass

Entering an "Area Service C Road" without justification after being notified or requested to abstain from entering or to remove or vacate the road by any person lawfully allowed access shall be a trespass as defined in Section 716.7 of the Code of Iowa.

SECTION 7. Reclassification

A road with an "Area Service C" classification shall retain the classification until such time as a petition for reclassification is submitted to the Board. The petition shall be signed by one or more adjoining landowners. The Board shall approve or deny the request for reclassification within 60 days of receipt of the petition.

SECTION 8. Maintenance Policy

The minimum maintenance on "Level C" roads shall be as follows:

1. Blading - Blading or dragging will not be performed on a regular basis.
2. Snow and Ice Removal - Snow and ice may not be removed. The road surface will not be sanded or salted.
3. Weeds, Brush and Trees - Mowing or spraying weeds, cutting brush, and tree removal may not be performed. Adequate sight distances will not be maintained.
4. Structures - Bridges will be posted as appropriate to advise of any load limitations. Bridges and culverts may not be maintained to carry legal loads. Replacement structure may not be designed/constructed to accommodate wide vehicles/equipment or flows over the Q5 flow. Low water crossings, which may be impassable during wet weather, may be used as replacement structures.
5. Road Surfacing - There will be no surfacing materials applied to Area Service "C" roads.
6. Shoulders - Shoulders will not be maintained.
7. Crown - A crown will not be maintained
8. Repairs - There will be no road repair on a regular basis.
9. Uniform Width - Uniform width for the traveled portion of the road will not be maintained.
10. Inspections - Regular inspections will not be conducted.

SECTION 9. Powers of the Board

All jurisdiction and control over "Area Service C Roads" shall rest with the Board, pursuant to the Iowa Code Section 309.67 (2005).

SECTION 10. Exemption from Liability

As provided in Iowa Code Section 309.57 (2005), the County and officers, agents and employees of the County are not liable for injury to any person or for damage to any vehicle or equipment which occurs proximately as a result of the maintenance of a road which is classified as "Area Service C", if the road has been maintained to the level of maintenance effort herein described.

SECTION 11. Repealer

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 12. Severability Clause

If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 13. When Effective

The ordinance shall be in effect after its final passage, approval and publication as provided by

law.

DES MOINES COUNTY ORDINANCE #31 IN ITS ENTIRETY, IS HEREBY AMENDED,
APPROVED AND ADOPTED THIS _____ DAY OF SEPTEMBER 2022.

DES MOINES COUNTY BOARD OF SUPERVISORS

Jim Cary, Chair

Shane McCampbell, Vice Chair

Tom Broeker, Member

ATTEST:

Terri Johnson, County Auditor

First reading and passage: _____

Second reading and passage: _____

Third reading and final passage: _____

Dates of Publication: _____

RESOLUTION NO. 2022-061

A RESOLUTION AUTHORIZING DES MOINES COUNTY TO FINANCIALLY SUPPORT THE GREAT RIVER HOUSING TRUST FUND FOR FISCAL YEAR 2024

WHEREAS, that said Des Moines County is a duly recognized governing body acting under the laws of the State of Iowa; and,

WHEREAS, that said Des Moines County in assisting this regional development activity will sustain a viable housing program for the entire region; and,

WHEREAS, Des Moines County is a member of the Great River Housing Trust Fund, a regional housing nonprofit corporation that assists low- and moderate-income households in the region; and,

WHEREAS, Des Moines County residents and businesses have benefitted economically through sustained taxes and supply purchasing through the Great River Housing Trust Fund's programs;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE DES MOINES COUNTY BOARD OF SUPERVISORS THAT:

Des Moines County will contribute \$12,500 cash match to the Great River Housing Trust Fund in Fiscal Year 2024 thus benefiting low to moderate income households in the county and the region.

PASSED and APPROVED this _____ day of September, 2022.

Jim Cary, Chair

Shane McCampbell, Vice Chair

Tom Broeker, Board Member

NOTICE OF DES MOINES COUNTY PERSONNEL ACTION

Name: ORTH, Wesley Employee #: J158
Title: Correctional Officer-Full Time Department: Correctional Center

STATUS CHANGES

TERMINATION

☐ Resignation ☐ Unsatisfactory Probation
☐ Discharge ☐ Death
☐ Retirement ☐ Other, Explain

Last Day Worked _____
Add Vacation Days _____ to _____
Add Sick Days _____ to _____
Add Other Days _____ to _____
Last Day Paid _____
Unpaid Days _____ to _____

Final Termination Date _____
Final Rate of Pay _____
Permanent Address _____
City, State, Zip _____

LEAVE OF ABSENCE

☐ Maternity ☐ Educational
☐ Medical ☐ Military
☐ Other, Explain _____

Dates of Absence _____ to _____

Does the employee Want
Health Insurance Continued ☐ Yes ☐ No
Does Employee Want Life
Insurance Continued ☐ Yes ☐ No

TRANSFER

☐ Permanent ☐ Voluntary
☐ Temporary ☐ Involuntary

Previous Title _____
Previous Dept _____
New Job Title _____
New Dept _____
Previous Rate _____
Effective Transfer Date _____

LAY OFF

Does the employee Want
Health Insurance Continued ☐ Yes ☐ No
Does Employee Want Life
Insurance Continued ☐ Yes ☐ No
Last Day Worked _____

SALARY ADJUSTMENT

☐ Reclassification ☐ Demotion
☐ Anniversary ☐ Reducation
☐ Promotion ☐ Suspension
☐ Probationary ☐ Other, Explain

New Hire

Previous Rate \$0.00/yr New Rate \$41,362.40/yr
Previous Job Title: (if changed) _____
Effective Date: September 14, 2022

Authorized by: /s/ Colter J. Levinson Department: Correction. Center Date: September 7, 2022
Authorized by: _____ Department: _____ Date: _____

Pay Period Ending: _____ Payroll Date: _____

MISCELLANEOUS RECEIPTS TO TREASURER

DATE: September 2, 2022 _____

<u>DOC NO.</u>	<u>PAID BY/DESCRIPTION</u>	<u>ACCOUNT NO.</u>	<u>AMOUNT</u>	<u>ACCURE DATE</u>
1636	Public - Affidavits & Articles of Inc AA	0001-1-07-8110-400010	\$750.00	8/31/2022
"	Public - Contracts CT	0001-1-07-8110-400015	\$760.00	"
"	Public - Deeds DDS	0001-1-07-8110-400020	\$2,185.00	"
"	Public - Easements EM	0001-1-07-8110-400025	\$265.00	"
"	Public - Miscellaneous MI	0001-1-07-8110-400030	\$100.00	"
"	Public - Mortgages MTG	0001-1-07-8110400035	\$8,530.00	"
"	Public - Plats PLT	0001-1-07-8110-400040	\$70.00	"
"	State of Iowa-Tax Liens TL	0001-1-07-8110-400045	\$30.00	"
"	Public - Trade Names TN	0001-1-07-8110-400050	\$20.00	"
"	Public - Fin. Stmt's - Fixture Filings FSF	0001-1-07-8110-400055	\$120.00	"
"	DNR - ATV Titles & Liens ST	0001-1-07-8110-401000	\$110.00	"
"	DNR - Boat Liens Fee BL	0001-1-07-8110-402000	\$35.00	"
"	DNR - Boat/Snow Writing Fees WFB	0001-1-07-8110-403000	\$203.75	"
"	DNR - Hunt & Fish Writing Fees WFH	0001-1-07-8110-403001	\$5.00	"
"	Ia Dept of Rev - Rev Stamp Fee RS	0001-1-07-8110-404000	\$5,055.91	"
"	Public - County Transfer Fees TF	0001-1-07-8110-410000	\$1,260.00	"
"	Ia Dept of Health - Vital Record Fee VR	0001-1-07-8110-413000	\$1,532.00	"
"	Public - PhotoCopy/Fax Fees OMI	0001-1-07-8110-550000	\$632.75	"
"	Public - Recorder's Record Mgt Fees RMF	0024-1-07-8110-414000	\$577.00	"
"	Two Rivers - Interest on Checking IC	0001-1-07-8110-600000	\$1.01	"
"	Public - Non-refund Over Payment NR	0001-4-99-9030-822000	\$10.00	"
"	DNR - Boat Title Fee BT	0027-1-22-6110-412000	\$150.00	
	Public - County UTV Permit CAP	0001-1-07-8110-407000	\$0.00	"

TOTAL \$22,402.42

THE REVENUE LISTED ABOVE WAS RECEIVED FROM THE RECORDER'S DEPARTMENT.

BY _____
INITIALS

TREASURER'S RECEIPT NUMBER ISSUED FOR THIS TRANSACTION: _____

DES MOINES CO TREASURER

DATE : 9/2/2022 12:01 PM
OPER : 3-Julie
TKBY : Julie Howe
TERM : 3
REC# : R00395696

400 Miscellaneous Receipt	22402.42
DMC RECORDER OFFICE	22402.42
AFFIDAVITS & ARTICLES	750.00
0001-1-07-8110-400010	-750.00
CONTRACTS	760.00
0001-1-07-8110-400015	-760.00
DEEDS	2185.00
0001-1-07-8110-400020	-2185.00
EASEMENTS	265.00
0001-1-07-8110-400025	-265.00
MORTGAGES	8530.00
0001-1-07-8110-400035	-8530.00
PLATS	70.00
0001-1-07-8110-400040	-70.00
TAX LIENS-ST OF IA	30.00
0001-1-07-8110-400045	-30.00
TRADE NAMES	20.00
0001-1-07-8110-400050	-20.00
FIN STMTS FIXTURE FILING	120.00
0001-1-07-8110-400055	-120.00
SNOWMOBILE TITLE & LIENS-DNR	110.00
0001-1-07-8110-401000	-110.00
BOAT LIEN -DNR	35.00
0001-1-07-8110-402000	-35.00
BOAT/SNOW WRITING FEES-DNR	203.75
0001-1-07-8110-403000	-203.75
HUNT/FISH WRITING FEES-DNR	5.00
0001-1-07-8110-403001	-5.00
REVENUE STAMPS-IA DEPT OF REV	5055.91
0001-1-07-8110-404000	-5055.91
TRANSFER FEES - AUDITOR	1260.00
0001-1-07-8110-410000	-1260.00
VITAL RECORDS-IA DEPT OF HEALTH	1532.00
0001-1-07-8110-413000	-1532.00
OTHER MISC FEES & COPIES	632.75
0001-1-07-8110-550000	-632.75
RECORDER'S REC MGT FEE	577.00
0024-1-07-8110-414000	-577.00
TRB - INT ON CK'G-TWO RIVERS	1.01
0001-1-07-8110-600000	-1.01
REC'S NON-REF OVER PYMT	10.00
0001-4-99-9030-822000	-10.00
DNR - BOAT TITLE FEE	150.00
0027-1-22-6110-412000	-150.00
MISCELLANEOUS	100.00
0001-1-07-8110-400030	-100.00

Paid By:DMC RECORDER OFFICE
2-Check 22402.42 REF:4967

APPLIED	22402.42
TENDERED	22402.42

CHANGE	0.00
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DATE:

[illegible]

BY _____

TREASURER'S RECEIPT NUMBER ISSUED FOR THIS TRANSACTION

COMMISSION OF VETERANS AFFAIRS



We, the undersigned members of the Commission of Veterans Affairs, hereby certify that the following is a correct statement of the names, and assistance given to persons entitled to financial assistance under Chapter 35B of the Code of Iowa, as amended, for the month of **August 2022**.

NAME	WAR	AMOUNT	FOR
J.M.	Lebanon	\$900.00	Burial

TOTAL

\$900.00

Arne Hausknecht

Marilyn Box

Francis McAllister



COMMISSION OF VETERANS AFFAIRS

DES MOINES COUNTY

STATISTICS FOR THE MONTH OF AUGUST 2022

Total spent on Direct Financial Aid to Vets: **\$900.00** Total Budgeted **\$43,550.00**

SPENT:		WAR-TIME PERIOD				BALANCE
						\$43,550.00
Food	\$0.00	WWII	\$0.00	July	\$742.00	\$42,808.00
Medical	\$0.00	Korean	\$0.00	August	\$900.00	\$41,908.00
Rent	\$0.00	Vietnam	\$0.00	September		\$41,908.00
Utilities	\$0.00	Lebanon	\$900.00	October		\$41,908.00
Clothing	\$0.00	Panama	\$0.00	November		\$41,908.00
Personal	\$0.00	Grenada	\$0.00	December		\$41,908.00
Education	\$0.00	Persian Gulf	\$0.00	January		\$41,908.00
Burial	\$900.00	Peace Time	\$0.00	February		\$41,908.00
Misc.	\$0.00	Food Pantry	\$0.00	March		\$41,908.00
				April		\$41,908.00
				May		\$41,908.00
Total	\$900.00			June		\$41,908.00

VETERANS AFFAIRS STATISTICS

July 2022-June 2023

[illegible]

September 6th, 2022

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9 AM on Tuesday, September 6th, 2022, with Chairman Jim Cary, Vice-Chair Shane McCampbell and Member Tom Broeker present. This meeting was also held electronically via Webex and YouTube live streaming. Public input was available through board email or call in.

Unless otherwise noted, all motions passed unanimously. The Pledge of Allegiance was conducted.

Meet with Department Heads: Deputy Auditor Sara Doty reported she is busy. IT Director Colin Gerst reported the office is busy. Sheriff Kevin Glendening stated the jail population is at 89. County Attorney Lisa Schaefer stated her office continues to stay busy. County Auditor Terri Johnson stated her office is busy preparing for the upcoming election. Land Use Administrator Zach James was present for agenda items. He stated the office has several subdivision applications in the works. SEIL CDS Coordinator Ken Hyndman was present. County Recorder Natalie Steffener reported her office is busy. Maintenance Director Rodney Bliesener is present for an agenda item. County Engineer Brian Carter reported 115th Ave. is moving along. He is hoping Pleasant Grove Road will be opening the end of this week.

No correspondence received.

Payroll Reimbursement Claims in the amount of \$629.91 were presented. McCampbell made a motion to approve and seconded by Broeker.

Accounts Payable Claims in the amount of \$1,253,198.81 were presented. Broeker made a motion to approve and seconded by McCampbell.

National Voter Registration Month Proclamation was read by Cary. Broeker made a motion to approve and seconded by McCampbell.

Architect Services for Jail Projects were presented. Maintenance Director Rodney Bliesener spoke on this. Broeker made a motion to approve and seconded by McCampbell.

Approval of Real Estate Sale Contract for 18336 198th St. New London, IA was presented. County Engineer Brian Carter spoke on this. The building sold for \$39,637.50. McCampbell made a motion to approve and seconded by Broeker.

Approval of Real Estate Sale Contract for 403 E. Meadow St. Mediapolis, IA was presented. County Engineer Brian Carter spoke on this. The building sold for \$47,775.00. Broeker made a motion to approve and seconded by McCampbell.

Personnel Actions: Correctional Center – Isabelle Donlan, Assistant Cook, Resignation effective 9/8/22. Broeker made a motion to approve and seconded by McCampbell. County Attorney, Elizabeth Frisicar, New Hire, Receptionist / Records Assistant, Salary \$29,812.23, effective 9/7. McCampbell made a motion to approve and seconded by Broeker.

McCampbell motioned to approve the August 30th, 2022 meeting minutes and seconded by Broeker.

Meeting was adjourned at 9:29 AM.

This Board meeting is recorded. The meeting minutes and audio are posted on the county's website www.dmccounty.com

Jim Cary, Chair

Attest: Sara Doty, Deputy Auditor