

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 2, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Weih.

The Board recited the Pledge of Allegiance.

Sup. Weih turned the meeting over to Auditor Gritton. Auditor Gritton called the meeting to order and asked for a secret ballot for the position of Chairperson. By the results of the balloting, Auditor Gritton determined Sup. Weih is the Chairperson for 2008. Chairperson Weih asked for a secret ballot for the position of Chairperson Pro Tem. By the results of the balloting, Chairperson Weih determined that Sup. Boedeker is the Chairperson Pro Tem for 2008.

The Board acknowledged receipt of correspondence from Gregory R. Norfleet, Editor, West Branch Times requesting that the publication be named as an official newspaper for Cedar County for 2008.

The Board acknowledged receipt of a proposal for the Chief Medical Examiner for Cedar County, submitted by Connie Knutsen, Director of Medical Examiner Investigations.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 31, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih made the following Board committee appointments:

BOARD COMMITTEE APPOINTMENTS FOR 2008

Board of Health	-Moeller, Weih
Co. Decategorization Policy Board	-Moeller, Campion
Community Action of Eastern Iowa	-Bell
Courthouse (Annex)	-Bell, Campion
County Shop	-Campion, Boedeker
Consortium	-Boedeker, Bell
Crimestoppers	-Weih, Campion
CCEDCO (2 votes)	-Bell, Boedeker, Weih, Moeller, Campion
Drainage District	-Campion, Moeller
Emergency Management	-Moeller, Campion
E911 Service Board	-Moeller, Campion
ECIA Board	-Boedeker, Weih
Fair Board	-Boedeker, Weih
Highway 30 Coalition	-Bell, Campion
Insurance	-Boedeker, Moeller
ISTEA/ECICOG	-Boedeker
Law Enforcement Center	-Bell, Campion
CEO/Workforce Development	-Boedeker, Campion
MECCA	-Campion, Bell
MEIMHC Board	-Boedeker
MH Institute Adv.	-Moeller, Campion
MH Advisory Board for the County Management Plan	-Weih, Campion
R.E.A.P. Comm.	-Moeller
R.C. & D.	-Bell, Weih
River Bend Transit	-Weih, Bell
Safety	-Boedeker
Seventh Judicial	-Moeller, Boedeker
Solid Waste Disposal	-Weih
Systems Unlimited	-Weih, Boedeker

Discussion was held regarding membership in the East Central Intergovernmental Association.

Engineer Fangmann met with the Board to discuss resolutions regarding closing secondary roads for construction or routine maintenance and executing certification specifications in connection with Farm to Market construction projects, appointments to the East Central Iowa Council of Governments Region 10 Transportation Committees and appointment of the County Weed Commissioner.

Moved by Sup. Bell seconded by Sup. Campion to approve and adopt the following resolution:

**RESOLUTION TO AUTHORIZE THE COUNTY ENGINEER TO CLOSE ANY
SECONDARY ROAD FOR THE PURPOSE OF CONSTRUCTION OR ROUTINE
MAINTENANCE PROCEDURES DURING 2008**

WHEREAS, the Cedar County Board of Supervisors is concerned about tort liability and traffic safety involved during construction and maintenance on the secondary road system, and

WHEREAS, they are further interested in accommodations for the traveling public, adjacent landowners and related users during construction and maintenance operations.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Cedar County, meeting in lawful session, on this 2nd day of January, 2008, to temporarily close sections of highways in Cedar County's road system when necessary because of construction, maintenance or natural disaster.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution:

**RESOLUTION
2008**

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa that Robert D. Fangmann, the County Engineer of Cedar County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all Farm-to-Market and federal or state aid construction projects in this county.

Dated at Tipton, Iowa this 2nd day of January, 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to name Rick Christensen as the Cedar County Weed Commissioner for 2008 and authorize Chairperson Weih to sign the Certification Form for the Iowa Department of Agriculture and Land Stewardship.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Bell to appoint the following individuals to the E.C.I.C.O.G. Region 10 Transportation Committees:

Policy Committee—Engineer Rob Fangmann, Representative

Dennis Weih, LeRoy Moeller & Billy Campion, Alternates

Technical Committee—Assistant Engineer Ben Hull, Representative

Kyle Soukup, Alternate (to replace Ty Dorman)

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve and adopt the following resolution:

RESOLUTION

RESOLUTION APPOINTING COMMISSIONERS TO THE EASTERN IOWA REGIONAL HOUSING AUTHORITY FROM THE COUNTY OF CEDAR

WHEREAS, the County of Cedar, Iowa is a member government that has adopted the Articles of Agreement of the Eastern Iowa Regional Housing Authority within the Counties of Cedar, Clinton, Delaware, Dubuque, Jackson and Jones Counties in Iowa; and

WHEREAS, said Agreement provides for the appointment of Commissioners to the Regional Housing Authority.

NOW, THEREFORE, pursuant to the provisions of Chapter 403A, Code of Iowa, the Board of Supervisors in the County of Cedar, Iowa, hereby appoints the person(s) hereafter named to serve as Commissioner(s) of the Eastern Iowa Regional Housing Authority to serve for the term after their names respectively.

Commissioner: Kenneth Muller

Term: 2 years

Commissioner: _____

Term: _____year(s)

BE IT FURTHER RESOLVED that this Resolution be filed in the Office of the County Auditor and certified copies of such Resolution be forwarded by the Auditor to the Eastern Iowa Regional Housing Authority.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann gave the Board a snow removal update.

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Auditor Gritton to destroy the following documents: Iowa Department of Transportation Farm to Market Road Fund Quarterly statements for the period of 1/1/2001 thru 12/31/2001.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to name the following as the official designated newspapers for Cedar County for 2008:

1. West Branch Times
2. The Sun News and Advertiser
3. The Tipton Conservative and Advertiser

Ayes: Bell, Campion, Boedeker, Weih

Absent: Moeller (out of room)

Moved by Sup. Bell seconded by Sup. Boedeker to make the following Board of Supervisors' representative appointments for 2008: 1)Sup. Moeller to serve on the Seventh Judicial district Board, with Sup. Boedeker as the alternate; 2)Sup. Weih to serve on the Board of Directors of River Bend Transit, with Sup. Bell as the alternate; 3)Sup. Weih as the voting member on the Solid Waste Executive Board; 4)Sup. Boedeker to serve on the Heartland Insurance Board of Trustees, with Sup. Moeller as the alternate; and 5)Sup. Bell to serve on the Highway 30 Coalition, with Sup. Campion as the alternate.

Ayes: Boedeker, Campion, Bell, Weih

Absent: Moeller (out of room)

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign a Payment Voucher for the quarter ending 12-31-07 to the Iowa Department of Public Health concerning substance abuse funding.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to leave the following rate structure in place for 2008 for Medical Examiner services in Cedar County:

On scene base fee: \$75.00 per hour (Plus mileage per Cedar County allowance.)

Investigative casework (post scene time): \$40.00/hour

Director fees: \$20.00 per hour (Hours consumed maintaining the inner workings of the Cedar County Medical Examiner's Office.)

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve and adopt the following resolution, authorize Chairperson Weih to sign the same, and designate the Cedar County Environmental Director, Phil La Rue to accept Construction Permit Applications on behalf of the Board:

CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a Board of Supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the Board of Supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the Board of Supervisors between February 1, 2008 and January 31, 2009 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the Board of Supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code Section 459.305, but the Board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CEDAR COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code Section 459.304(3).

Ayes: Boedeker, Campion, Moeller, Weih

Nay: Bell

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:

County Attorney's Office

Shelley Cady, Secretary, from \$11.70/hr to \$12.20/hr effective 1/1/08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the following appointments for 2008:

BOARDS AND COMMISSIONS

2008

AIRPORT ZONING BOARD-6 yr

Rick Sawyer 12-31-2012
James Rohlf 12-31-2012

BOARD OF HEALTH-3 yr

Dr. Edward Speer 12-31-2010
Dr. Charles Carroll 12-31-2008
LeRoy Moeller 12-31-2008
Pat Powers 12-31-2008
Linda Beck 12-31-2009

MAGISTRATES' COMMISSION-6 yr

Wayne Brown 12-31-2008
Janice Mather 12-31-2008
Phyllis Lenschow 12-31-2008
John Kuehnle

BOARD OF REVIEW – Assessor

Merlin Conrad – Bennett, Iowa
John Dornfeld – Tipton, Iowa
Sue Hall – Tipton, Iowa
Carla Fowler, Secretary

MEDICAL EXAMINER TEAM-1 yr

Keith Krewer, MD–Chief Medical Examiner
Ruth Macke, MD-Deputy Medical Examiner
Roger Lindo, MD-Deputy Medical Examiner
Vladimir Adloff, MD-Deputy Medical Examiner
Lileah Harris, MD-Deputy Medical Examiner
Connie Knutsen-Director,
Medical Examiner Investigations
Dave Askelson-Medical Examiner Investigator
Mike Dauber-Medical Examiner Investigator

VETERAN AFFAIRS-3 yr

Virgil Kruckenberg 12-31-2010
Richard D. Moon 12-31-2008
John Sauer 12-31-2009
Marlin Hillyer 12-31-2010
Bruce Jeffries 12-31-2009
Patty Hamann, Sec.

CIVIL SERVICE COMMISSION – 6 yr

Lee Beine 8-15-2013 – County Attorney appointment
Wayne Brown 8-17-2009 – Supervisors' appointment
David Ferguson 8-15-2011 – Supervisors' appointment

CONSERVATION BOARD-5 yr

Leon Steinhagen 12-31-2012
Dick Maske 12-31-2008
Marnell Scheeper 12-31-2009
Jean Driscoll 12-31-2010
Wesley Moeller 12-31-2011
Mike Dauber, Executive Director

EASTERN IOWA REGIONAL HOUSING AUTHORITY - 2 yr

Ken Muller 1-7-2010

EASTERN IOWA REGIONAL UTILITY SERVICE SYSTEMS 3 yr

Dennis Boedeker 12-31-2008

ZONING BOARD OF ADJUSTMENT-5 yr

Forest Johnson 12-31-2012
Chuck Hoy 12-31-2012
Bill Lenker 12-31-2008
Claudia Beyer 12-31-2009
Ray Penningroth 12-31-2010

PLANNING & ZONING

COMMISSION-3 yr

Joel Brown 12-31-2010
Dave Schuett 12-31-2008
Marty Moylan 12-31-2009
Larry Quinn 12-31-2010
John Dornfeld 12-31-2008
Dennis Pruess 12-31-2008
(Vacant) 12-31-2010

COMPENSATION BOARD

Heather Strefling 6-30-2011 – County Attorney's representative
Nancy Wood 6-30-2009 – Auditor's representative
Carl Kohrt 6-30-2009 – Supervisors' representative
Keith Whitlatch 6-30-2011 – Sheriff's representative
Sandy Harmel 6-30-2009 – Supervisors' representative
Paula Shelton Werling 6-30-2009 – Recorder's representative
Courtenay Villhauer 6-30-2011 – Treasurer's representative

MENTAL HEALTH ADVISORY BOARD

Billy Champion
Dennis Weih
Pat Ciha
Sue Hall
Peggy Driscoll
Shari Hebl
Don Griffith

SERVICE AREA ADVISORY BOARD

LeRoy Moeller
Pat Henderson

“COMMISSION TO ASSESS DAMAGES” (EMINENT DOMAIN COMMISSION)

Owners of Town Property:

Phyllis Sondergard – West Branch, Iowa
Jill Sawyer – Stanwood, Iowa
Wayne Kappeler – Durant, Iowa
Ken Horstman – Bennett, Iowa
Tom Schwarz – Lowden, Iowa
Paul Crock – Mechanicsville, Iowa
Harley Conrad – Tipton, Iowa

Farmers: (Owners & Operators)

Ernest Hora – Wilton, Iowa
John Schott – Tipton, Iowa
Dennis Hulse, Clarence, Iowa
Roscoe Millett – West Branch, Iowa
Leroy Jackson – Mechanicsville, Iowa
Roger Wiese – Bennett, Iowa
Edward Crock – Tipton, Iowa

Bankers, etc:

Clifford Avon – Mechanicsville, Iowa
Dan Conrad – Bennett, Iowa
Jeff Carnes – Durant, Iowa
Steve Pruess – Clarence, Iowa
Norman Kotz – Tipton, Iowa
Jeff Meyer – Tipton, Iowa
Ron Coe – Clarence, Iowa

Real Estate:

Steve Maurer – Clarence, Iowa
Merlin Conrad – Bennett, Iowa
Melvin Wiebel, Lowden, Iowa
Wes Moeller, New Liberty, Iowa
Lou Ann Lathrop - West Branch, Iowa
Jeffrey A. Graves - Durant, Iowa
Becky Donohoe – Tipton, Iowa

Ayes: Boedeker, Champion, Moeller, Bell, Weih

The Board departed to attend a department heads meeting in the large meeting room in the basement concerning an attendance policy. Paul J. Greufe, Human Resources Consultant was in attendance.

The Board reconvened in the Board Room at 11:23 a.m.

Discussion was held with Paul Greufe concerning the proposed attendance policy. The Board directed Mr. Greufe to proceed with a draft of an attendance policy that includes language regarding allowing no more than nine points in a rolling 12-month period. No final action was taken concerning adoption of the policy.

On motion, the Board adjourned at 11:40 A.M., to January 3, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 3, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors Lobbyist regarding biking liability.

The Board acknowledged receipt of correspondence and a draft of an attendance policy from Paul J. Greufe, Human Resources Consultant.

General discussion was held.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Connie Fett, Cari Gritton, Patty Hamann, Warren Wethington, Rick Fleshin, Dan Lett, Jackie Bohlen, Charline Thumm, Mike Dauber, Sterling Benz, Phil La Rue, Amy Wehde and Bob Klemme. Chairperson Weih referenced the draft of an attendance policy. He indicated if the policy is not enforced consistently it would leave the County and department heads liable for litigation. Department heads were given the opportunity to relay items concerning their departments. Patty Hamann noted she will be in Des Moines on Jan. 15th & 16th for Veteran meetings. The County has received a \$10,000 Veterans assistance grant. Sheriff Wethington reported the Washington County Jail will be open this week. He has called other counties trying to find additional inmates. The number of inmates is down due to other counties opening new jails or expanding existing facilities. He said a Correctional Officer has taken a Dispatcher position, and he will not be hiring to fill the Correctional Officer position. Wethington noted approximately \$17,000 is owed to the County by former inmates for prescriptions, doctor appointments, etc. His department is trying to collect the money. Assessor Lett said his department is doing annual service and working on the budget. Recorder Thumm noted the month of December was very busy. There were a lot of snowmobile renewals and real estate documents filed. Bob Klemme gave a windows project update.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of January 2, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Treasurer Jedlicka met with the Board for a FY08-09 budget review. Discussion was held.

Connie Fett, CPC Administrator met with the Board to give an update on State Mental Health revenue to the County and to discuss the transition for Community Services due to her retirement in August. Fett gave a revenue update. She has talked to an individual at the State level. Connie Fett told the Board that Cedar County is among 18 counties that had a 10% - 15% FY06-07 ending fund balance so they will split \$5,000,000. Those counties needed \$9,000,000. Cedar County will receive \$260,931, but we expected to receive \$512,149. We can't apply for the risk pool money, since those dollars are for the current year. Fett felt Cedar County's problem will be funding for the next fiscal year. Options include: a one-time transfer from the General Fund to the Mental Health Fund, a loan to the Mental Health Fund which would need to be repaid, or delaying payment of Medicaid bills. Discussion continued.

Discussion was held concerning Connie Fett's retirement at the end of August. She recommended combining the Case Management and Community Services departments under one administrator. Fett recommended Julie Tischuk for the position, and she felt it would then be a smooth transition. She indicated other counties are combining the positions. Fett recommended that the salary for the position be whatever Fett is earning at the time of her retirement, which could possibly be \$46,000 plus annually. She

suggested leaving the dollars saved from combining the position in the budget, in case they need to hire another staff person since the caseloads of the Case Managers is getting high. Fett also recommended that Julie Tischuk be allowed to hire a part-time Case Manager as soon as possible to take over her caseload and to allow time for Tischuk to train with Fett. Connie Fett also monitors 16-17 people. Discussion continued. Further discussion will be held regarding this matter on January 10th at the time of the FY08-09 budget reviews for Mental Health, Case Management and Community Services.

In other business, Connie Fett requested that the Board consider waiving for her a requirement in the Employee Handbook that compensatory time in excess of 40 hours must be used prior to using vacation or personal time.

The Board held brief discussion with Brett Eggert to ask if he would be interested in serving on the Eminent Domain Commission. Eggert said he would.

Moved by Sup. Boedeker seconded by Sup. Campion to approve Payroll Checks #130018 - #130180 for the period ending 12-29-2007 and to be paid on 1-4-2008 for the regular payroll and a lump sum vacation and sick leave payout to Diane Johnson.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

On motion, the Board adjourned at 11:00 A.M., to January 7, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 7, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a newsletter from the Iowa Department of Economic Development dated January 3, 2007 regarding industry opportunities.

The Board viewed FY07-08 County Budget Expense and Revenue Summary reports submitted by the Auditor's Office.

The Board viewed "The Traveler" January newsletter from the Iowa Department of Economic Development.

The Board viewed a Fall/Winter County Zoning newsletter from County Zoning Officials.

The Board acknowledged receipt of correspondence from "Law Seminars International" regarding a conference concerning tax management for tribes.

The Board acknowledged receipt of correspondence from Connie Fett, CPC Administrator regarding the State Growth and Community Services allocation.

The Board acknowledged receipt of correspondence from Jan Schanbacher, Associated Industries of Missouri regarding 2008 Affirmative Action seminars and 2008 Legislative Boot Camp seminars.

Mary Lou Erlacher of The Workplace Learning Connection met with the Board to give them an update. She reviewed documentation concerning student/employer programs and funding. Discussion was held. The Board agreed the funding from the Cedar County Economic Development Commission should continue.

Representatives of the Cedar County Library Association met with the Board to discuss FY08-09 funding. Those in attendance were: Marilyn Jackson and Marilyn Goodman (Stanwood), Karla J. Fowler and Denise L. Smith (Tipton), Lily Lau & Deb Tobias (East Central Library Services), Sandi Brunscheen (Clarence), Judy Hartman (Mechanicsville), Nick Shimmin (West Branch) and Vickie Mohr (Lowden). Documentation was reviewed. FY07-08 funding is \$60,000. They requested a \$10,000 funding increase. Bonnie Butler (Tipton) entered the room at 9:17 a.m. while discussion was in progress. Some areas of discussion were, but not limited to: computer usage, technology, increase in the amount of printed materials checked out, a new contract and a downloadable audio service. No decisions were made concerning a new contract or funding.

Sherry Snyder and Sandy Harmel, representatives of the Cedar County Historical Society met with the Board to discuss FY08-09 funding. Documentation was reviewed. Some areas of discussion were, but not limited to: goals for 2008, proposed budget and Historical Society buildings. FY07-08 funding is \$2,000. They requested a \$3,000 funding increase. No decision was made regarding funding.

In other business, general discussion was held with Sandy Harmel concerning the last Compensation Board meeting and her service on that board. Harmel told the Board she would like to resign as one of their representatives on the Compensation Board. The Board will appoint someone to fill the vacancy.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of January 3, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to appoint Brett Eggert to the Eminent Domain Commission to replace Ken Horstman.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding Connie Fett's request to waive a requirement in the Employee Handbook concerning use of compensatory time prior to using vacation or personal time, due to training for the transition before her retirement. No decision was made.

Discussion was held regarding the proposed attendance policy.

It was noted Handwritten Check #342839 dated 1/3/08 was issued to Administrative Solutions, Inc. in the amount of \$7,758.92, concerning a partial self funded billing.

It was noted Handwritten Check #342840 dated 1/4/08 was issued to the Cedar County Treasurer in the amount of \$312.17, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:45 A.M., to January 10, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 10, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Brett Samuels from Correctional Officer to Dispatcher.

The Board viewed newsletters from the Iowa Department of Economic Development dated January 7 & 9, 2008 regarding industry opportunities.

The Board viewed a report of fees collected for December 2007 submitted by the Clerk of the District Court.

The Board viewed a "County Auditor's Report of Fees Collected" for the quarter ending 12-31-07.

The Board viewed an "Amendment To Resolution No. 030905B Assenting To the Annexation Of Certain Real Estate To the City of Tipton, Iowa" submitted by the City of Tipton.

The Board viewed correspondence from Rick Fleshin, Director, Cedar County Public Health regarding payroll changes as follows:

Tonya Weih, Nurse from \$19.41/hr to \$19.67/hr effective 1-19-08

Leona Kline, Nurse from \$19.13/hr to \$19.41/hr effective 1-12-08.

The Board acknowledged receipt of correspondence from Systems Unlimited regarding support.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated 1-9-08 regarding proposed legislation.

The Board acknowledged receipt of correspondence from the County Treasurer regarding checks that have not been returned for payment.

The Board acknowledged receipt of a report concerning internet usage in the County Libraries.

The Board acknowledged receipt of correspondence from Mrs. Bette Sherrill regarding the condition of Co. Rd F28 on Christmas Day.

The Board acknowledged receipt of a "Report of Local Administrative Expense" for the quarter ending December 31, 2007 submitted by the Department of Human Services.

The Board acknowledged receipt of correspondence from Roger Pavey, Director, Community Action of Eastern Iowa regarding purchases of food from HACAP for the holiday boxes distributed by the General Assistance Department and funds returned to the County.

Julie Tischuk, Director of the Case Management Department and Connie Fett, Community Services Director/CPC Administrator met with the Board for FY08-09 budget reviews for Case Management, Community Services and Mental Health. Julie Tischuk reviewed the Case Management budget. Discussion was held. Connie Fett reviewed the Community Services budget and the Mental Health budget. She also gave a FY07-08 budget update and reviewed projected budget figures. Discussion was held. Fett suggested withholding payment of Medicaid bills if there are inadequate funds. The Board agreed. Connie Fett didn't see how the County could manage without having waiting lists for services due to projected deficits.

Discussion was held regarding the transition due to Connie Fett's retirement. Fett suggested combining the Case Management and Community Services Offices. She noted if Julie Tischuk would want the Administrator position for the combined department, she would need to meet certain requirements, which she does. The Board consensus was that they had no objection to Julie Tischuk in that position. Fett suggested leaving the proposed FY08-09 Community Services budget as presented. Tischuk said she could do a breakdown of her salary for the Cost Report.

Moved by Sup. Boedeker seconded by Sup. Moeller to combine the Case Management and Community Services Offices effective at Connie Fett's last work day.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Campion wondered how all of the work would get done by adding just a part-time Case Manager. Connie Fett told him that Maureen Krutzfeld would be assuming more duties and working an additional four hours per week. Julie Tischuk noted Leanne Zearley would go from a 35-hour workweek to a 40-hour workweek, which is reflected in the proposed Case Management budget. Their hours would change on July 1st. A new part-time Case Manager would work 20 hours/week.

Moved by Sup. Bell seconded by Sup. Boedeker to allow the Case Management Director to hire a half-time Case Manager with the hiring date to be determined by Julie Tischuk, and when the person starts work Tischuk will be allowed to train so she is fully ready to take over the combined position at the time of Connie Fett's retirement.

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Connie Fett told the Board the part-time Case Manager would monitor the Medicaid consumers. She currently monitors other consumers. Fett suggested looking at purchasing case management services for consumers that are a long distance from Cedar County or hiring another Case Manager, otherwise she felt a Cedar County worker would have a hard time keeping up with the case load. Sup. Bell felt purchasing services makes sense for consumers that are a long distance away. He thought it would be a management decision, if the budget allows. Sup. Boedeker wondered who would be checking on the providers. Julie Tischuk noted she has been contacting family members, etc. about services. Cherrie McLimans and Sharon Kleppe entered the room while discussion was in progress. General discussion was held.

Discussion was held with Connie Fett about her request to waive a requirement in the Employee Handbook concerning use of compensatory time prior to using vacation or personal time, due to training for the transition before her retirement. Sup. Boedeker felt these requests "come back to bite us". Fett noted she may not need to use the waiver, but she may be in a position that she'd lose vacation time. Sup. Bell felt she should try hard not to let that happen. Sup. Weih suggested that if it is difficult to take time off, perhaps there would be more hours needed in the work week of another employee, as was previously referenced by Sup. Campion. Fett told the Board it is difficult for her to take time off when she is sometimes the only person in the office. The Board agreed that at this time, they did not intend to waive the requirement in the Employee Handbook as requested by Connie Fett.

Cherrie McLimans and Sharon Kleppe of the Department of Human Services met with the Board to review the FY08-09 budget. Discussion was held. McLimans noted Cedar County may need to amend their agreement with Muscatine County concerning office space due to increased expenses.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of January 7, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the cancellation of unclaimed fees in the amount of \$88.16 as submitted by the County Treasurer.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll status change:

Sheriff's Department

Brett Samuels from Correctional Officer to Dispatcher at \$13.06/hr effective 1-8-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board reviewed a proposed contract for library services between Cedar County and the Cedar County Library Association. County Attorney Benz has recommended some changes. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the contract, as revised by County Attorney Benz, and to authorize Chairperson Weih to sign the same.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

This being the time set for a public hearing to review/consider the following petitions:

1. Dean and Twyla Bickford, 1288 Green Road, Tipton (Contract Buyers) and Gilbert and Phyllis Behrens, 1224 Green Road, Tipton (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the SE ¼ of the SE ¼, Section 6, T-80N, R-3W, in Cass Township, consisting of 1.84 acres more or less.

2. Brett Esbaum, 202 8th Street, Lowden (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property where a dwelling previously existed located at 2000 140th Street, Lowden, in the NE ¼ of the NE ¼, Section 29, T-82N, R-1W, in Massillon Township. Said petition is to rezone 1.00 acres of a 3.95 acre tract.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director was in attendance. Others in attendance were: Dean Bickford, Brett Esbaum and Engineer Fangmann. Mr. La Rue noted there are no written or verbal objections on file for either petition.

Petition #1 was addressed. Phil La Rue noted this would have to be a minor subdivision since it was the second split. There is an existing entrance off of Harding Avenue. Engineer Fangmann gave a history of the right-of-way easement. He proposed only vacating a portion of the right-of-way. The petitioner has indicated he would maintain the right-of-way. Fangmann noted if they are not altering the road, there is no requirement for a public hearing. He indicated Mr. Bickford would need to purchase the property from Behrens'. The Engineer felt the County would still have more than adequate right-of-way if a portion is vacated, so he was not opposed to this. It was noted the home would not be on the easement.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Dean & Twyla Bickford, Tipton (Contract Buyers) and Gilbert & Phyllis Behrens, Tipton (Owners), as defined above, contingent on the passage of a resolution regarding vacation of the right-of-way along Green Road, and waive the second hearing scheduled for January 14, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Petition #2 was addressed. Phil La Rue stated there was a previous dwelling on this property which was removed in 1989, but since it was not on the tax records as of April of 1996 when the current zoning regulations were put in place, this property cannot be grandfathered in. Engineer Fangmann noted the existing driveway has adequate sight distance, but it is narrow.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Brett Esbaum, Lowden, as defined above and to waive the second hearing scheduled for January 14, 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann reviewed a proposed resolution concerning the vacation of right-of-way. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and adopt the following resolution:

EASEMENT VACATION ACTION
RESOLUTION

COMES NOW the day set and designated by the Cedar County Board of Supervisors for the purpose of vacating an easement described herein,

NOW THEREFORE BE IT RESOLVED the statutory authority to vacate roads, as per Sections 306.10 - 306.16 and Section 331.502 of the Code of Iowa, by the Cedar County Board of Supervisors in session on this 10th day of January, 2008 that any easement Cedar County may have over and across the following described real estate be and hereby is vacated:

RCV2008-1 Easement along Green Road and Harding Avenue in Cass Township:

A portion of the SE 1/4 SE 1/4 Section 6, T. 80 N., R. 3 W., of the 5th P.M., Cedar County, Iowa, described as follows: Commencing at a 1/2" rebar found marking the E 1/4 Corner of said Section 6; thence S00°40'24"E - 1851.37 feet along the east line of said Section 6 to a set 1/2" rebar; thence N68°35'36"W - 66.21 feet to set 1/2" rebar, also being the Point of Beginning of the Parcel herein described: thence S00°30'51"E - 86.75 feet to a set 1/2" rebar; thence S70°01'03"W - 168.40 feet to a set 1/2" rebar; thence 527.01 feet northwesterly along a 1507.40 foot radius curve concave southwesterly with a central angle of 20°01'53" and a chord of N47°08'04"W - 524.33 feet to a found 5/8" rebar; thence S68°35'36"E - 581.93 feet to the Point of Beginning. Said Parcel contains 1.25 acres.

SUMMARY OF DAMAGES

No occupied homestead being located on the abutting land, and said vacation not causing any abutting land to be landlocked, no monetary damages will be allowed.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding correspondence received from Bette Sherrill concerning the condition of County Road F28 on Christmas Day. Engineer Fangmann told the Board that on the Saturday before Christmas there was a wheel path and the snow removal policy was followed.

Phil La Rue and Engineer Fangmann met with the Board. Discussion was held concerning a livestock manure issue. The Board agreed La Rue should pursue the matter per County Ordinance. Fangmann told the Board Dan Kohl and Glen Meisner met with him regarding rezoning land in Section 19 of Pioneer Township from Agricultural to Residential for a subdivision. Engineer Fangmann relayed their discussion concerning roads, assessment districts, etc. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Claim Checks #342841 - #343045.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

On motion, the Board adjourned at 11:40 A.M., to January 14, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 14, 2008 with the following members present: Moeller, Campion, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC update dated January 11, 2008.

The Board viewed an update from Speaker of the House Pat Murphy dated January 11, 2008 regarding legislative news.

The Board acknowledged receipt of correspondence from Kelley Hutton Deutmeyer, Executive Director, East Central Intergovernmental Association regarding services provided to Cedar County and a meeting with the Board on January 24, 2008 at 8:30 a.m.

The Board acknowledged receipt of correspondence from Patty Hamann, General Assistance Director regarding a breakdown of County assistance for the first six months of FY07-08.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of January 10, 2008.

Ayes: Bell, Moeller, Campion, Boedeker

Absent: Weih

It was noted there were no bids received for the 1996 Ford Crown Victoria car formerly used by the Public Health Department. The disposition of this car will be discussed at another meeting.

Sheriff Wethington met with the Board to review the FY08-09 budget for the Sheriff's Department. Some areas of discussion were, but not limited to: purchase of a Tasar for each Deputy, use of drug forfeiture money, staff numbers, possibly housing Federal prisoners, providing law enforcement coverage for towns and emergency phone lines.

General discussion was held.

Moved by Sup. Moeller seconded by Sup. Campion to approve the renewal of a Special Class C beer permit with Sunday sales for The Cove.

Ayes: Campion, Moeller, Bell, Boedeker

Absent: Weih

Engineer Fangmann and Assistant Engineer Hull met with the Board for a FY08-09 budget review for the Secondary Road Department. Discussion was held. The Engineer requested that they go to the full levy for Rural Basic which is 3.00375. The proposed budget includes salary increases above 3% for the Engineer and Assistant Engineer. Supervisors Boedeker and Bell felt salary increases in the budget should be 3% as department heads were notified in a budget preparation memo, and then any requested increases above that could be discussed later. Engineer Fangmann told the Board he was under the impression that any requested increases were to be put in the proposed budget. He noted he factored in the requested increases because the Secondary Road budget will be so tight, and he wanted to be realistic when reviewing it with the Board. Discussion will be held regarding the salaries of the Engineer and Assistant Engineer at a later date. Further discussion was held.

It was noted Handwritten Check #343046 dated 1/11/08 was issued to the Cedar County Treasurer in the amount of \$1,592.31, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:30 A.M., to January 17, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 17, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated January 15, 2008.

The Board viewed a report from Recorder Thumm regarding fees collected for the period ending 12-31-07.

The Board viewed reports of investments as of 12-31-07, submitted by the County Treasurer.

The Board acknowledged receipt of documentation from Larry Quinn regarding his resignation from the Planning & Zoning Commission.

The Board acknowledged receipt of correspondence from the U.S. Highway 30 Coalition of Iowa regarding a TIME 21-Coalition Transportation Rally on January 23, 2008.

The Board acknowledged receipt of correspondence from Jim George, President and Keith White, Past-President, Iowa County Engineers Association regarding the National Association of County Engineers Conference in 2011.

The Board acknowledged receipt of an update from Mike Wentzien, Supervisors' Lobbyist regarding the Iowa Legislature's Jan. 18th meeting.

The Board acknowledged receipt of correspondence from Tammie Krausman, Executive Officer, Department of Natural Resources regarding the Construction Evaluation Resolution they received from Cedar County and the use of the master matrix to evaluate applications.

Phil La Rue, Environmental & Zoning Director met with the Board to review FY08-09 budgets. Mr. La Rue asked if the Board would like to consider a fee for flood plain matters and a renewal fee for Special Use Permits. He has to do investigation on these items. Discussion was held. No decision was made regarding additional fees.

Rick Fleshin, Director; Carolyn Wood, Office Manager; and Amy Wehde, Home Care Supervisor, Cedar County Public Health met with the Board to review FY08-09 Home Care and Local Health budgets. Discussion was held.

Engineer Fangmann met with the Board to review a Utility Permit Application for Iowa Telecom.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for new service to a hog building at 839 King Avenue.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with the Engineer. The Engineer gave project updates.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of January 14, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Bell to approve Payroll Checks #130181 - #130347 for the period ending 1-12-08 and to be paid on 1-18-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board discussed the disposition of a 1996 Ford Crown Victoria formerly used by the Public Health Department. There were no bids received for the vehicle after an ad was placed in the newspapers. It was noted there was an ad in the newspaper indicating an individual would pay \$100 for old cars. Chairperson Weih telephoned the individual. The Board agreed they would sell the car for \$100 to Jay Ballenger.

Auditor Gritton met with the Board to review the FY08-09 budgets for the Courthouse, Auditor, Nondepartmental, District Court, Substance Abuse, Human Resources and Data Processing departments. The Courthouse budget was reviewed. Bob Klemme, Custodian was in attendance. Auditor Gritton told the Board she budgeted for the wages of a regular part-time Custodian which would be in addition to the current full-time Custodian. Bob Klemme reviewed some items that are included in the proposed budget. One of them is striping for the east parking lot, which he felt he could do himself. Sup. Boedeker noted the type of paint, etc. that he proposed to use would not hold up. The Board agreed that a contractor should do the striping at the time they resurface the parking lot, which is how it has been done in the past. Klemme proposed purchasing new partitions to place down the middle of the large meeting room so the room could be used for two meetings at the same time. The partitions he proposed would cost \$3,000. Some members felt the partitions would not adequately block the noise from the meetings. The Board agreed Klemme should investigate other options that would allow for more privacy, such as a curtain. Discussion was held regarding capitol improvements. Auditor Gritton and Bob Klemme wondered if the Board had considered tuck pointing the Courthouse. The Board indicated they would prefer to use the rent from the County farm for a project, not just normal expenses. Auditor Gritton will do more research on what capitol improvement accounts can be used for and how the use must be designated. Bob Klemme asked if he could put up "Curb Your Dog" signs. The Board agreed to not put up the signs. Klemme would like to put in landscape lighting. No decision was made regarding that item. He also suggested putting in a sidewalk from the southeast corner of the Courthouse to the street to the south. The Board had no objection.

The Nondepartmental budget was reviewed. Discussion was held. It was noted that a check that was issued in FY06-07 in the amount of \$1,705.00 to the Transfer Station for rural recycling work had been lost. Auditor Gritton noted this amount is paid to the Transfer Station each fiscal year, and she could probably budget double for it in FY08-09, which would allow for reissuing a check for the amount that was lost. Discussion was held regarding this matter. The Board agreed to not reissue a check for the FY06-07 amount. Auditor Gritton told the Board she budgeted an amount to allow for increased payments to the Township Trustees and the Township Clerk. She proposed paying them \$15/meeting and \$7.25/hr to the Clerk. Currently those Trustees that submit a claim are paid \$10/meeting and the Clerks are paid \$5.00/hr.

The Auditor's Department budget was reviewed. Auditor Gritton proposed increasing the hourly wage of the Precinct Election Officials from \$6.50/hr to \$7.25 and the Chair of each precinct group from \$7.00 to \$8.25/hr. She will need eleven additional workers this year. They all have more responsibilities now. Gritton also noted she will need to bring in a P.E.O. to the office for a while since there will be one staff person gone for a period of time. She has budgeted for the additional Election Officials, the proposed hourly wage increase, and the Election Official that will be working in her office. Discussion continued concerning the proposed budget.

Auditor Gritton reviewed the proposed budgets for District Court, Substance Abuse and Human Resources. Discussion was held.

Bev Penningroth, Administrative Assistant reviewed the proposed budget for Data Processing. Discussion was held. Sup. Bell left the meeting at 11:10 a.m.

In other business, Bev Penningroth and Auditor Gritton noted they have received current figures for a new ISeries computer from "Solutions", Inc. The purchase was budgeted for FY07-08. Penningroth noted the new figures include some additional items, such as a rack mount option for the ISeries and other computer hardware currently in the computer

room, a keyboard and KVM switch to manage multiple devices and a Plasmon interface for the imaging jukebox. Discussion was held regarding the current budget and whether or not to purchase the rack mount option. It was the consensus of the Board to allow the purchase as presented, including the rack mount option.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Semi-Annual Settlement of the Board of Supervisors and the Semi-Annual Report of Gary Jedlicka Treasurer Cedar County, Iowa for the period from July 1, 2007 to December 31, 2007, inclusive, and to place the same on file.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Campion to authorize Chairperson Weih to sign correspondence to Hunt, Kain & Associates regarding the audit for the year ended June 30, 2007.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

The Board reviewed a request from the Environmental Department for a handwritten check to the Iowa Water Well Association for dues for six months. The amount is due prior to the next claims payment date, and the department can receive a discount for a training session if the dues are paid prior to or on the date of the session.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the issuance of Handwritten Check #343052 dated 1/17/08 to Iowa Water Well Association in the amount of \$110.00.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

It was noted Claim Check #343047 dated 1/14/08 was issued to the Cedar County Treasurer in the amount of \$1,711.55 for ACH partial self-funded medical claims.

It was noted Handwritten Check #343048 dated 1/16/08 was issued to the Cedar County Treasurer in the amount of \$1,490.51, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #343049 dated 1/16/08 was issued to the Cedar County Treasurer in the amount of \$624.00, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

On motion, the Board adjourned at 11:40 A.M., to January 21, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 21, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a newsletter from the Iowa Department of Economic Development dated January 17, 2008 regarding industry opportunities.

The Board viewed miscellaneous Mental Health financial information submitted by Connie Fett, CPC Administrator.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Cole A. Hamilton for a Correctional Officer position.

The Board viewed an I.S.A.C. Update dated January 18, 2008.

The Board acknowledged receipt of Legislative news dated January 18, 2008 from Speaker of the House Pat Murphy.

The Board acknowledged receipt of an article from Sheriff Wethington regarding an ammunition shortage.

The Board acknowledged receipt of correspondence from Terry Worby regarding the stop signs and speed limit around the new North Cedar Elementary School in Mechanicsville.

The Board of Supervisors prepared their FY08-09 budget.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of January 17, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding an employee attendance policy. Paul J. Greufe, Human Resources consultant will meet with the Board to discuss this.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Final Request for Payment #3 in the amount of \$4,758.75 from Robinson Energy Efficient Products, Inc. for the windows replacement project.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Paul J. Greufe met with the Board to discuss an employee attendance policy. Sup. Boedeker suggested including doctor appointments in the 24-hour notification language in Item #7. It was also suggested to change the number of absences in a rolling 12-month period from nine to six in the "Verbal Warning" language, from four to two in the "Written Warning" language and from four to two in the "Suspension" language. Auditor Gritton entered the room while discussion was in progress. Discussion was held regarding application of the policy, addressing unscheduled absences and possible equity issues. Mr. Greufe recommended that they follow whatever policy is put in place. Changes would need to be made in the Employee Handbook and other governing boards would need to act on the changes. Greufe asked if the above proposed changes would be discussed with department heads. The Board indicated no.

Phil Waniorek of Administrative Solutions, Inc. met with the Board to give a presentation regarding the FY08-09 health and dental insurance renewals. Auditor Gritton was in attendance. Mr. Waniorek reviewed documentation. He recommended a 0% renewal increase and to leave the health insurance rates as is. Waniorek noted the County has an average Delta Dental plan with good rates. He recommended leaving the out-of-pocket

maximum at \$750. Mr. Waniorek told the Board his company offers a dental plan. He felt he could get discounts put in place for the County and his company could save the plan money if they administer it. Further discussion was held. No decision was made regarding the FY08-09 dental plan. COBRA insurance rates will be set at a later date.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Wellmark Blue Cross Blue Shield plan for FY08-09, authorize Chairperson Weih to sign the documents for the plan and to set the rates the same as FY07-08 which are as follows:

	Employer Contribution	Employee Contribution
Single	\$303.91	\$ 53.63
Two-Person	\$581.20	\$102.57
Family	\$926.32	\$163.47

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Auditor Gritton inquired about changing the dental plan from a fiscal year to a calendar year plan like the health insurance. Mr. Waniorek explained how that could be done. The Board agreed they would like both of the plans to run on a calendar year basis.

Engineer Fangmann met with the Board to discuss correspondence received from Terry Worby regarding the signs and speed limit by the North Cedar Elementary School in Mechanicsville. Mr. Fangmann noted the area is signed per the METCD guide for school zones. He noted there is an advanced warning sign at 900 feet warning motorists of the lower 25 MPH speed limit.

General discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to appoint Bob Steen to the Eminent Domain Commission under the Bankers category to replace Clifford Avon.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board discussed requests for FY08-09 funding. Auditor Gritton was in attendance.

Moved by Sup. Boedeker seconded by Sup. Bell to increase the funding to County Libraries by \$10,000 which would set the FY08-09 funding at \$70,000.

Discussion was held. It was noted the projected Rural Services Fund balance looks better this year, but some members didn't want the Libraries to assume they would receive a \$10,000 increase each year.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to set the funding for the following organizations as follows:

		<u>FY08-09 Funding</u>
Senior Citizens, Inc.	\$1,000.00 increase	\$ 6,000.00
River Bend Transit	\$ 466.00 increase	\$15,991.00
Fair Association	\$1,000.00 increase	\$32,500.00
Historical Society	\$1,000.00 increase	\$ 3,000.00
Volunteer Services	\$1,000.00 increase	\$17,000.00

Discussion was held. It was noted the Historical Society requested a \$3,000 increase, but the percentage of the increase above is larger for them than the other organizations.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Auditor Gritton asked the Board if they would have an objection if she obtained some tuck pointing estimates for the budget. The Board had no objection.

Brief discussion was held regarding wages and the upcoming Conference Board meeting on January 23rd concerning the Assessor's budget.

It was noted Handwritten Check #343051 dated 1/17/08 was issued to the Cedar County Treasurer in the amount of \$168.78, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #343050 dated 1/18/08 was issued to the Cedar County Treasurer in the amount of \$1,187.19, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:25 A.M., to January 24, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 24, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated January 22, 2008.

The Board acknowledged receipt of correspondence from I.S.A.C. regarding an IAMU Diesel Generation Workshop scheduled for February 26-28, 2008.

The Board acknowledged receipt of correspondence and a revised attendance policy from Paul J. Greufe, H.R. Consultant, as requested by the Board of Supervisors.

The Board acknowledged receipt of the minutes of the 11/12/07 meeting of Volunteer Services of Cedar County.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Wayne Behrens.

Kelley Deutmeyer, Executive Director and Jerry Schroeder, Economic Development Director, East Central Intergovernmental Association met with the Board to give a programs and services presentation. Chairperson Weih felt that an annual visit would be a good idea. Ms. Deutmeyer indicated she could do that. Deutmeyer noted the Cities of Dubuque and Clinton have affiliations with E.C.I.A.'s transportation services, which is one reason why there's more visible activity in those areas. E.C.I.A. does housing/rental assistance programs in Cedar County which assists 95 families in the amount of approximately \$256,000. Ms. Deutmeyer noted E.C.I.A. does Work Program and Business Growth/Economic Development Program activities. She addressed open meeting law requirements. E.C.I.A. publishes in one general circulation newspaper that covers their entire area. That newspaper is "The Telegraph Herald". Deutmeyer told the Board that per their attorney's advice, they only need to publish in one newspaper. Their minutes and meeting agendas are posted on their web site. Ms. Deutmeyer indicated E.C.I.A. would be assisting the Cities of Stanwood and West Branch with grant writing because they have expressed interest in a tourism grant. E.C.I.A. assists with lead based paint issues and zoning activities such as land use planning, acquisition projects and housing development projects. Jerry Schroeder reviewed the Business Growth Programs. They work with the Small Business Association. E.C.I.A. assists businesses with obtaining down payments. They recently assisted Cedar Poly with a loan. He reviewed other businesses they have assisted in Cedar County and noted there are several individuals from Cedar County that serve on the Business Growth Board. They also work with revolving loan funds and support activities of various economic development groups. Sup Boedeker noted that at the start of each year the Supervisors are designated to be on various committees, and he had requested to be off of the E.C.I.A. committee because he felt he was no longer effective. He felt like whatever he says "gets thrown away". Boedeker doesn't agree with the wages and bonuses given to E.C.I.A. staff. He noted there is no circulation of the Telegraph Herald in Cedar County, and he stated that at an I.S.A.C. meeting Attorney David Vestal indicated to him that there had to be circulation in Cedar County. Sup. Boedeker indicated E.C.I.A. employees are not allowed to talk to the Supervisors because they feared they'd be fired. Kelley Deutmeyer noted some employees had cocktails with some Supervisors after a meeting, and she and the E.C.I.A. Chair felt that was undermining their authority. She stated there was a committee to review the entities of E.C.I.A. and how they should report and their structures. Deutmeyer was sorry Sup. Boedeker feels as he does. She hoped someone from Cedar County would participate at E.C.I.A. meetings. There is currently a vacancy on the Executive Board due to the resignation of Sup. Boedeker. Cedar County's FY08-09 dues are \$3,273.00 which is 46 cents/capita. Rob Fangmann entered the room while discussion was in progress. Sup. Bell noted he serves on other boards, and he has been encouraged to talk to employees of those entities. He wondered how meeting with employees is undermining authority. Ms. Deutmeyer had no issue with Supervisors

talking to employees on the phone about a project. She indicated discussion was held with two employees about talking to Supervisors after a board meeting. Sup. Boedeker noted they were at the casino where the meeting had been held. It was Deutmeyer's opinion that it was affecting the rest of the agency and staff. Brief discussion continued about that issue. Sup. Bell wondered where the employee bonuses are noted in E.C.I.A.'s budget. Deutmeyer told him and noted the incentives are part of the economic development portion and are paid from the loan processing income. Totals paid to employees are published. Sup. Moeller felt Sup. Boedeker is a very respected and dedicated member of the Board of Supervisors, and he felt it would be hard for one of the Supervisors to take his place and they might run into some opposition. He thought the Board of Supervisors is in a quandary on what to do about this matter.

Engineer Fangmann met with the Board to discuss the hiring of Leanne Zearley for the Administrative Manager position in the Engineer's Office and to discuss the FY08-09 salaries of the Engineer and Assistant Engineer. The Engineer told the Board he would like approval to hire Leanne Zearley at \$15.30/hr (90% of Administrative Manager wage). The hours for the position are 8 a.m. to 4 p.m.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following:

Engineer's Office

Leanne Zearley for Administrative Manager position at \$15.30/hr effective 2-19-2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Rob Fangmann requested a closed session.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(i), Code of Iowa.

Ayes: Campion, Boedeker, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann noted the FY08-09 wages in the Secondary Road budget for the Engineer and Assistant Engineer are based off of what other counties are earning in FY07-08. He felt the market for County Engineers is "getting hotter" and there are openings in other counties. There are 34 rural counties with higher salaries and 26 rural counties with lower salaries than he earns. Sixteen counties share an Engineer. \$80,000 is the average. Fangmann felt the proposed salaries are within the budget and in the best interest of Cedar County. Sup. Boedeker asked if Assistant Engineer Ben Hull is qualified for a County Engineer position. Fangmann said yes. He noted they have a good working relationship, and Hull has saved the County a lot of money. Fangmann told the Board Hull had recently turned down a good employment opportunity. He is currently training Ryan Freitag. Engineer Fangmann indicated he wants to get the salaries to an average.

Moved by Sup. Moeller seconded by Sup. Campion to set the FY08-09 annual salaries of County Engineer Rob Fangmann at \$83,000.00 and Assistant Engineer Ben Hull at \$56,000.00.

Discussion was held. Sup. Weih noted last year the Engineer was given a 6% or 7% increase and this requested increase is about 6%. If his increase is approved, he hoped the Engineer would get to a point where he'd consider a long career at Cedar County. Fangmann again said he'd like to get to an average. Sup. Weih felt the Board has to keep up with the market. Sup. Moeller noted the Assistant Engineer has received a degree and could move on. Sup. Boedeker wondered if the County needs two certified Engineers. Fangmann felt it would save the County money, and he noted there are new Federal requirements coming down which only Ben Hull would be qualified to do. Sup. Campion felt having two certified Engineers would be a bonus for Cedar County, noting we would get one for the salary of an Assistant. Sup. Bell felt both Fangmann and Hull

have done a good job, but he struggles with the proposed increases since other departments talk to the Board about being below the average. He didn't know how the counties that are sharing an Engineer are getting by.

Ayes: Weih, Moeller, Campion
Nays: Bell, Boedeker

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Application for Lost Nation-Elwood Telephone Co. to put in new fiber lines along various sections of road.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of January 21, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve and adopt the following resolution:

RESOLUTION

WHEREAS, Iowa Code Section 331.506, requires the County Auditor to prepare and sign county checks only after issuance of the check has been approved by the Board of Supervisors by recorded vote; and

WHEREAS, the Board of Supervisors normally approves claims on a bi-weekly basis during a regular Thursday board meeting; and

WHEREAS, the Board of Supervisors has entered into an agreement with Administrative Solutions, Inc. to administer a partially self-funded health insurance plan for Cedar County, effective January 1, 2008 and Flex Plan effective January 1, 2008.

WHEREAS, Administrative Solutions, Inc. will provide a check register of claims due to providers to the Cedar County Auditor each Wednesday via e-mail for approval and authorization; and

WHEREAS, Administrative Solutions, Inc. will not issue payment to vendors and employees identified on the approved and authorized check register of claims, until they are in receipt of a county check in the amount approved; and

WHEREAS, the Board of Supervisors has determined it is in the best interest of the county to process and expedite payment in a timely manner,

IT IS HEREBY RESOLVED, the County Auditor is authorized and directed by the Board of Supervisors to execute a county check to Administrative Solutions, Inc. each week, in the amount approved by the Cedar County Auditor. Documentation reflecting each check issued shall be provided to the Board of Supervisors in a timely manner for notation in the official minutes of a board meeting.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Steve Nash, Director of Public Works for the City of Tipton met with the Board to discuss planting trees on the east side of the Courthouse. Discussion was held about nurseries and types of trees. The City of Tipton would remove the trees and plant 5 or 6 trees. Cedar County would pay for the cost of the trees. The Board asked Nash to talk to Kevin Kelly about trees and then come back to the Board to discuss the purchase.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the following new hire:
Sheriff's Department
Cole A. Hamilton for a Correctional Officer position at \$11.41/hr effective 1-21-2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to set the FY08-09 mileage reimbursement rate at 40 cents, the same as the current year.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding the Compensation Board's recommendation for the FY08-09 salaries of elected officials. County Attorney Benz was in attendance.

Moved by Sup. Boedeker seconded by Sup. Moeller to reduce the Compensation Board's recommendation by 50% for the FY08-09 salaries of elected officials. Members expressed disapproval regarding the differences between the recommendation for each official.

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Weih

Nay: Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to give a 3% salary increase for FY08-09 to the following non-elected department heads: General Assistance Director & Veteran Affairs Secretary, Environmental & Zoning Director, Community Services Director and Case Management Director.

Ayes: Boedeker, Campion, Moeller, Weih

Nay: Bell

Moved by Sup. Moeller seconded by Sup. Boedeker to give a 45 cents/hour increase for the FY08-09 wages of non-union hourly employees.

Ayes: Moeller, Campion, Boedeker, Weih

Nay: Bell

Sup. Bell suggested looking at each budget individually and asking departments to reduce their salary line items to 3%. Sup. Moeller felt the Board couldn't prevent elected officials from paying deputies 85% of their salaries. Sup. Weih noted they could ask departments to adjust the bottom lines of their budgets. Sup. Boedeker agreed. Sup. Bell felt that may be hard to do for the Auditor's Department. Brief discussion continued.

General discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #343053 - #343275.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #343277 dated 1/23/08 was issued to the Cedar County Treasurer in the amount of \$1,415.87, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #343276 dated 1/23/08 was issued to the Cedar County Treasurer in the amount of \$824.93, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

On motion, the Board adjourned at 11:15 A.M., to January 28, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 28, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated January 25, 2008.

The Board viewed Legislative News from House Speaker Pat Murphy dated January 25, 2008.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Kevin Kahl, submitted by Tim Kahl.

The Board acknowledged receipt of a copy of correspondence from Carolyn Wood, Office Manager, Cedar County Public Health regarding FY08-09 wages.

The Board acknowledged receipt of correspondence from Travis B. Alden, Tipton Community Development Director regarding RAGBRAI XXXVI coming to Tipton.

The Board acknowledged receipt of correspondence from Kelley Hutton Dutmeyer, Executive Director, East Central Intergovernmental Association thanking the Board for providing time to talk to them about programs and services.

Travis Alden, Tipton Community Development Director met with the Board to discuss the upcoming RAGBRAI XXXVI event. Paul Stueland, member of the Tipton Chamber of Commerce; Shirley Kepford, Mayor of the City of Tipton and Phil La Rue, Environmental Director were in attendance. Mr. Alden noted the RAGBRAI officials were impressed with the improvements made in the County and City of Tipton. He invited a member of the Board of Supervisors to serve on the RAGBRAI Advisory Board which will make appointments to other boards and oversee those boards. The Advisory Board will meet at least once per month on a Wednesday at noon. The first meeting will be on February 6th at noon. The Sheriff has been asked to serve on the board. The route for the bike ride is unknown at this time. Sup. Moeller suggested including Phil La Rue, someone from the Engineer's Office and a representative of the Public Health Department. Discussion was held. The Board will let Mr. Alden know which Supervisor will serve on the Advisory Board.

Engineer Fangmann met with the Board to discuss awarding the contract to L.L. Pelling Co. for the County Road X30 resurfacing project south of West Branch. There would be \$690,000 of Federal Aid funds used. The contract would be for an amount of \$1,007,592.58 for 4.3 miles.

Moved by Sup. Moeller seconded by Sup. Bell to award the contract for the Co. Rd X30 resurfacing project #STP-S-C016(64)—5E-16 to L.L. Pelling Co. in the amount of \$1,007,592.58.

Ayes: Campion, Moeller, Bell, Boedeker

Absent: Weih

Sup. Bell told the Engineer the Board has suggested that he be involved with the RAGBRAI event this summer. Engineer Fangmann noted the "Des Moines Register" contacted him about the event, and he indicated to them the County welcomes RAGBRAI but legislation is needed to protect the County from liability issues. Fangmann gave project and equipment updates.

Sheriff Wethington met with the Board for further review of the proposed FY08-09 budget for the Sheriff's Department. Jenni Tholen, Jail Administrator was in attendance. The budget revisions were reviewed. Some other areas of discussion were, but not limited to: staff numbers per shift, inmate numbers, finding ways to collect money owed

for room & board and medicines, researching availability of grant funds, possibility of housing Federal prisoners, researching ways to save money and now requiring payment of room & board fees up front and denying prisoners "good time" unless bills are paid. Jenni Tholen reviewed recommended room & board fees. She recommended the following: FY08-09=Regular-\$15.00, Weekends-\$50.00, Work Release-\$25.00, Feds \$60.00; FY09-10=Regular-\$20.00, Weekends-\$60.00, Work Release-\$25.00, Feds \$60.00. Currently they are charging the following: Regular-\$10.00, Weekends-\$45.00 and Work Release-\$25.00. The Board had no objection to the recommended fees. In other business, Sup. Boedeker wondered if there would be sufficient law enforcement coverage during the RAGBRAI event. Sheriff Wethington felt there would be. He asked for clarification on the account that can be used for improvements to the Law Enforcement Center. He noted there are cracks in some of the outside walls and cracks in the parking lot that need to be repaired. Firestone is patching the roof that is under warranty, and they may replace the roof, if needed, at no charge to the County.

Auditor Gritton met with the Board to review the proposed FY08-09 County budget. Carolyn Wood, Office Manager, Public Health met with the Board, as requested, to discuss the amount budgeted for PC maintenance agreements in the Data Processing budget. Wood noted an amount was previously paid out of the Public Health Department's budget and some of the PC's were previously covered by warranties. Carolyn Wood left the room. The Board held discussion concerning the salary line items in the Auditor, Recorder and Treasurer budgets. Treasurer Jedlicka met with the Board, as requested, to discuss the salaries he proposed in the FY08-09 budget. Chairperson Pro Tem Boedeker noted the budget includes \$25,000 for salary increases for Deputies, which members felt was excessive. Treasurer Jedlicka referenced filling a Deputy slot due to a retirement, and legislation allowing a First Deputy for the Driver's License division of the office and paying First Deputies 85%. Discussion continued. Gary Jedlicka indicated he would be willing to compromise by setting Sandy Delaney's salary at 70% rather than 75% and Jackie Bohlen's and Sue Henderson's salaries at 82.5% rather than 85% of the elected official's salary. Members of the Board indicated they have to answer to the public about salary increases. Jedlicka noted he would likely want to raise Bohlen's and Henderson's salary to 85% for FY09-10. Discussion continued. The consensus of the Board was that they agreed with the compromise.

Moved by Sup. Moeller seconded by Sup. Bell to approve the Board Minutes of January 24, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Discussion was held concerning an appointment to the RAGBRAI Advisory Board. Auditor Gritton was in attendance. Sup. Boedeker said he would represent the Board of Supervisors. Sup. Bell said he would attend the Advisory Board meetings when Boedeker was unable to do so.

Discussion was held regarding a draft of an employee attendance policy. Auditor Gritton was in attendance. County Attorney Benz met with the Board, as requested, to discuss the policy. Members of the Board wondered why Benz had indicated his office would not abide by the latest revised draft of the policy. Atty. Benz told the Board he worked hard to get department heads to agree to the language, and he thought it was all settled. The next thing he received was notification that the policy had been changed. Chairperson Pro Tem Boedeker stated the Supervisors received calls from Sheriff Wethington indicating the proposed policy wouldn't work for the Sheriff's Department. Atty. Benz referenced the numerous meetings held regarding the policy and that Wethington didn't say anything at the last meeting. Sup. Boedeker noted at the meetings he attended there were comments about not liking the policy because of doctor appointments. Discussion continued. Benz told the Board he felt the numbers in the proposed policy are too small, but he liked the proposed system that he wouldn't have to make a judgment call concerning an absence.

It was noted Handwritten Check #343278 dated 1/25/08 was issued to the Cedar County Treasurer in the amount of \$1,209.23, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:50 A.M., to January 31, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., January 31, 2008 with the following members present: Campion, Moeller, Bell, and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated January 29, 2008.

The Board viewed correspondence from Travis Alden, Tipton Community Development Director, regarding Tipton's RAGBRAI leadership group.

The Board viewed correspondence regarding a retirement celebration for Jerri Noboa of ISAC.

The Board viewed a "Report of Veteran Affairs" for the month ending January 28, 2008, submitted by Patty Hamann, Secretary.

The Board viewed correspondence from Iowa Good Roads Association, Inc. regarding the Board's support of the group.

The Board viewed caseload reports for November and December 2007, and January 2008 submitted by Cedar County Case Managers.

The Board viewed correspondence from Jeffrey Kaufmann, State Representative, regarding a survey he is taking of 2008 state issues.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Del DeWulf, submitted by Del DeWulf.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of January 28, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #130348 - #130509 for the period ending January 26, 2008 and to be paid on February 1, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Julie Tischuk, Director, Cedar County Case Management met with the Board regarding filling an upcoming Office Manager vacancy. The Board gave permission to advertise for that position and a previously approved part time Case Manager position.

It was noted Handwritten Check #343280 dated 01-30-08 was issued to the Cedar County Treasurer in the amount of \$210.68, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #343279 dated 01-30-08 was issued to the Cedar County Treasurer in the amount of \$66.74, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

Supervisors Boedeker and Moeller left the meeting to attend a Heartland Insurance Risk Pool Meeting.

On motion, the Board adjourned at 8:15 A.M., to February 4, 2008.

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 4, 2008 with the following members present: Campion, Moeller, Bell, Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed a newsletter from the Cedar County Environmental and Zoning Department regarding Food Safety.

The Board viewed an ISAC Update dated 02-01-08.

The Board viewed a Legislative News Update dated 02-01-08.

The Board viewed correspondence from Volunteer Services of Cedar County thanking them for their funding and support.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Rose Ave Pork LLC submitted by Doug Schroeder.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors Lobbyist regarding attendance at the District Legislative Days as set by ISAC.

The Board acknowledged receipt of correspondence from Mark Schuling, Director of Iowa Department of Revenue regarding examination dates for City and County Assessor and Deputy Assessor.

Auditor Gritton met with the Board regarding FY08-09 budgeting. Discussion was held regarding tuck pointing the Courthouse. This would be paid with the rent payment we receive from the County Home farm ground. The Auditor proposed lowering the levy in the General Supplemental Fund. Heartland Insurance Risk Pool is proposing a zero increase in coverage which is paid out of this fund. The Auditor also proposed lowering the levy in the Rural Services Fund. It would be the lowest rate since FY97-98.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and adopt the following resolution:

RESOLUTION

WHEREAS, the Boards of Supervisors of Cedar, Clinton, Delaware, Jackson, and Jones Counties (collectively hereinafter the "Members") in the State of Iowa have authorized and executed a certain Eastern Iowa Regional Utility Service Systems Intergovernmental Agreement (the "28E Agreement") pursuant to Chapter 28E of the Code of Iowa; and

WHEREAS, the terms of the 28E Agreement provide for the creation of the Eastern Iowa Regional Utility Service Systems Commission (the "EIRUSS") for the purposes of planning, designing, developing, financing, constructing, owning, operating, and maintaining wastewater treatment systems and water systems for and on behalf of the Members and the cities and unincorporated areas within the boundaries of the Members; and

WHEREAS, EIRUSS has authority pursuant to the 28E Agreement and Chapter 28F of the Code of Iowa to issue revenue bonds and interim financing notes to pay the costs of projects undertaken, but prior to the issuance of such bonds or notes each of the Members must adopt a resolution authorizing their issuance; and

WHEREAS, EIRUSS has undertaken the design and construction of certain projects described in Exhibit A attached hereto (the "Projects") in and near the cities and counties listed in Exhibit A (the individual cities and counties listed in Exhibit A are hereinafter referred to as the "Benefited Governmental Entities") and has proposed the

issuance of revenue bonds (the “Bonds”) and corresponding revenue bond anticipation notes (the “Project Notes”) to pay the costs of the Projects; and

WHEREAS, it is now necessary for the Board of Supervisors of Cedar County to approve and authorize the issuance of the Bonds and the Project Notes;

NOW, THEREFORE, It Is Hereby Resolved by the Board of Supervisors of Cedar County, Iowa (the “County”), as follows:

Section 1. The County hereby approves and authorizes EIRUSS to issue the Bonds for each of the Projects in amounts not exceeding the amounts shown on Exhibit A and to issue the Project Notes in a like amount anticipating the issuance of such Bonds in order to finance the corresponding Project.

Section 2. The issuance of the Bonds and the Project Notes will benefit the Members and the Benefited Governmental Entity for each Project. The Benefited Governmental Entity listed for each Project on Exhibit A is the primary beneficiary of the issuance of the Bonds and Project Notes, and the total principal amount of the Bonds and Project Notes shall be allocated to such Benefited Governmental Entity for purposes of Section 265(b)(3)(c)(iii) of the Internal Revenue Code of 1986 (the “Code”).

Section 3. For those Projects for which the County is the Benefited Governmental Entity, the County hereby designates and authorizes EIRUSS to designate, on the County’s behalf, the Bonds and Project Notes issued to pay the costs of such Project as “qualified tax exempt obligations” pursuant to Section 265(b)(3)(B) of the Code.

Section 4. The County agrees that it will not issue additional tax exempt obligations during the calendar year in which the Bonds and Project Notes for which it is the Benefited Governmental Entity are issued, which, when added to the County’s other tax exempt obligations issued during the same calendar year, would be in excess of \$10,000,000.

Section 5. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of January 31, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

It was noted Handwritten Check #343281 dated 02-01-08 was issued to the Cedar County Treasurer in the amount of \$1,246.85, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:45 A.M., to February 7, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 7, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated February 5, 2008.

The Board viewed correspondence from Pat Hendrickson regarding a 2-2 Legislative Forum.

Moved by Sup. Campion seconded by Sup. Moeller to approve Claim Checks #343282-#343486.

Ayes: Bell, Moeller, Campion, Boedeker

Absent: Weih

Ray Linder representing the Crisis Center in Stanwood met with the Board regarding a letter of support. Judy Linder was also present. Red Cross of Linn County came to the Union Church in Stanwood and asked them if they would be willing to use the Church as a Crisis Center for Cedar County. They would like to purchase a self contained generator with a cost of \$25,000 to \$35,000. They are applying for a grant and need letters of recommendation and support from elected officials. General discussion followed.

Moved by Sup. Bell seconded by Sup. Campion to write a letter of support for the Crisis Center in Stanwood.

Ayes: Bell, Moeller, Campion, Boedeker

Absent: Weih

Sheriff Wethington met with the Board. General discussion was held.

Auditor Gritton met with the Board regarding a new expansion tank for the courthouse boiler. The old tanks are losing air and causing the water pressure to fluctuate and lose water and chemicals out of the boiler. The Board discussed removing the two existing tanks. The Board went to the Boiler room and observed the location and decided to leave the existing tanks. It was the consensus of the Board to have TMI install a new expansion tank at a cost of \$3,826.00.

The Board met with department heads in the large meeting room to discuss any problems or concerns they might have. Those in attendance were: Amy Wehde, Cari Gritton, Rob Fangmann, Mike Dauber, Warren Wethington, Sue Faith, Phil LaRue, Patty Hamann, Carolyn Wood, Charline Thumm, Dan Lett, Julie Tischuk, Connie Fett, Gary Jedlicka, and Sterling Benz. Department Heads were given the opportunity to relay items concerning their departments. Amy Wehde has hired Lisa Forest as a Direct Care Worker. Auditor Gritton will have a Special Election in West Branch in April, and has been told of a possible Special City Election in Mechanicsville. She is finalizing budgets. She wanted to remind department heads that claims need to be brought to us as they come in. Engineer Fangmann said his crew was out at 5:00 this morning and paved roads are passable. He has 230 tons of salt left and is looking for an alternative source to purchase more. Mike Dauber will be attending the Turkey Federation Dinner Saturday. They will be presenting him with a plaque recognizing Cedar County Conservation for their educational programs and work they have done. Sheriff Wethington said they have had a lot of abandoned cars. Phil LaRue will be having a Food Safety Course in March. Patty Hamann will be attending 2 Veterans meetings this month. She asked if any of the Supervisors would like to go to Mt. Pleasant February 22nd for a Veterans District meeting. Carolyn Wood reported they have some flu vaccine left and Lee Kline was at a lead training class. Recorder Thumm reported they have new passport forms and will be implementing passport cards. Dan Lett reported they are doing annual service and they

had their public budget hearing. Julie Tischuk reported they are currently accepting applications for Office Manager and a part time Case Manager.

Benz said he would like to see a snow day policy put in place. He thought they should look at other counties policies. Sup. Boedeker said the Board will look at putting a closing policy in place. Sup. Boedeker said it is hard to write a policy for everyone due to the Law Center being open 24/7, Secondary Roads having to work to get the roads cleared, and the nurses having to be on call. Rick Fleshin entered the room. Discussion was held regarding who should decide whether the courthouse will close. Sup. Bell thought the Board, Auditor and Engineer should decide if the Courthouse should close. Discussion continued regarding how the employees would be paid, when some employees come to work and are sent home and some employees don't come in at all. Paul Greufe entered the room.

Sup. Boedeker addressed the department heads regarding the absentee policy and explained why the Board changed the policy the committee all agreed upon and proposed to the Board. The Board was notified by an individual that the policy would not work for his office. Paul Gruefe went through how the absenteeism would work with each policy as presented. Benz commented that we don't have to be in lock step with the bargaining units. Sup. Bell said they were not reacting to just one department but just trying to find a compromise. General discussion continued. The policy was reviewed and the Board will have Greufe revise the policy to include minor changes.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of February 4, 2008.

Ayes: Bell, Campion, Boedeker
Absent: Weih, Moeller

It was noted Handwritten Check #343489 dated February 7, 2008 was issued to the Cedar County Treasurer in the amount of \$4,715.98, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #343488 dated February 7, 2008 was issued to the Cedar County Treasurer in the amount of \$608.30, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #343487 dated February 7, 2008 was issued to O'Rourke Motors Inc. in the amount of \$23.45, concerning an administrative correction.

On motion, the Board adjourned at 11:25 A.M., to February 11, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 11, 2008 with the following members present: Boedeker, Campion, Moeller and Chairperson Weih. Sup. Bell was absent.

The Board recited the Pledge of Allegiance.

The Board viewed a copy of a bank statement for the Cedar County Solid Waste Department.

The Board viewed correspondence from Janssen Waterproofing Inc. regarding caulking and masonry services.

The Board viewed an electronic newsletter for the month of January from Representative Jeff Kaufmann.

The Board viewed the 2007 annual report for ECICOG.

The Board viewed correspondence from the Iowa Tourism Office regarding an EITA General Membership Meeting.

The Board viewed MECCA's employee newsletter dated 02-08-08.

The Board viewed correspondence from Risk Management Solutions of Iowa, Inc. regarding the minutes of the 01-31-08 meeting.

The Board acknowledged receipt of correspondence From Connie Fett, Community Service Director regarding supported employment for client #361.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors Lobbyist regarding the Bicycle Bill.

The Board acknowledged receipt of correspondence from Amy Wehde, Home Health Supervisor regarding the hiring of Lisa Forest as a Direct Care Worker.

The Board acknowledged receipt of correspondence from U.S. Highway 30 Coalition regarding a meeting being held 02-22-08.

Engineer Fangmann met with the Board regarding a contract and bond for Project STP-S—C016(64)—5E-16 which includes paving X30 south of West Branch. The cost would be \$1,007,592.58. General discussion followed.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a contract with L.L. Pelling Co. on Project STP-S—C016(64)—5E-16.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Engineer Fangmann met with the Board to review a Utility Permit Application for Iowa Telecom.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for repairing a defective cable on Snaggy Ridge Road up to 265th Street.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize all Board members to sign a letter of support for the Crisis Center in Stanwood.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Auditor Gritton met with the Board as requested regarding tuck pointing the Courthouse. General discussion was held which included but was not limited to what steps we will take to proceed. Engineer Fangmann met with the Board as requested. The Board wondered if he would be able to be the Engineer on the job if needed. His degree is not in structural engineering so he would not be able to. Discussion continued. The Board asked Auditor Gritton to get an informal quote from Maxson Masonry.

The Board discussed what they could do with regards to closing the Courthouse because of inclement weather. They realize they need a policy in place, but wondered what will be fair to everyone. Suggestions were made such as never closing the Courthouse or employees taking unpaid leave or vacation time. No decision was made.

Moved by Sup. Campion seconded by Sup. Moeller to approve the Board Minutes of February 7, 2008.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Engineer Fangmann asked Chairperson Weih if he could sign the 2008 County Weed Commissioner Certification form for Rick Christensen.

Attorney Benz met with the Board as requested regarding the Cedar County Solid Waste Disposal 28E Agreement. The Board would like to change some wording in the document. The Board suggested having a specific amount (\$50,000.00) the county would pay per year. Attorney Benz said the wording could be changed, but this is the agreement they have had for years.

It was noted Handwritten Check #343490 dated February 8, 2008 was issued to the Cedar County Treasurer in the amount of \$2,187.39, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:00 A.M., to February 14, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 14, 2008 with the following members present: Boedeker, Campion, Moeller, and Chairperson Weih. Sup. Bell was absent.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from The Park and Rec Trades.

The Board viewed an ISAC Update dated February 8, 2008.

The Board viewed Legislative News from House Speaker Pat Murphy dated February 8, 2008.

The Board viewed an update from the Iowa Tourism Office dated February 12, 2008.

The Board viewed a report of fees collected for January 2008 submitted by the Clerk of District Court.

The Board viewed correspondence from the Sheriff's Department regarding the resignation of Brett Samuels as a Dispatcher.

The Board viewed correspondence from River Bend Transit regarding a Regular Board Meeting being held February 20, 2008.

Engineer Fangmann met with the Board regarding step raises for three employees.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the following payroll change:

Secondary Road

Jason MacDonald, Maintenance Worker II from 85%-\$14.70/hr to 90%-\$15.57/hr effective 02-26-08.

Jeric Armstrong, Maintenance Worker II from 85%-\$14.49/hr to 90%-\$15.57/hr effective 02-26-08.

Ryan Freitag, Engineering Tech 1 from 80%-\$15.48/hr to 90%-\$17.42/hr effective 02-20-08.

Ayes: Moeller, Campion, Boedeker, Weih

Absent: Bell

General discussion followed which included but was not limited to renting a Kawasaki loader while another one is down and preparing for the upcoming wind and snow.

The Board discussed the Courthouse closing policy. They reviewed policies from the Counties of Iowa and Jones. It was decided to discuss this with Paul Greufe, H.R. consultant on 02-21-08.

Moved by Sup. Boedeker seconded by Sup. Moeller to sign the Cedar County Solid Waste Disposal 28E Agreement.

Ayes: Moeller, Campion, Boedeker, Weih

Absent: Bell

Auditor Gritton met with the Board to set a public hearing date for the FY08-09 County Budget.

Moved by Sup. Boedeker seconded by Sup. Moeller to set the Public Hearing for the FY08-09 County Budget on March 6, 2008 at 9:00 A.M. in the Board Room of the Cedar County Courthouse.

Ayes: Moeller, Campion, Boedeker, Weih

Absent: Bell

General discussion followed including, but not limited to the West Branch School asking for a satellite booth for voting on March 7, 2008 at the school carnival for an upcoming election.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of February 11, 2008.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Moved by Sup. Moeller seconded by Sup. Campion to approve Payroll Checks #130510 - #130683 for the period ending 02-09-08 and to be paid on 02-15-08.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Sheriff Wethington met with the Board regarding hiring two Dispatchers. A Dispatcher has given their resignation and he will have another Dispatcher shadowing for another job in the office. It was the consensus of the Board to hire two Dispatchers. General discussion followed which included but was not limited to grants for overtime and law enforcement protection in Bennett.

It was noted Handwritten Check #343493 dated February 13, 2008 was issued to the Cedar County Treasurer in the amount of \$5,998.17, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #343491 dated February 13, 2008 was issued to the Cedar County Treasurer in the amount of \$778.00, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

On motion, the Board adjourned at 10:05 A.M., to February 21, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 21, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Legislative News from Speaker of the House Pat Murphy dated February 15, 2008.

The Board viewed a "Report of General Assistance" for the month of January 2008 submitted by Patricia Hamann, Director.

The Board viewed an I.S.A.C. Update dated February 15, 2008.

The Board viewed a 2008 Special Winter Warning Edition of the Heartland Insurance Risk Pool newsletter.

The Board viewed an update from the Iowa Tourism Office dated February 19, 2008.

The Board viewed a February newsletter from Rep. Jeff Kaufmann.

The Board viewed a Courthouse masonry evaluation from Maxson Masonry.

The Board viewed a "County Financial Overview January 2008" submitted by The Iowa State Association of Counties.

The Board acknowledged receipt of the minutes of the January 28, 2008 meeting of Volunteer Services of Cedar County.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated February 14, 2008.

The Board acknowledged receipt of a request for an environmental survey from the National Association of Counties.

The Board acknowledged receipt of a Manure Management Plan Annual update for Hermiston Farms, Inc. submitted by Colin Hermiston.

The Board acknowledged receipt of a copy of correspondence to all Cedar County Court Appointed Attorneys, from Sheriff Wethington regarding the revised Jail fees.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director dated 1/30/08 regarding planning for RAGBRAI.

Patty Hamann, H.I.P.A.A. Compliance Officer met with the Board to discuss a request by the Sheriff's Department for a V.P.N. connection and Business Associates Agreement for WahlTek, Inc. to access recording equipment. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize "Solutions", Inc. to install a V.P.N. connection and to approve and authorize Chairperson Weih to sign, a Business Associates Agreement between WahlTek, Inc. and Cedar County.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to give them a snow removal update. He has rented an additional loader and has contracted with two local contractors to blow snow. The Secondary Road Department is focusing the use of the blowers on where they can't push snow back anymore. They are down to 100 tons of salt and will start to mix it with sand at a 3 to 1 ratio. Fangmann thought the salt would last if we don't get a lot of ice. At this time, he can't get anymore salt. Discussion continued. The Engineer reported

that someone ran into the tractor of one of the contractors that was blowing snow. The Department is trying to get the roads that have residences on them open to two lanes. As of Sunday February 17th the snow/ice removal budget is at -\$148,000 and the diesel fuel budget is at -\$8,500. He will try to adjust line items within the overall Secondary Road budget.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of February 14, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Bob Klemme, Custodian met with the Board, as requested, to discuss Courthouse lawn care for 2008. Discussion was held. All Star Turf did the applications last year. The Board reviewed a proposal submitted by All Star Turf for 2008. The applications and the costs are the same as last year.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the proposal by All Star Turf for three applications for a total amount of \$299.25.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board asked Bob Klemme if he had any thoughts concerning resurfacing the east Courthouse parking lot. Klemme told the Board he would like the contractor to fill in the low areas in the parking spaces. He then left the room. Discussion continued concerning the parking lot. The Board agreed that the City of Tipton should be contacted to ask if they would like to resurface the parking lot north of the Courthouse, as was done three years ago. This matter will be discussed further at the next Board meeting.

Iola Ehlers and Sheriff Wethington entered the room.

The Board reviewed tuck pointing proposals. It was noted the correspondence from Maxson Masonry did not include an estimate. Discussion was held with Auditor Gritton regarding her conversation with Don Maxson. She noted she had asked him for an estimate, the same as was asked of the other contractors. The Board agreed that Mr. Maxson should be contacted again to ask for an estimate.

Brief discussion was held concerning the upcoming RAGBRAI event.

Paul Greufe, Human Resources consultant met with the Board to discuss Law Enforcement Center labor relation issues, to give a report on the Human Resources audit that he did and to discuss other human resource matters. Jenni Tholen entered the room. Mr. Greufe requested a closed session to discuss labor relation issues.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 20.17(3), Code of Iowa. (Exempt from recording.)

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sheriff Wethington and Jenni Tholen, Jail Administrator remained in the room.

Moved by Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Iola Ehlers returned to the room.

The Board acknowledged that no decision was made with regard to the prior closed session.

Sheriff Wethington, Jenni Tholen and Iola Ehlers left the room.

Paul Greufe gave a Human Resources audit report. He noted proactive steps are being taken to address and correct items. Discussion was held concerning procedures and possible changes in the future.

Discussion was held concerning the draft of an employee attendance policy. Carolyn Wood joined the discussion to express a concern. Wood expressed concern about the scenario of an employee who may have used up the 12 weeks of Family Medical Leave time, but would possibly still need to use sick leave time for an extended condition. She felt under the proposed policy an employee could possibly be terminated if too much additional sick leave time were taken. Paul Greufe noted Family Medical Leave cannot be counted against an employee if a doctor gives us documentation. Under the Family Medical Leave Act the employee's job would be protected for twelve weeks, but beyond that it is up to the employer. Greufe recommended that if an employee still has sick leave after using the 12 weeks of F.M.L., that nothing happen to an employee until the sick leave runs out, but after the leave runs out a decision would need to be made concerning the position. Discussion continued concerning scenarios. Chairperson Weih felt department heads need a tool to run their departments. Sup. Boedeker referenced language in the proposed policy concerning 24-hour notice, and he felt the notice could be with the understanding that an employee might be on leave for additional days beyond the medical appointment. The employee could return to work before the approved days were used. Mr. Greufe recommended that an employer not guarantee employment after the 12 weeks of F.M.L. is used. The consensus of the Board was that the 24-hour language would address Wood's concern. Carolyn Wood left the room.

Moved by Sup. Bell seconded by Sup. Boedeker to adopt the Employee Attendance Policy, as presented, which would be effective 3-3-2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding Courthouse closings due to inclement weather. Chairperson Weih felt the question was whether employees should be on a pay or no pay status when the Courthouse is closed. Weih leaned towards no pay. Employees would need to use vacation, personal or compensation time. Paul Greufe agreed. Areas of discussion were, but not limited to: whether a policy is needed, who would make the decision to close the Courthouse, what criteria would be used when a closing is being considered, what type of leave time could be used by employees, and whether employees would be allowed to continue to work after the Courthouse was closed. Mr. Greufe will prepare a policy for the Board to review.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #343495 - #343697.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #343494 dated 2/15/08 was issued to the Cedar County Treasurer in the amount of \$1,141.85, for a Delta Dental ACH transfer.

It was noted Handwritten Check #343698 dated 2/20/08 was issued to the Cedar County Treasurer in the amount of \$577.30, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #343699 dated 2/20/08 was issued to the Cedar County Treasurer in the amount of \$2,668.93, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 11:35 A.M., to February 25, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 25, 2008 with the following members present: Boedeker, Moeller, Bell and Chairperson Weih. Sup. Campion was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an I.S.A.C. Update dated February 22, 2008.

The Board viewed Legislative News dated February 22, 2008, submitted by Speaker of the House Pat Murphy.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding week 6.

The Board acknowledged receipt of correspondence from James O. Wright, Iowa State University regarding a Safety Conference & Behavior Based Safety Workshop scheduled for March 13 & 19, 2008.

The Board acknowledged receipt of correspondence from All American Turf Beauty, Inc. regarding lawn care.

The Board noted correspondence from Amy Wehde, Cedar County Public Health to the Cedar County Auditor regarding a payroll change for Amy Wehde, from \$43,721/annually as Home Health Supervisor, to \$50,000/annually as Interim Director until a new Director is in place, effective 2-18-08.

Chairperson Weih appointed Sup. Bell to serve as Acting Chairperson Pro Tem on March 13th.

Phil La Rue, Zoning Director met with the Board to set public hearing dates to review zoning and subdivision petitions. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to set March 17 & 20, 2008 at 9:00 a.m. as the time to review/consider the following petitions:

1. Noah and Jessica Coppess, 203 South Elm Street, Stanwood (Contract Buyers) and Robert Jr. and Patricia Coppess, 303 2nd Avenue, Stanwood (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the SW ¼ of the SW ¼, Section 23, T-82N, R-3W, in Fremont Township, consisting of 1.00 acre more or less.

2. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of allowing construction of single family dwellings on thirteen (13) lots of a proposed seventeen (17) lot subdivision on property located immediately east of the D-Del Subdivision and the Hubler Hollow Second Addition Subdivision in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township. Said A-1 zoned property consists of 10.00 acres more or less.

3. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting a change in zoning from A-1 Agricultural and R-1 Suburban Residential to R-3 Multi-Family Residential for the purpose of allowing construction of two family dwellings on four (4) lots of a proposed seventeen (17) lot subdivision on property located immediately east of the D-Del Subdivision in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township. Said A-1 and R-1 zoned property consists of 4.045 acres more or less.

4. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting approval of a Preliminary Plat of Survey for Cedar View Heights, a seventeen (17) lot subdivision located immediately east of the D-Del Subdivision and the Hubler

Hollow Second Addition Subdivision, in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township, consisting of 25.89 acres more or less.

Ayes: Boedeker, Moeller, Bell, Weih

Absent: Campion

General discussion was held.

Connie Fett, CPC Administrator met with the Board to give consumer updates. She requested a closed session.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(a) Code of Iowa.

Ayes: Moeller, Bell, Boedeker, Weih

Absent: Campion

Moved by Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Bell, Moeller, Boedeker, Weih

Absent: Campion

The Board acknowledged no decision was made with regard to the prior closed session. The closed session pertained to the following: #222, #X26, #124, #128, #135, #148, #190, #359, #361, #382, #407, #Q43, #X16, #X20 and #X37.

Discussion was held with Connie Fett concerning the transition due to her upcoming retirement. She has held a couple training sessions with Julie Tischuk, but noted recently it has been difficult for Tischuk to find time to work with Fett. Discussion was held regarding the Mental Health funding system and a possible change to a residency-based system. Fett will meet again with the Board to discuss the matter when she has more information.

The Board discussed maintenance for the east Courthouse parking lot. It was noted that Doug Boldt, City Manager for Tipton was contacted about the north parking lot. He indicated it was okay to request bids for that lot also. The Board agreed to send a request to three companies.

Moved by Sup. Boedeker seconded by Sup. Moeller to send requests for bids to Kluesner Construction, Inc., Affordable Parking Lot Services, Inc. and Municipal Street Improvements, Inc. for cracksealing, sealing and striping the lots, bids should be received by 4:00 p.m. on 3-17-08, and bids will be opened and action taken at 8:30 a.m. on 3-20-08.

Ayes: Boedeker, Moeller, Bell, Weih

Absent: Campion

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of February 21, 2008.

Ayes: Bell, Moeller, Boedeker, Weih

Absent: Campion

It was noted Handwritten Check #343700 dated 2/22/08 was issued to the Cedar County Treasurer in the amount of \$1,421.30, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:25 A.M., to February 28, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 28, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a news update from the Iowa Tourism Office dated February 26, 2008.

The Board viewed minutes of the February 20, 2008 meeting of River Bend Transit.

The Board viewed a February Newsletter Part 2 from Rep. Jeff Kaufmann.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Pamela S. Annen for a part-time Correctional Officer position.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism Association regarding tourism funding and Capitol news.

The Board acknowledged receipt of correspondence from Maxson Masonry concerning Courthouse tuck pointing.

The Board acknowledged receipt of a "Statistical Summary of Public Libraries in East Central Iowa July 1, 2006 – June 30, 2007 and Directory", from East Central Library Services.

The Board acknowledged receipt of a Manure Management Plan Annual Update for John Sander.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of February 25, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

The Board agreed to send out an amendment to their request for bids concerning the east Courthouse parking lot noting that they would like to include repairs that are needed due to settling where vehicles have parked.

Patty Hamann, Veteran Affairs Secretary met with the Board to review a letter of support for the Iowa Association of County Commissioners of Veteran Affairs requiring each county to employ a qualified Veterans Service Officer. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign the letter of support to be submitted to the Iowa State Association of Counties and Legislators.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sup. Boedeker gave a report on the Heartland Insurance Risk Pool meeting he attended on February 27th. The person that was providing loss control services has resigned. They are trying to hire someone. Cedar County received services prior to his resignation, but other counties would like to ask for bids for the services. The pool is asking for bids from Alternative Risk Services and Arthur J. Gallagher & Co.

Discussion was held regarding tuck pointing the Courthouse. The Board will schedule time to speak with each of the three contractors that submitted an estimate.

Moved by Sup. Campion seconded by Sup. Bell to approve Payroll Checks #130684 - #130847 for the period ending 2-23-08 and to be paid on 2-29-08 for the regular payroll and a lump sum payout to Rick Fleshin for vacation, personal and compensation time.

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #343701 dated 2/27/08 was issued to the Cedar County Treasurer in the amount of \$341.77, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #343702 dated was issue 2/27/08 to the Cedar County Treasurer in the amount of \$4,474.98, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 9:45 A.M., to March 3, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 3, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an I.S.A.C. Update dated February 29, 2008.

The Board viewed Legislative news from Speaker of the House Patrick Murphy dated February 29, 2008.

The Board viewed a Veteran Affairs Commission report with the minutes of the Jan. 22 & Feb. 26, 2008 minutes, submitted by the Patty Hamann, Secretary.

The Board acknowledged receipt of correspondence from Rex Bowden regarding a prescription card program.

The Board acknowledged receipt of correspondence from Jan Schanbacher, Associated Industries of Missouri regarding a 2008 Midwest Region Environmental Conference on March 25 & 26, 2008.

The Board acknowledged receipt of correspondence from the Office of the Governor & Lt. Governor regarding a January/February One Iowa Report.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Focus Farms LLC, submitted by Devon Schott, for Jim Lilienthal, and for Severin Trust-Brian Severin.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding funnel week.

The Board acknowledged receipt of correspondence from Rep. Jeff Kaufmann regarding a bill to ban smoking in public places.

General discussion was held. Discussion was held concerning the two line items in the Sheriff's budget (\$1,900-Fund 11 and \$500-Fund 01) which could be used for animal bounties/animal care. The agreement with Friends of the Animals was reviewed. The consensus of the Board was that the \$500 amount is discretionary to be used when the Sheriff deems necessary.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following new hire:
Sheriff's Department
Pamela S. Annen, Part-Time Correctional Officer at \$11.41/hr effective 2-26-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of February 28, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board held discussion with Engineer Fangmann concerning the condition of the secondary roads. It was noted that some of the roads are very muddy and at times may be impassable for some vehicles. The Board agreed that a press release should be put in the newspapers asking that equipment with heavy loads stay off of the roads when they are soft. The Engineer is trying to get banks pushed back and water away from the roads. It was noted there is also drifting occurring in rural areas. The option of closing some roads was discussed. Further discussion was held. Stuart Clark was contacted about the placement of a press release in The Tipton Conservative. A press release was prepared

by the Engineer and modified by the Board. Engineer Fangmann told the Board he was able to obtain 300 tons of salt.

Moved by Sup. Boedeker seconded by Sup. Campion to waive agenda requirements for discussion and to consider action concerning a resolution providing for prepayment of General Obligation County Refunding Bonds dated November 1, 2001.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Auditor Gritton presented a resolution prepared by Atty. Bob Josten. Review and discussion were held.

Supervisor Bell introduced the resolution next hereinafter set out and moved that said resolution be adopted; seconded by Supervisor Campion and after due consideration thereof by the Board, the Chairperson put the question on the motion and, the roll being called, the following named Supervisors voted:

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Whereupon, the Chairperson declared the resolution duly adopted, as follows:

RESOLUTION

Resolution providing for prepayment of \$965,000 General Obligation County Refunding Bonds, dated November 1, 2001

WHEREAS, \$3,975,000 General Obligation County Refunding Bonds, dated November 1, 2001 (the "Bonds"), were issued by Cedar County pursuant to a resolution passed and approved in 2001, under which the right was reserved to the County to call and prepay all of the Bonds maturing in each of the years 2009 and 2010, inclusive, as a whole or from time to time in part prior to and in inverse order of their maturity on terms of par and accrued interest on any interest payment date on or after June 1, 2008, provided notice shall have first been given by mailing written notice by certified mail, return receipt requested, to each of the registered owners of the Bonds to be redeemed at the addresses shown on the County's registration books maintained by Bankers Trust Company, N.A., Des Moines, Iowa (the "Registrar" or "Paying Agent"), not less than 30 nor more than 45 days prior to the date set for such redemption and prepayment; and

WHEREAS, the County has determined to call and prepay \$965,000 of such Bonds as of June 1, 2008, being Bonds numbered 8 and 9, inclusive, scheduled to mature in each of the years 2009 and 2010, inclusive, in the aggregate principal amount of \$965,000; and

WHEREAS, prior to calling the Bonds for redemption, provision must be made for giving notice thereof as aforesaid;

NOW, THEREFORE, It Is Hereby Resolved and Ordered by the Board of Supervisors of Cedar County, Iowa, as follows:

Section 1. The Bonds numbered 8 and 9, inclusive, in the total aggregate principal amount of \$965,000, and scheduled to mature, as follows:

<u>Maturity Date</u>	<u>Principal Amount</u>
June 1, 2009	\$475,000
June 1, 2010	\$490,000

shall be called for redemption and prepaid as of June 1, 2008, on terms of par and accrued interest to such date of prepayment.

Section 2. The Registrar is hereby authorized and directed to give notice of such redemption by mailing written notice by certified mail, return receipt requested, to each of the registered owners of the Bonds to be redeemed at the addresses shown on the County's registration books, not less than 30 nor more than 45 days prior to the date set for such redemption and prepayment, as provided in the resolution authorizing the issuance of such Bonds.

Section 3. All resolutions or orders or parts thereof, to the extent the same may be in conflict herewith, are hereby repealed.

Passed and approved on March 3, 2008.

The Board reviewed the draft of a policy regarding Courthouse closings due to inclement weather, which was submitted by the County's Human Resources Consultant, as requested. Discussion was held. The draft includes language indicating the Chairman of the Board of Supervisors and the Auditor would make the determination about closing County offices and employees would be required to use vacation, compensatory time or leave without pay for all of the affected hours. Sup. Campion had previously indicated he felt the Courthouse should not close due to inclement weather.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the policy regarding Courthouse closings due to inclement weather, as presented.

Ayes: Bell, Moeller, Boedeker, Weih
Nay: Campion

It was noted Handwritten Check #343703 dated 2/29/08 was issued to the Cedar County Treasurer in the amount of \$2,627.82, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:45 A.M., to March 6, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 6, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed County budget expense, revenue and insurance fund status reports, submitted by the Auditor.

The Board viewed correspondence from Sheriff Wethington regarding the resignation of Stacy Brown from a Correctional Officer position.

The Board viewed a news update from the Iowa Tourism Office dated March 4, 2008.

The Board viewed a March 2008 Prosperity Eastern Iowa Newsletter, submitted by Karen Adams of the East Central Intergovernmental Association.

The Board viewed a Preliminary News Release and Draft of Independent Auditor's Reports for the fiscal year ended June 30, 2007.

The Board acknowledged receipt of an I.S.A.C. Legislative Alert regarding the critical situation of the county road systems.

The Board acknowledged receipt of correspondence from Mike Wentzien regarding a response to I.S.A.C. concerning the county road system and the condition of roads.

The Board acknowledged receipt of correspondence from Paul J. Greufe, Human Resources Consultant concerning a call from a department head regarding common law marriages and the impact on policies.

The Board acknowledged receipt of correspondence from Recorder Thumm asking for a determination as to funeral leave for an employee.

The Board acknowledged receipt of the minutes of the February 20, 2008 meeting of the Planning & Zoning Commission.

The Board acknowledged receipt of correspondence from Wes Ehrecke, CAE, President, Iowa Gaming Association regarding the benefits the gaming industry provides.

The Board acknowledged receipt of correspondence from the U.S. Highway 30 Coalition concerning "Lobbying Day At The Capitol" on March 19, 2008.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 3, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

Steve Nash, Public Works Director, City of Tipton briefly met with the Board to discuss planting trees. Discussion was also held concerning the resurfacing of the parking lots on the east and north sides of the Courthouse. Engineer Fangmann joined the discussion, as requested.

This being the time set for a public hearing on the proposed FY2008-2009 County Budget. Those in Attendance were: Auditor Gritton, Connie Fett, Julie Tischuk and Patty Hamann. Chairperson Weih read the legal notice. There were no written or verbal objections on file. Auditor Gritton reviewed the adoption and certification summary. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to reduce the compensation Board's recommendation by 50% for the FY2008-2009 salaries of elected officials, which would set their FY2009 salaries as follows: Sheriff-\$55,826.00, County Attorney-\$68,136.00, Treasurer-\$43,630.00, Recorder-\$43,640.00, Auditor-\$44,101.00 and Supervisors-\$24,048.00.

Ayes: Boedeker, Campion, Moeller, Weih
Nay: Bell

Moved by Sup. Bell seconded by Sup. Moeller to designate \$85,000.00 of the FY07-08 ending General Fund balance for Courthouse tuck pointing, to be spent in FY08-09.

Ayes: Weih, Bell, Moeller, Boedeker, Campion

Moved by Sup. Boedeker seconded by Sup. Bell to adopt the FY2008-2009 County Budget, as proposed and presented, and authorize Chairperson Weih to sign the same.

Ayes: Weih, Bell, Moeller, Campion, Boedeker

Moved by Sup. Moeller seconded by Sup. Bell to close the public hearing.

Ayes: Weih, Bell, Moeller, Campion, Boedeker

The hearing was closed at 9:07 a.m.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Charline Thumm, Connie Fett, Julie Tischuk, Cari Gritton, Patty Hamann, Dan Lett, Bob Klemme, Sue Faith, Rob Fangmann, Mike Dauber, Carolyn Wood, Phil La Rue, Gary Jedlicka, Sterling Benz and Amy Wehde. A memo was distributed concerning the new Courthouse closing policy, which in most cases would pertain to closing offices due to inclement weather. Chairperson Weih noted several employees have not yet returned the acknowledgement concerning the attendance policy. He stated it is the department head's responsibility to see that these documents are signed and returned to the Auditor's Office. It was noted there are other personnel documents to be signed, and Weih indicated that if the County is fined due to incomplete documentation, the funds would come out of the budgets of individual departments. Those in attendance were given an opportunity to relay items concerning their departments. Julie Tischuk is holding interviews for the Case Management Office Manager position. Cari Gritton noted the Auditor's Office has processed approximately 900 voter registration applications from the caucuses. She told the Board there has been a request for a satellite voting station for the West Branch Special School Election. Auditor Gritton and Tarah Lovell, Clerk will be working at the voting station this Friday afternoon and evening. Gritton referenced the draft of the County Audit. Dan Lett reported that Van Guard has finished up the work on the rural revaluation, and they've met with property owners on their valuations. Bob Klemme said there are three file cabinets and a desk in the store room that are available for use. Sue Faith noted the Emergency Management and 911 Boards are holding interviews for a Director position. She also reported the County may be able to tag on with another law enforcement agency to utilize a reverse 911 system. Rob Fangmann gave a report on the condition of the roads. He noted the snow removal budget is at a \$250,000 deficit and the diesel fuel budget is at a \$50,000 deficit. Discussion was held regarding public health and case management visits and the contacts/arrangements that are being made to address individuals' needs. Mike Dauber reported that the Conservation Department received \$1,000 from the local organization of the National Turkey Federation. Pheasants Forever will be matching those funds. Dauber is working on another grant. Phil La Rue said 30 people have signed up for a food class in March. Gary Jedlicka noted property taxes are due this month. Amy Wehde reported that applications are being accepted for the Public Health Director position.

The Board met with County Attorney Benz to discuss correspondence they received regarding common law marriages and County policy. Auditor Gritton was in attendance, as requested by the Board. Atty. Benz told the Board he has done some research on

common law marriages. He advised that a couple would need: 1) intent to be married; 2) cohabitation; and 3) hold themselves out as being husband and wife. Reference was made to an Affidavit of Common Law Marriage signed by an employee. Atty. Benz thought perhaps a common law marriage would be established through the Courts. He has researched case law, but found nothing. Benz advised that as an employer, he didn't know how the County would determine that a couple is married under common law principles or that a couple is not married under those principles. Sup. Bell noted that at a seminar he recently attended it was indicated that perhaps a determination for a common law marriage could be if the individuals filed a joint tax return. All members of the Board of Supervisors stated that they were unaware that an affidavit had been signed and accepted by the former Human Resources Director. Atty. Benz had a problem with the affidavit, and noted no one had talked to himself or the former County Attorney regarding this matter. Benz has discussed this matter with the current Human Resources consultant. Discussion continued. County Attorney Benz advised that this matter needs to be addressed, and it is a matter of policy. The Board agreed that Auditor Gritton should do some research to obtain some background information on this matter as to who allowed this and who had knowledge of this. Atty. Benz and Auditor Gritton left the room. Auditor Gritton later returned to the room to report on her conversation with Phil Waniorek of Administrative Solutions, Inc. regarding this matter.

Engineer Fangmann met with the Board to discuss his plans for rocking the roads in the Spring. Sup. Campion was out of the room. Fangmann plans to spot rock where needed rather than follow the Spring rock program. Campion returned to the room. Brief discussion continued concerning possible road closings, obtaining barricades, rock and the condition of the roads. He noted the Explorer needs transmission repairs.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #343704 - #343895.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #343896 dated 3/5/08 was issued to the Cedar County Treasurer in the amount of \$641.17, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #343897 dated 3/5/08 was issued to the Cedar County Treasurer in the amount of \$338.20, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #343899 in the amount of \$451.94 dated 3/6/08 was issued to VISA as an administrative correction.

On motion, the Board adjourned at 11:00 A.M., to March 10, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 10, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an I.S.A.C. Update dated March 7, 2008.

The Board viewed 2007-2008 inmate billing information and documentation concerning calls received, papers served and violations issued, submitted by Sheriff Wethington.

The Board viewed a "Report of General Assistance" for the month ending February 29, 2008 submitted by Patty Hamann, Director.

The Board acknowledged receipt of a copy of an Iowa Department of Corrections Jail Inspection Report for the Cedar County Jail, submitted by Sheriff Wethington.

The Board acknowledged receipt of documentation from the Des Moines, Iowa (AP) entitled "Winter takes its toll on gravel roads", submitted by Engineer Fangmann.

The Board acknowledged receipt of correspondence from Cindy Campion thanking the Board for the sick leave benefit.

The Board acknowledged receipt of a Statement of Bidders Qualifications from Karr Tuckpointing.

The Board acknowledged receipt of correspondence from the Iowa County Engineer's Association Service Bureau regarding their Spring meeting on March 13, 2008.

The Board acknowledged receipt of correspondence from Delbert G. Longley, Chief Jail Inspector, Department of Corrections regarding the Cedar County Jail inspection on March 6, 2008.

The Board acknowledged receipt of correspondence from Representative Jeff Kauffmann regarding bills that passed out of committee during funnel week.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Richard F. Shumaker.

The Board noted correspondence from Amy Wehde, Home Health Supervisor, Cedar County Public Health regarding a payroll change for Cindy Bailey, Home Care Aide from \$9.00/hr to \$9.25/hr effective 3-6-08.

Bill Clark of Karr Tuckpointing Company Inc. met with the Board to review a proposal concerning tuck pointing the Courthouse. Bob Klemme, Custodian was in attendance. Discussion was held.

Richard, Mike & Tom Schoonover of Schoonover Tuckpointing Co. Inc. met with the Board to review a proposal concerning tuck pointing the Courthouse. Bob Klemme, Custodian was in attendance. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 6, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Mike Dauber, Director of the Conservation Board met with the Board to discuss an inquiry by Lauren Wear concerning land on the Hoover Nature Trail. Mr. Dauber noted Mr. Wear will be attending the Conservation Board meeting this evening, and Dauber

believes it is the intent of the Conservation Board to Quit Claim Deed land back to Mr. Wear.

Recorder Thumm met with the Board to discuss office security. Fred Sander, Security Guard was in attendance. Thumm told the Board there was a very unhappy individual at their office last week. She wondered if a panic button could be installed in the office. At the time of the incident a Department of Natural Resources office was called to answer the individual's questions and to assist with a situation that seemed to be developing. The Recorder was unable to reach the Courthouse Security Guard. Mr. Sander noted he sometimes has to have his radio on the Sheriff's channel which is different than the Courthouse channel. Sup. Boedeker asked why the individual was upset. Recorder Thumm explained. The following options were discussed: calling 911, keeping doors shut and locked, monitoring traffic going in and out of the office, researching a different type of radio system and calling Sander's cell phone number. Discussion continued. The Security Guard will do some research, prepare a proposal and report back to the Board.

Don Maxson of Maxson Masonry met with the Board to review a proposal concerning tuck pointing the Courthouse. Bob Klemme, Custodian was in attendance. Discussion was held. After the Board told Maxson that he could not cut and reseal above and below the window sills due to the new windows and where the pivot points were from the old windows, Mr. Maxson deducted \$10,000 from his estimate.

Discussion was held regarding the tuck pointing proposals. No decision was made.

Engineer Fangmann met with the Board to set a bid letting date for pavement markings project #M2008C and to request approval of the 2008 bridge inspection contract with Calhoun Burns & Associates.

Moved by Sup. Boedeker seconded by Sup. Moeller to set April 7, 2008 at 10:00 a.m. as the time for a bid letting date for 2008 pavement markings project #M2008C.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The proposed contract with Calhoun-Burns is for inspecting approximately 126 structures at a cost of \$121/structure for a total amount of \$15,280. Last year the cost was \$118/structure. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the contract between Cedar County and Calhoun-Burns And Associates, Inc. in the amount of \$15,280.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held.

It was noted Handwritten Check #343898 dated 3/7/08 was issued to the Cedar County Treasurer in the amount of \$912.46, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:30 A.M., to March 13, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 13, 2008 with the following members present: Campion, Moeller and Acting Chairperson Pro Tem Bell. Chairperson Weih was absent due to attendance at the I.S.A.C. Spring School and Chairperson Pro Tem Boedeker was absent due to attendance at a R.A.G.B.R.A.I. meeting.

The Board recited the Pledge of Allegiance.

The Board viewed a report of fees collected for February 2008, submitted by the Clerk of the District Court.

The Board viewed correspondence from Jenni Tholen, Jail Administrator, Sheriff's Department regarding inactivating the file of Loren Gritton, Temporary Correctional Officer.

The Board viewed correspondence from Connie Fett, CPC Administrator dated 3-11-08 regarding funding for project #Q77.

The Board viewed Cedar County Case Manager case load reports for February 2008.

The Board viewed an update from the Iowa Tourism Office dated March 11, 2008.

The Board viewed Winter 2008 County Zoning News submitted by Iowa County Zoning Officials.

The Board acknowledged receipt of correspondence regarding "The Fifth Annual Hoover-Wallace Dinner".

The Board acknowledged receipt of a copy of correspondence from Sheriff Wethington to the Mayor and City Council for the City of Bennett regarding law enforcement and that the city is responsible for providing protection.

The Board acknowledged receipt of a Manure Management Plan Annual Update for R & S Horman Farms, Ltd., submitted by Randy Horman.

The Board acknowledged receipt of correspondence from Bill Karr, Karr Tuckpointing regarding the exterior masonry repair proposal for the Courthouse.

The Board acknowledged receipt of a copy of correspondence from Tammy LeMaster to Assistant Engineer Hull and Engineer Fangmann's response to LeMaster.

The Board reviewed the Management's Discussion and Analysis of Cedar County's annual financial statements for the fiscal year ended June 30, 2007. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Campion to approve the document, as presented by Auditor Gritton, to be included in the FY07 County Audit.

Ayes: Campion, Moeller, Bell

Absent: Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve the Board Minutes of March 10, 2008.

Ayes: Bell, Moeller, Campion

Absent: Boedeker, Weih

General discussion was held.

Moved by Sup. Campion seconded by Sup. Moeller to approve payroll checks #130848 - #131024 for the period ending 3-8-08 and to be paid on 3-14-08.

Ayes: Campion, Moeller, Bell
Absent: Boedeker, Weih

It was noted Handwritten Check #343900 dated 3/12/08 was issued to the Cedar County Treasurer in the amount of \$343.83, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #343901 dated 3/12/08 was issued to the Cedar County Treasurer in the amount of \$624.93, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 9:45 A.M., to March 17, 2008.

Cari Gritton, Auditor

Jon E. Bell, Acting Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 17, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an I.S.A.C. Update dated March 14, 2008.

The Board viewed Legislative news from Speaker of the House Pat Murphy dated March 14, 2008.

The Board viewed a March newsletter from Representative Jeff Kaufmann.

The Board viewed correspondence from Connie Fett, Community Services Director/CPC Administrator rescinding her resignation.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated March 17, 2008.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism Association regarding a call for historic crafts from the late 1800's and Welcome Center training on April 21-23.

The Board acknowledged receipt of correspondence from Jessica O'Riley, Iowa Department of Economic Development regarding Unity Day on April 18.

The Board acknowledged receipt of correspondence from Americans for Balanced Energy Choices regarding convention luncheons on August 27 and September 3.

The Board acknowledged receipt of a document from the Auditor's Office noting which employees had returned or not returned a signed acknowledgement concerning the attendance policy.

Mike Dauber, Director of the Conservation Board met with the Board to discuss deeding property back to a Wear Family Trust. The property was originally deeded to the Hoover Nature Trail and then deeded to Cedar County. County Attorney Benz was in attendance. Attorney Benz gave background information on the property. The property has not been used for a nature trail as was intended so it should be conveyed back to the trust. Benz advised the use of a Quit Claim Deed. He did not advise the use of a Warranty Deed since the County would not be warranting the title.

Moved by Sup. Bell seconded by Sup. Moeller to Quit Claim Deed the property back to The Wear Family Trust and adopt the following resolution authorizing the Chairman and County Auditor to sign the Deed:

RESOLUTION APPROVING EXECUTION OF QUIT CLAIM DEED

Whereas Cedar County, Iowa, was conveyed an interest in real estate described as the Southwesterly 50' of Chicago, Rock Island and Pacific Railroad Company's main line track located in the SE1/4 of Section 35, Twp. 79N, R4W, Cedar County, Iowa, by Hoover Nature Trail, Inc. in a deed recorded in Book 758, Pages 136-140, in the office of the Cedar County Recorder; and

Whereas the title to the said real estate was subject to the conditions and right of reversion set forth in a deed, a copy of which is attached hereto and marked as Exhibit "A"; and

Whereas the nature trail required to be constructed on the said real estate by the terms of the deed, a copy of which is attached hereto as Exhibit "A", has not been constructed and the said real estate has not been used as a nature trail; and

Whereas neither the Cedar County Conservation Board nor the Cedar County Board of Supervisors intend to construct a nature trail on the said real estate or to use it for any purpose; and

Whereas the Trustee of the Wear Family Trust has requested a quit claim deed from Cedar County, Iowa, to settle the Trust's claim to said real estate and in aid of the Trust's title to said real estate as per the right of reversion set forth in the deed, a copy of which is attached hereto as Exhibit "A".

It is hereby resolved the Chairperson of the Cedar County Board of Supervisors and the Cedar County Auditor are hereby authorized to execute a deed, a copy of which is attached hereto and marked as Exhibit "B" and deliver same to the Trustee of The Wear Family Trust to settle its claim to the real estate described thereon.

Discussion was held.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held concerning the upcoming R.A.G.B.R.A.I. event.

The Board reviewed a petition for Nebergall's Third Addition, a minor subdivision. Zoning Director Phil La Rue, Allison Holub, Engineer Fangmann and Dan & Teresa Kohl were in attendance. Engineer Fangmann noted the existing access will need to be moved to the east and will serve two residences. Allison Holub asked if they could start construction before the access is moved. Discussion continued.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition for Nebergall's Third Addition subject to the petitioner changing the driveway when the weather is fit and to adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Nebergall's Third Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Nebergall's Third Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 17th day of March, A.D., 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

This being the time set for a public hearing to review/consider the following petitions:

1. Noah and Jessica Coppess, 203 South Elm Street, Stanwood (Contract Buyers) and Robert Jr. and Patricia Coppess, 303 2nd Avenue, Stanwood (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the SW ¼ of the SW ¼, Section 23, T-82N, R-3W, in Fremont Township, consisting of 1.00 acre more or less.

2. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of allowing construction of single family dwellings on thirteen (13) lots of a proposed seventeen (17) lot subdivision on property located immediately east of the D-DeI Subdivision and the Hubler Hollow Second Addition Subdivision in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township. Said A-1 zoned property consists of 10.00 acres more or less.

3. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting a change in zoning from A-1 Agricultural and R-1 Suburban Residential to R-3 Multi-Family Residential for the purpose of allowing construction of two family dwellings on four (4) lots of a proposed seventeen (17) lot subdivision on property located immediately east of the D-Del Subdivision in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township. Said A-1 and R-1 zoned property consists of 4.045 acres more or less.

4. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting approval of a Preliminary Plat of Survey for Cedar View Heights, a seventeen (17) lot subdivision located immediately east of the D-Del Subdivision and the Hubler Hollow Second Addition Subdivision, in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township, consisting of 25.89 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director and Engineer Fangmann, Noah Coppess, Theresa Kohl, Daniel Kohl and Glen Meisner of MMS Consultants were in attendance.

Petition #1 was addressed. There were no written or verbal objections on file. The Iowa Department of Transportation will do the review for a driveway permit. The Corn Suitability Ratings range from 32 to 100. Noah Coppess noted that where they intend to build is in the area where there is sandy soil. Discussion was held. Sup. Boedeker asked if there would be no other houses. Coppess said there would not, but they are considering building a shop and a grain bin.

Moved by Sup. Boedeker seconded by Sup. Campion to approve a petition by Noah and Jessica Coppess, Stanwood (Contract Buyers) and Robert Jr. and Patricia Coppess, Stanwood (Owners), as defined above, and to waive the second hearing scheduled for March 20, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Petition #2 was addressed. Phil La Rue noted there were verbal concerns and a letter of concern at the Planning & Zoning Commission meeting regarding the Kohl petitions. There was also a letter of objection submitted to the Board. Chairperson Weih read a letter of concerns submitted by Karen & Richard Russett, correspondence from Joel Brown and a letter of objection from Dan & Donna Nevins. Mr & Mrs. Russett expressed concerns about water runoff and road traffic. They own Lot 1 in the D-Del Subdivision. La Rue noted the area upslope from their lot has been developed. He believes they are worried about ATV and dirt bike traffic, which has been referred to the Sheriff's Office. Joel Brown is concerned with the proposal for multi-family condominiums and preservation of farmland and timber. Mr. & Mrs. Nevins expressed concerns about erosion, mosquitoes because of standing water, runoff, duplexes/value of senior citizens moving to the area, effects on environment (woodland, streams & wildlife), cutting timber/vegetation, sight distance to assure safety, traffic, road improvements, traffic counts, snow removal, possible devaluation of property and approval of another petition. Engineer Fangmann noted the car counts are 260 on the gravel and 650 on the paved portion. He didn't receive a call that the road was closed for three days, noting it was open to at least one lane. Phil La Rue referenced Section 7.1.e.11 in of the Subdivision Ordinance regarding sight distance. Fangmann said the sight distance has been checked, and it is adequate for a major subdivision. La Rue noted Section 8.5.b.19 of the ordinance would be covered under the final plat. Discussion continued. Mr. La Rue said the Clean Water Act Section 404 is covered under the Iowa NPDES general permitting. Since Mr. Kohl is disturbing more than one acre, he is required to apply for approval from the State for erosion control and storm water management. Sup. Bell felt that is why there is drainage and out lot areas. Mr. La Rue felt the wave action in the out lots and pond area would negate development of mosquitoes. They'll make sure that there are not wet spots. Discussion was held concerning increased traffic. Engineer Fangmann noted that in general it would be 10 cars/day/household. Phil La Rue said there could be potentially 20 cars/day with multi-family dwellings. Fangmann noted the developers have stated that they are willing to put down dust control on Adams Avenue from the paved road to beyond the subdivision to

the intersection. Mr. Kohl said 300 feet back to the south. He noted some of the neighbors have already been putting down dust control, and he would tie into that. Fangmann encouraged them to stipulate that as part of the final plat. Further discussion was held concerning dust control. Fangmann indicated he has encouraged the developers and neighbors to look into an assessment district to get the road resurfaced down to 138th Street. Discussion was held regarding possible resurfacing. Sup. Weih felt it would benefit to have more people contributing to a hard surfaced road. La Rue indicated some of the neighbors do not want their taxes to go up due to property value increases. Weih noted some have indicated they are concerned about devaluation of property. Phil La Rue referenced the Comprehensive Plan noting it discourages scattered residential development when the resulting density will not support a whole broad range of services and lend itself then to the future land use plan. La Rue indicated there is residential development in this area due to Adams Avenue being on the list to possibly be resurfaced and due to the Supervisors approving other petitions in this area. He didn't see how they could deny these petitions, if they comply with the rules. Sup. Moeller wondered about the concern of cutting trees. Phil La Rue felt they would need an inventory of the trees to address that concern. Sup. Champion felt some of these problems may solve themselves because people may want a hard surfaced road and would petition the Supervisors for that. La Rue felt the people in Buffalo Ridge may be heading in that direction. Champion felt the Kohl's would make sure this is done right because they would have quite an investment in this. The Lisbon Fire Department has indicated they would provide services. Mr. La Rue felt the Coppess petition was a policy decision. Chairperson Weih asked if the petitioners had any comments. Glen Meisner addressed the Board for the petitioners. He noted this tract of land is currently ag land between residentially zoned tracts, and it fits with the County's plan. Meisner stated the interior road will be paved (PCC), they will work with the County Engineer on access and sight distance, each well will serve 5-6 lots, they've looked at septic systems, soil tests have been done, there would be utilities to serve the subdivision, they are conscious of the current neighbors, there will be separations between developments, the C.S.R.'s are low for the most part, some of the trees do need to be harvested, new trees will be planted, application will be made for an NPDES permit and they will put seeding in place so soil does not go onto property of others. Phil La Rue asked about the Magellan Pipeline. Mr. Meisner said they are working with them. He indicated there is a document that tells the developers what they have to do, and he felt they could meet their requirements. La Rue noted the pipeline is in Out Lots A & B, there would be no property lines in that easement and those out lots are not to be developed or sold off. Discussion continued concerning pipelines. Phil La Rue would like to see something in writing from Magellan concerning the development. Daniel Kohl indicated they want the area to be attractive, and they want the water to go to the east for a lake. Sup. Boedeker suggested that there should be another hearing on these petitions due to the objections presented. Weih felt the petitioners have adequately addressed the concerns that they are capable of addressing. He felt the wildlife concern is subjective. Sup. Bell asked if Lot 3 of Hubler Hollow is currently zoned R1. La Rue said yes and if this zoning/subdivision is approved, it would be re-platted as Lot 17. There is a well on that lot. No water lines would cross the pipeline. Covenants will be created for the subdivision. Discussion was held concerning wells and water supply systems.

Moved by Sup. Moeller seconded by Sup. Bell to approve petition #2 by Daniel and Teresa Kohl, Mechanicsville (Owners) as defined above, and to hold the second hearing.

Ayes: Boedeker, Moeller, Bell, Weih
Nay: Champion

Petition #3 was addressed. Phil La Rue referenced the multi-family dwellings language in the Subdivision Ordinance. Sup. Moeller asked how many additional residents there could potentially be. Mr. Meisner said 24 in the multi-family dwellings and 39 in the single family dwellings. Sup. Bell referenced Joel Brown's concern about condominiums. He felt that had been answered. Phil La Rue recommended that the developer be restricted to one duplex per lot. Weih felt Brown was concerned about services for the elderly who might live there. Sup. Bell noted they cannot control who lives there. Weih agreed. Phil La Rue said all the Board can do is try to protect the safety, health and welfare of the citizens. Mr. Kohl felt there is a market for the

duplexes, and he is trying to create an atmosphere of affordable housing in the Lisbon area. He thought perhaps the housing could be purchased by someone who is downsizing or doesn't want to push snow. Discussion continued.

Moved by Sup. Bell seconded by Sup. Boedeker to approve petition #3 by Daniel and Teresa Kohl, Mechanicsville (Owners), as defined above.

Discussion was held. It was clarified that this petition is for one structure for two families.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Petition #4 was addressed. Phil La Rue noted there is a Ground Water Hazard Statement and fence agreements. There has been a soil evaluation. The City of Lisbon is doing a territorial review. Mr. Meisner attended a City Council meeting and indicated they do not have a problem with this. Engineer Fangmann indicated 135th Street is to be asphalt or concrete to County standards. Arrowhead Avenue and Fawn Lane are to be a macadam base. There is no intent now to take the roads into the County system. Meisner felt the plat meets the County ordinance and plans. It was noted an assessment district could be discussed later. Brief discussion continued.

Moved by Sup. Boedeker seconded by Sup. Bell to approve petition #4 by Daniel and Teresa Kohl, Mechanicsville (Owners), as defined above, and the owners must supply dust control a minimum of 300 feet south of the subdivision entrance to the paved road to the north.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Connie Fett, CPC Administrator met with the Board to discuss the New Horizon Residential burial account, the Iowa Department of Human Services Community Mental Health Center Affiliation, the Community Services Director/CPC Administrator transition and an annual performance review. Fett told the Board the burial account needs to be opened in her name or closed. There is approximately \$585.50 in the account. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to close the New Horizon Residential Memorial Fund burial account at US Bank and to return the funds to the Mental Health Fund.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to authorize Chairperson Weih to sign an Iowa Department of Human Services Community Mental Health Center Affiliation form for FY09 designating CMHC for Mid-Eastern Iowa.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding the Community Services Director/CPC Administrator position/transition. Chairperson Weih asked Connie Fett if she is rescinding her retirement resignation. Fett said yes. Julie Tischuk, Director of the Case Management Department joined the discussion, as requested. Chairperson Weih asked for her opinion on this matter. Tischuk had no problem with Fett's request and indicated it was fine with her. Fett suggested that she keep working with Tischuk. Reference was made to previous action taken on January 10th concerning this matter. Julie Tischuk told the Board they would like to keep the additional five hours in place for the Office Manager. It was agreed by the Board and Tischuk that a part-time Case Manager would not be hired at this time and that she would come back to the Board if she wanted to discuss hiring a Case Manager.

Moved by Sup. Bell seconded by Sup. Boedeker to rescind the motion made on 1-10-08 to combine the Offices of Community Services/CPC Administrator and Case Management.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to accept Connie Fett's letter requesting to rescind her resignation.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Connie Fett requested a closed session for her annual performance review.

Moved by Sup. Bell seconded by Sup. Moeller to go into closed session as allowed under Section 21.5.1(i), Code of Iowa.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

Moved by Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board acknowledged that no decision was made with regard to the prior closed session.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the renewal of a Class A Beer Permit with outdoor service area and Sunday sales for Wahkonsa Country Club.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to approve a Class C Liquor License with outdoor and Sunday sales for Cedar Valley Golf.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of March 13, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign an Iowa Department of Public Health Request for Bid for funds for Fiscal Year 2009 County Substance Abuse Prevention Services.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Auditor Gritton met with the Board to discuss a FY07-08 budget amendment. Connie Fett, CPC Administrator was in attendance. Discussion was held regarding a potential invoice for a consumer, which would be paid out of Department 53-District Court. The Board agreed to wait until an invoice is received and/or until they can budget for the amount. The Board agreed to put an additional \$15,000 in the proposed budget amendment for Courthouse tuck pointing. The Board agreed they would like to schedule additional time to meet with Don Maxson for clarification and questions concerning his tuck pointing proposal.

Moved by Sup. Bell seconded by Sup. Boedeker to approve sending a letter of support to the Iowa Department of Elder Affairs for Heritage Area Agency on Aging's application for funding for an Aging and Disability Resource Center pilot project.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to discuss a 2008 Maintenance policy for application of dust control and the hiring and pay scale for a Summer Intern position. Mark Knouse, Carol J. Wade, Sharon C. Bowers and Betty Cram were in attendance. The proposed maintenance policy was reviewed. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Maintenance Policy for Application of Dust Control as presented.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann told the Board he would like to hire for a Summer Intern position. His department has a busy construction season this year. Fangmann proposed hiring at \$11.00/hr if the applicant is a Civil Engineering student and at \$10.00/hr if the individual is not an Engineering student. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to allow the Engineer to hire for a Summer Intern position and to approve hiring at \$11.00/hr if the individual is a Civil Engineering student or if not, to hire at \$10.00/hr.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

In other business, Engineer Fangmann reported Cedar County would be reimbursed \$150,000 from FEMA for damages due to the December snow/ice storm.

Sharon Bowers, Director of the Wilton Public Library; Betty Cram, President of the Wilton Public Library Board; Carol Wade, Mayor of the City of Wilton and Mark Knouse met with the Board to request support for the Wilton Library/Community Center project. They gave some background information concerning the project and noted they are applying for a Vision Iowa Grant in the amount of \$650,000. Sharon Bowers told the Board that 9% of the registered library patrons are Cedar County residents. There was a request for a letter support and a monetary donation of \$10,000 or \$5,000 over a ten-year period. Discussion was held. Chairperson Weih noted the Board would discuss this request and make a decision at a later date.

It was noted Handwritten Check #343902 dated 3/14/2008 was issued to the Cedar County Treasurer in the amount of \$565.80, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:50 A.M., to March 20, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 20, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a news update from the Iowa Tourism Office dated March 18, 2008.

The Board acknowledged receipt of correspondence from Jane I. Duax and Carrie La Seur, Plains Justice regarding input from environmental caucuses.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated March 18 & 19, 2008.

The Board acknowledged receipt of correspondence from Mike King, Union County Supervisor, ISAC President regarding the Scholarship Golf Fundraiser.

The Board acknowledged receipt of correspondence from Jill Holstein regarding wolves in rural area.

The Board acknowledged receipt of a Certificate of Liability Insurance coverage and references from Maxson Masonry.

The Board opened sealed bids for maintenance of the east Courthouse parking lot. They were read as follows:

Kluesner Construction, Inc.	\$4,170.00
Affordable Parking Lot Services, Inc.	\$4,246.00
Municipal Street Improvements, Inc.	Option #1 \$7,483.00
	Option #2 \$4,911.00

Review and discussion were held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the bid by Affordable Parking Lot Services, Inc. in the amount of \$4,246.00.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to appoint Jody Yutesler to the Planning & Zoning Commission to fill a term that expires on 12/31/2010.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to authorize Chairperson Weih to sign the Union Agreement between Cedar County and Communications Workers of America, AFL-CIO Local 7101 which is effective 7-1-2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding a request for support for the Wilton Library/Community Center project.

Moved by Sup. Boedeker seconded by Sup. Moeller to give a one time contribution of a total of \$5,000 over a five year period commencing in FY2009-2010 to be taken out of the Rural Fund and to send a letter of support for the Vision Iowa Grant.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

This being the time set for the second hearing on the following petitions:

1. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for

the purpose of allowing construction of single family dwellings on thirteen (13) lots of a proposed seventeen (17) lot subdivision on property located immediately east of the D-Del Subdivision and the Hubler Hollow Second Addition Subdivision in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township. Said A-1 zoned property consists of 10.00 acres more or less.

2. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting a change in zoning from A-1 Agricultural and R-1 Suburban Residential to R-3 Multi-Family Residential for the purpose of allowing construction of two family dwellings on four (4) lots of a proposed seventeen (17) lot subdivision on property located immediately east of the D-Del Subdivision in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township. Said A-1 and R-1 zoned property consists of 4.045 acres more or less.

3. Daniel and Teresa Kohl, 0231 Charles Avenue, Mechanicsville (Owners) – Requesting approval of a Preliminary Plat of Survey for Cedar View Heights, a seventeen (17) lot subdivision located immediately east of the D-Del Subdivision and the Hubler Hollow Second Addition Subdivision, in the NE ¼ of the SW ¼, Section 19, T-82N, R-4W, in Pioneer Township, consisting of 25.89 acres more or less.

Phil La Rue, Zoning Director and Daniel & Teresa Kohl were in attendance. Chairperson Weih read a portion of the legal notice and noted the petitions were read at the public hearing on 3-17-08. There were no additional comments or objections on file. Review and discussion were held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve at the second hearing petitions 1, 2 & 3 by Daniel and Teresa Kohl, Mechanicsville (Owners), as defined above, and to approve and adopt the following resolution:

RESOLUTION APPROVING MAJOR PLAT

WHEREAS, a Preliminary Plat of Cedar View Heights, a Subdivision in Cedar County, Iowa, has been filed with the Planning and Zoning Commission of Cedar County, Iowa, and a recommendation approving the same has been duly passed by the Planning and Zoning Commission of Cedar County, Iowa, and referred to the Board of Supervisors of Cedar County, Iowa, and after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Preliminary Plat of the said Cedar View Heights, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 20th day of March, A.D., 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Brief discussion was held with Phil La Rue, Environmental & Zoning Director and County Attorney Benz regarding wild/exotic animals. Atty. Benz suggested obtaining sample ordinances for review and discussion.

Discussion was held concerning attendance policy acknowledgements that have not been returned to the Auditor's Office. The County's Human Resources consultant will be contacted regarding how to proceed concerning this matter.

Discussion was held regarding the upcoming R.A.G.B.R.A.I. event. County Attorney Benz and Phil La Rue were in attendance. The Board had received a request to adopt a resolution requiring individuals in rural areas to obtain food stand permits from the City of Tipton and the fees would also go to the City. Atty. Benz relayed his research concerning the matter. Discussion was held. The Board agreed they would not adopt a resolution, Phil La Rue should enforce the State food code and these matters should be handled through the Board of Health.

Auditor Gritton met with the Board to review items concerning the proposed FY07-08 County budget amendment. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to set April 7, 2008 at 9:30 a.m. as the time for a public hearing on the proposed FY07-08 County budget amendment.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of March 17, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil Waniorek of Administrative Solutions, Inc. met with the Board to discuss FY08-09 COBRA insurance rates, the Common Law Marriage Affidavit and the FY08/09 employee dental plan/rates. Auditor Gritton was in attendance. Mr. Waniorek reviewed the proposed COBRA rates.

Moved by Sup. Bell seconded by Sup. Boedeker to set the FY08-09 COBRA insurance rates as follows:

	<u>Health</u>	<u>Dental</u>
Single	\$ 377.71	\$30.15
Two-Person	\$ 716.09	\$56.09
Family	\$1,137.03	\$87.47

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Phil Waniorek reviewed his proposal concerning FY08-09 health insurance services.

Discussion was held concerning a Common Law Marriage Affidavit. Phil Waniorek told that Board he had nothing to do with the affidavit that was signed and accepted. Discussion was held regarding Common Law Marriages and insurance coverage.

Discussion was held regarding employee dental plans/rates and changing the start date of the coverage period from July 1st to January 1st.

Moved by Sup. Moeller seconded by Sup. Boedeker to change the dental plan to Administrative Solutions, Inc.'s dental plan, to have the coverage period run on a calendar year basis with a \$25 deductible and a \$750 maximum starting on both 7-1-08 and 1-1-09, and to set the rates as follows:

Single	\$20.55
Two-Person	\$41.08
Family	\$65.98

Discussion was held. It was agreed that the lifetime amount allowed for braces would not start over.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Don Maxson of Maxson Masonry met with the Board to discuss his Courthouse tuck pointing proposal. Chairperson Weih asked about his availability. Mr. Maxson stated his crew would be available in April. Sup. Bell wondered about payments for the project, noting the majority of the money budgeted for the project would be available after July 1st. Maxson indicated that would be okay. Chairperson Weih asked if there was any part of the project he wouldn't do and still be comfortable with the finished product. Maxson indicated he could alter his proposal by grinding out the joints in the cap and inserting a drip edge, rather than removing the entire cap. He presented a revised proposal. Discussion was held. Mr. Maxson felt the expansion joints issue needs to be addressed. Sup. Moeller asked about a warranty. Maxson indicated he had no problem with 30 years. He told the Board the figures in his proposal are firm. The Board wondered if Maxson could get additional bricks for them. He said yes.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the proposal by Maxson Masonry in the amount of \$86,320.00 for Courthouse tuck pointing, contingent on the signing of a contract.

Ayes: Boedeker, Moeller, Campion, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Maxson Masonry to purchase approximately 1050 bricks at 52¢/brick.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve Claim Checks #343903 - #344150.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #344151 dated 3/19/08 was issued to the Cedar County Treasurer in the amount of \$843.81, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #344152 dated 3/19/08 was issued to the Cedar County Treasurer in the amount of \$3,368.69, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 11:55 A.M., to March 24, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 24, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed legislative news dated March 21, 2008 from Speaker of the House Patrick Murphy.

The Board viewed correspondence from Brenda Johnson, Communications Supervisor, Sheriff's Department notifying them that Meleah Droll has resigned as a part-time Dispatcher.

The Board viewed correspondence from Jenni Tholen, Jail Administrator regarding payroll changes for Monica Coussens and Cole Hamilton, Correctional Officers.

The Board viewed correspondence from Sue Faith, Emergency Management regarding flooding around West Rochester.

The Board acknowledged receipt of correspondence from Travis B. Alden, Tipton Community Development Director regarding a historical preservation presentation on March 24th.

The Board acknowledged receipt of a copy of a Manure Management Plan Annual Update for Edward Pelzer.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding HF2645.

The Board acknowledged receipt of a copy of the minutes of the March 19, 2008 meeting of the Planning & Zoning Commission.

The Board acknowledged receipt of copies of the minutes of the Conservation Board for the meetings held on December 10, 2007, January 14, 2008 and February 11, 2008.

Engineer Fangmann met with the Board to discuss proposed FY07-08 budget information. Discussion was held regarding the budget, rock and roads. Auditor Gritton entered the room while discussion was in progress.

Phil La Rue, Environmental & Zoning Director met with the Board to set public hearing dates for a zoning petition and for an annual performance review. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to set April 7 & 10, 2008 at 8:30 a.m. as the time to review/consider the following petition:

Bill and Hilda Bowers, 164 280th Street, West Branch (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling at 2025 Garfield Avenue, West Liberty, located in the NE ¼ of the SE ¼ of the NE ¼, Section 13, T-79N, R-4, in Springdale Township, consisting of 2.19 acres more or less.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Phil La Rue requested a closed session for his annual performance review.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(i), Code of Iowa.

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

The Board acknowledged that no decision was made with regard to the prior closed session.

Jill Holstein and others met with the Board to discuss exotic animals in rural areas. Others in attendance were: Michael Walter, Ross Holstein and his two children, Jim Dodds, Emily Villhauer, John Villhauer, Tracy Countryman, Sheriff Warren Wethington, LaWonna Hanson, Assistant County Attorney Renander and Phil La Rue, Environmental Director. Correspondence previously sent by Jill Holstein concerning hybrid wolves owned by LaWonna Fogg was reviewed. It was noted her name is LaWonna Hanson. Jill Holstein presented eight other letters of concern about the animals. Mrs. Holstein noted the animals got out of their pen in 2005 and got a hold of her dog. They were on her property and had her dogs up against their garage door. LaWonna told her the animals would kill their dogs and to call her if she saw the wolves. LaWonna Hanson said she didn't say that. Tracy Countryman told the Board that at one time he heard his dog whimpering, saw the wolves, and the wolves had his dog pinned against the porch. He had to take his dog to the veterinarian. LaWonna Hanson indicated she didn't know whose dog had gotten hurt and she didn't say her animals would kill. J. Holstein asked if they would kill, and Hanson said no. Hanson noted she is trying to find homes for them and asked if anyone had any ideas about where they could go. She said she pets the animals. Warren Wethington noted that when he was at the enclosure site, Hanson's daughter was cautious with the animals as was he. He felt one of the wolves might be good alone, but when they pack up.... LaWonna Hanson agreed and indicated her intention was to make a good drug dog. Ross Holstein told the Board he is concerned for his children and that he couldn't afford to wait for something to happen. Chairperson Weih asked if March 6th was the last time the wolves were out. J. Holstein said yes and that is the time that Sheriff Wethington responded. She stated they have seen the wolves three times. Assistant County Attorney Renander noted the Code of Iowa does not cover an offspring of a domestic dog and a wolf or offspring from subsequent generations. He advised that it would be a policy decision for the Board of Supervisors if they seek to adopt a more restrictive ordinance that would cover hybrids. He noted the option of looking at what other counties might have done. Phil La Rue said he had contacted the Iowa State Association of Counties to request model ordinances. He referenced having an ordinance or one ordinance that covers everything. La Rue indicated he could put together information and request input on how to proceed. Jim Dodds noted there is no one living at the site where the enclosures are located. LaWonna indicated someone is supposed to be there. Jill Holstein didn't know if these animals would fall under the rules for exotic animals, but she noted exotic animals are supposed to be micro chipped. Atty. Renander indicated that is a requirement for wild animals. He referenced Section 717 and noted a hybrid is not defined by statute. Chairperson Weih said the Board has the ability to adopt an ordinance. Jim Dodds didn't want all dogs to have to be chained. Phil La Rue noted that generally an ordinance would be county-wide. Weih felt that some of the Board members could have issues on how inclusive to make an ordinance or have philosophical issues, and he noted the Board could not pass an ordinance rapidly since there are requirements such as public hearings. Jill Holstein indicated she understood. La Rue again noted there would need to be county-wide enforcement of an ordinance. Chairperson Weih said that is the Board's problem. He felt the solution would be the wolves being adopted out. Discussion was held as to possible contacts for LaWonna Hanson. Chairperson Weih instructed Phil La Rue to do some research and to stress the urgency of this matter. Discussion continued. John Villhauer asked what his rights would be if the animals are on his property. Warren Wethington indicated if a person can articulate what they are harassing or damaging, then they can be shot. Weih asked what can be done if a person or their property is threatened. Atty. Renander advised that an individual can defend their family, livestock or pets from vicious animals. Chairperson Weih made it clear that the Board was not informing people that they are permitted to

destroy these animals. Mr. Villhauer said he doesn't want to do that. LaWonna Hanson indicated she acquired the wolves at a sale barn. Michael Walter noted it only takes one time for something to happen. Sup. Campion urged Ms. Hanson to make an extreme effort to find a place for these animals. Further discussion was held regarding concerns and possible solutions. Chairperson Weih noted any dogs could do something. Phil La Rue agreed that all dogs have a certain nature of unpredictability. Warren Wethington felt the animals are in a pen that is not big enough and they will try to find a way out. Ross Holstein hoped that someone does their civic duty and takes care of the problem. He offered to assist and he referenced Laura Twing as an advocate for animals. Discussion continued. Chairperson Weih noted the Board doesn't have the power to do what some of the people might like them to do immediately. The Board can assist Hanson and hopefully something could be done as soon as possible. Weih asked everyone to be aware, and he asked Hanson to do what she could to secure the animals. He understood why Hanson did not want to euthanize the animals. Sup. Boedeker noted the Board would not take this matter lightly, and he told Hanson he didn't see why she would expose herself to the liability. Hanson said the animals are not vicious. Sup. Bell noted he has told his neighbors that if his dog is causing problems to kill it if needed. Brief discussion continued. LaWonna Hanson left the room at 10:15 a.m. Some areas of further discussion were, but not limited to: possible options to resolve the matter, welfare of animals/vaccinations, incidents involving the wolves, and the law. Chairperson Weih noted the Board and Phil La Rue would address this matter, they sympathize with the concerns expressed and the rights of people, individuals should contact the County if they see anything and those in attendance heard the law.

Assistant County Attorney Renander met with the Board, on behalf of the Cedar County Bar Association, to discuss Law Library expenditures. Steve Lacina, Jackie Barten and Cari Gritton were in attendance. Renander noted the West electronic information agreement had expired, and he is looking at an option that would include additional information. Currently Renander and County Attorney Benz need to make trips to the Law School in Iowa City to do research, but with this new option, they would no longer need to do that. The cost is \$33 more per month, but it was felt the budget has adequate funds to allow for the additional cost. Once Atty. Renander obtains a new agreement, he will present it to the Board.

Steve Lacina, Director and Jackie Barten, Office Manager, Cedar County Economic Development Commission met with the Board to discuss a resolution of support for an Iowa Department of Economic Development application for Pioneer for the high quality jobs creation program. Auditor Gritton was in attendance. Pioneer is doing a \$4 million expansion. Steve Lacina noted there would be one job at \$32.75/hour plus other jobs at the Cedar County site. A Tax Increment Finance abatement has to be offered. The Auditor and some Board members felt perhaps the abatement offer should be in the resolution. Lacina said they wanted to give themselves flexibility. Discussion continued. It was noted the Board would not be locked into any numbers, but that they would provide a graduated abatement.

Moved by Sup. Boedeker seconded by Sup Bell to approve and adopt the following resolution:

RESOLUTION

A RESOLUTION OF SUPPORT FOR AN IOWA DEPARTMENT OF ECONOMIC DEVELOPMENT APPLICATION FOR THE HIGH QUALITY JOBS CREATION PROGRAM.

WHEREAS, representatives of Cedar County Economic Development Commission have been working with Pioneer, a DuPont Company, who is considering further renovation and expansion of their various facilities in Durant in which the total investment in property and equipment may equal \$4,000,000 and create at least 1 job at better than the average wage for Polk County, Iowa by December 31, 2012; and

WHEREAS, the continued expansion of this value-added agriculture industry is contingent upon receiving benefits as described under the High Quality Jobs Creation Program from the Iowa Department of Economic Development; and

WHEREAS, the County of Cedar will provide a graduated tax abatement benefit over a five year period for new facility construction and qualified facility renovation and conversion;

NOW, THEREFORE BE IT RESOLVED that the Cedar County Board of Supervisors endorses this Iowa Department of Economic Development Application for the High Quality Jobs Creation Program, and encourages the Iowa Department of Economic Development Board to give quick approval to said project.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 20, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign an Administration Services Proposal between Cedar County and Administrative Solutions, Inc. concerning FY08-09 COBRA and employee health insurance services.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

It was noted Handwritten Check #344153 dated 3/21/08 was issued to the Cedar County Treasurer in the amount of \$570.23, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:00 A.M., to March 27, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 27, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated March 25, 2008.

The Board acknowledged receipt of a news release from the Iowa Department of Transportation regarding a patching program on Interstates 74, 80 and 280 commencing 3-24-08.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated March 24 & 25, 2008.

The Board acknowledged receipt of correspondence from Julie Rutz, Iowa Politics regarding a program on April 1st regarding the economy and how it impacts Iowans.

The Board noted correspondence from LeRoy Moeller, Chairman, 911/EMA regarding the hiring of Mary Vavra for the 911-EMA Director position at \$35,000 annually effective 3-31-08 with a 3% salary increase on 7-1-08.

Richard Hoffner Jr. and Karen Hoffner met with the Board to request suspension of property taxes on a mobile home. Documentation was reviewed. Discussion was held. Treasurer Jedlicka joined the discussion. It was noted the property taxes have been paid. The suspension would involve any future property taxes and costs. Jedlicka noted the owners could still pay the taxes even though they are under suspension. Responsibility for payment of the taxes by both the owners was discussed.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the suspension of property taxes as requested and to adopt the following resolution:

RESOLUTION

WHEREAS, on March 27, 2008 documentation was reviewed by the Board of Supervisors from Richard Lee Hoffner Jr. showing proof that he is receiving medical assistance as defined in Section 249A and pursuant to Section 427.9 of the Code of Iowa is deemed unable to contribute to the public revenue and that the taxes on the following described mobile home owned by such person should be suspended pursuant to Section 427.9.

IT IS THEREFORE RESOLVED THAT PURSUANT TO Section 427.9 of the Iowa Code, the County Treasurer is ordered to suspend the collection of all the taxes, special assessments, and rates or charges, including interest, fees and costs assessed against the following mobile home, to-wit: 1970 House of Harmony VIN HH44488 currently located in the City of Tipton. To include the payment for 2007 assessment taxes payable in FY2008-2009, owned by Karen Sylvia Maiden and Richard Lee Hoffner Jr. and remaining unpaid for such time as said person, Richard Lee Hoffner Jr., remains the owner of the mobile home and receives medical assistance as defined in Section 249A.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Assistant County Attorney Renander met with the Board on behalf of the Bar Association to discuss electronic information products for the Law Library. He presented a new agreement with Thomson West. The proposed monthly fee would be \$746.40.

Moved by Sup. Moeller seconded by Sup. Bell to approve and authorize Chairperson Weih to sign an order form for electronic law library information from Thomson West for a three-year period for a monthly fee of \$746.40.

Discussion was held. Chairperson Weih suggested that perhaps the County should charge the lawyers a user fee. The Board agreed to include additional funds in a FY08-09 budget amendment for the additional monthly expenditure.

Aye: Boedeker, Campion, Moeller, Bell, Weih

Engineer Rob Fangmann met with the Board for an annual performance review. He requested a closed session.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(i) Code of Iowa.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved By Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board acknowledged that no decision was made with regard to the prior closed session.

General discussion was held with Enginner Fangmann. The Engineer gave project updates. Warren Wethington and Jenni Tholen entered the room while discussion was in progress.

Sheriff Wethington and Jenni Tholen, Jail Administrator met with the Board to discuss the hiring of Correctional Officers. Wethington indicated he thought the jail could be run with 14 Correctional Officers, but he made a mistake. He noted Cole Hamilton has been offered another job and Heather Ford will be moving to a Dispatcher position. Wethington believes the budget will be okay. Jenni Tholen said there are currently 15 Correctional Officers plus herself. One of the Correctional Officers no longer works at the control panel or in an emergency situation, but the individual does the meal preparations. A female is needed on duty 24 hrs/day. Tholen would like to have four officers on the day shifts and three on the night shifts. She would like to hire two females and one male. Tholen told the Board that Atty. Salmons is advising them that rather than have one officer do a strip search, they should have two officers do each strip search. Tholen told the Board there have been situations when the presence of additional officers would have been advisable. She is still looking into housing Federal prisoners. Sheriff Wethington noted there are no extra Correctional Officers available if someone gets into trouble. Sup. Moeller asked about the role of the part-time Correctional Officers. Tholen stated those individuals are used, but it is sometimes hard to get someone to work on short notice. Moeller wondered if the Reserve Deputies could assist. Wethington said he would need to send them to jail school. Discussion was held regarding the possible liability if an employee is unable to perform all of the duties in the Correctional Officer job description. Sheriff Wethington noted it is a full-time job in the kitchen. Discussion continued. The consensus of the Board was to allow the hiring of two female officers and one male officer.

Mike Hogan briefly met with the Board for general discussion.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 24, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve payroll changes for the following Correctional Officers:

Sheriff's Department

Monica Coussens effective 3-8-2008 from \$11.94/hr to

Weekdays

Weekends

1 st	2 nd	3 rd	1 st	2 nd	3 rd
\$12.32	\$12.42	\$12.57	\$12.82	\$12.92	\$13.07

and

Cole Hamilton effective 3-17-2008 from \$11.41 to

Weekdays			Weekends		
1 st	2 nd	3 rd	1 st	2 nd	3 rd
\$11.41	\$11.51	\$11.66	\$11.91	\$12.01	\$12.16

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a Class B Beer Permit with Sunday sales and outdoor service area for eight months for DW Promotions (Tipton Raceway) and a Class B Beer Permit for Cedar Wapsi Pheasants Forever for five days at the Matthews Building at the fairgrounds.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve Payroll Checks #131025 - #131197.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #344154 dated 3/26/08 was issued to the Cedar County Treasurer in the amount of \$2,125.30, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #344155 dated 3/26/08 was issued to the Cedar County Treasurer in the amount of \$1,797.93, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 10:25 A.M., to April 3, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 31, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence dated March 18, 2008 from the Social Security Administration regarding project #Q75, submitted by Connie Fett, CPC Administrator.

The Board viewed correspondence from the Iowa Department of Economic Development regarding industry opportunities dated March 27, 2008.

The Board viewed a March newsletter from Representative Jeff Kaufmann.

The Board acknowledged receipt of correspondence from Sue Faith regarding a tornado/extreme wind safe room policy.

The Board acknowledged receipt of correspondence from Tammy Norman, I.S.A.C. regarding website assistance.

The Board acknowledged receipt of correspondence from Michael Hiatt, Frontline Processing regarding electronic payment options.

The Board acknowledged receipt of a Special Urgent Bulletin dated March 28, 2008 from Tammy Norman, I.S.A.C. regarding HF2645.

The Board acknowledged receipt of correspondence from Stacey Carpenter, East Central Intergovernmental Association regarding a 2008 Summit on April 21, 2008.

The Board acknowledged receipt of a Manure Management Plan Update from Michael Lilienthal.

The Board noted correspondence from Amy Wehde, Interim Director, Cedar County Public Health regarding the hiring of Mary Dorris, Nurse for the Director position at an annually salary of \$50,000 effective 3-24-2008, and a payroll change for Amy Wehde from Interim Director back to Home Health Supervisor at \$43,722.00 annually effective 3-24-2008.

Chairperson Weih reported that he contacted Friends of the Animals to inquire about possible options for adoption of hybrid wolves. They would not take the animals.

Chairperson Weih noted he spoke to Paul Greufe, Human Resources consultant regarding the attendance policy acknowledgement forms that have not yet been signed. He advised that the department heads should note that the employees were provided the form and why they have not yet been signed.

General discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 27, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Warren Johnson, Coordinator of Limestone Bluffs Resource Conservation and Development Area, Inc. met with the Board to review a 2007 annual summary of activities. Discussion was held.

Mary Vavra, 911-EMA Director for Cedar County met with the Board for an introduction. Brief discussion was held.

It was noted Handwritten Check #344156 dated 3/28/08 was issued to the Cedar County Treasurer in the amount of \$2,534.26, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:08 A.M., to April 3, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., April 3, 2008 with the following members present: Boedeker, Moeller, Bell and Chairperson Weih. Sup. Campion was absent at the start of the meeting.

The Board recited the Pledge of Allegiance.

The Board viewed a News Release concerning the County Audit for the fiscal year that ended June 30, 2007 and the audit reports completed by Hunt, Kain & Associates, P.C.

The Board viewed Legislative News dated March 31, 2008 submitted by Speaker of the House Patrick Murphy.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated 3-31-08, 4-1-08 & 4-2-08 concerning proposed legislation.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Ray Slach Farms 1, 2 & 3.

The Board acknowledged receipt of correspondence from IHBA regarding health care reforms.

The Board acknowledged receipt of correspondence and a newsletter from the Eastern Iowa Tourism Association regarding their meeting on 5-7-08.

Steve Lacina, Director, Cedar County Economic Development Commission met with the Board to discuss an Application for Financial Assistance to the Iowa Department of Economic Development and a resolution approving an application by Pioneer Hi-Bred International, Inc. for the purpose of receiving benefits under the High Quality Jobs Creation Program. County Attorney Benz was in attendance. Mr. Lacina reviewed the proposed expansion project, application and proposed resolution. Atty. Benz suggested some revisions. Discussion was held. Sup. Campion entered the room while discussion was in progress.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the application as presented, and to approve and adopt the following resolution:

RESOLUTION

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF CEDAR COUNTY
APPROVING THE APPLICATION OF PIONEER HI-BRED INTERNATIONAL, INC.
FOR THE PURPOSE OF RECEIVING BENEFITS UNDER THE HIGH QUALITY
JOBS CREATION PROGRAM.**

WHEREAS, the County of Cedar has received a request to approve an application to the Iowa Department of Economic Development submitted on behalf of ("Pioneer") for further expansion of their various facilities in Durant; and

WHEREAS, the continued expansion of this value-added agriculture industry is contingent upon receiving benefits as described under the High Quality Jobs Creation Program from the Iowa Department of Economic Development; and

WHEREAS, the Cedar County Board of Supervisors supports activities which promote economic development in the County; and

WHEREAS, one of the benefits of the High Quality Jobs Creation Program is the commitment by the county to exempt from taxation all or a portion of the actual value added by improvements to real property directly related to new jobs created by the location or expansion of an eligible business under the program and used in the operations of the eligible business; and

WHEREAS, the County of Cedar will exempt from taxation a portion of the actual value added by improvements to real property as follows:

First year, seventy-five (75) percent,
Second year, sixty (60) percent,
Third year, forty-five (45) percent,
Fourth year, thirty (30) percent,
Fifth year, fifteen (15) percent.

WHEREAS, this exemption will apply to the actual value of an estimated capital investment of \$2 million in real property over the next five (5) years.

WHEREAS, Pioneer estimates that this project will involve a total investment in property and equipment of at least \$4 million over the next five (5) years.

WHEREAS, the following described real estate has been declared to be an economic development area:

Legal Description:

Durant Corn Production: NW NW Sec 25 79 1; 40.70 acres

NOW, THEREFORE BE IT RESOLVED by the County of Cedar:

- a. The Board of Supervisors approves the expansion of Pioneer in Cedar County for the purposes of receiving the benefits of the High Quality Jobs Creation Program.
- b. The County of Cedar will exempt from taxation a portion of the actual value added by improvements to real property as follows:

First year, seventy-five (75) percent, of the actual value of the improvements will be exempt,
Second year, sixty (60) percent, of the actual value of the improvements will be exempt,
Third year, forty-five (45) percent, of the actual value of the improvements will be exempt,
Fourth year, thirty (30) percent, of the actual value of the improvements will be exempt,
Fifth year, fifteen (15) percent, of the actual value of the improvements will be exempt.

- c. The County Board of Supervisors shall provide a copy of this Resolution to the Iowa Department of Economic Development and shall file a copy of this Resolution with the County Assessor.
- d. Officers of the County are hereby authorized to take such further actions as deemed necessary in order to carry into effect the provisions of this Resolution.
- e. That the provisions of this Resolution are hereby declared to be separable and if any section, phrase or provision shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereof.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Supervisors Boedeker and Moeller departed at 8:03 a.m. to attend a Heartland Insurance Risk Pool Trustee meeting.

Sheriff Wethington briefly met with the Board for general discussion.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of March 31, 2008.

Ayes: Bell, Champion, Weih
Absent: Boedeker, Moeller

Moved by Sup. Bell seconded by Sup. Champion to authorize Chairperson Weih to sign a quarterly report for the period of Jan.-March 2008 to the Iowa Department of Public Health concerning FY07-08 substance abuse funding.

Ayes: Bell, Champion, Weih
Absent: Boedeker, Moeller

Moved by Sup. Champion seconded by Sup. Weih to approve a new Class C Liquor License with outdoor service and Sunday sales for Celebrate on 38.

Ayes: Bell, Champion, Weih
Absent: Moeller, Boedeker

Moved by Sup. Bell seconded by Sup. Champion to accept the Independent Auditor's Reports of Cedar County for the year ending June 30, 2007, as submitted by Hunt, Kain & Associates, P.C.

Ayes: Bell, Champion, Weih
Absent: Moeller, Boedeker

Moved by Sup. Champion seconded by Sup. Bell to approve Claim Checks #344157 - #344320.

Discussion was held.

Ayes: Bell, Champion, Weih
Absent: Boedeker, Moeller

It was noted Handwritten Check #344321 dated 4/2/08 was issued to the Cedar County Treasurer in the amount of \$789.51, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #344322 dated 4/2/08 was issued to the Cedar County Treasurer in the amount of \$5,463.08, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 8:23 A.M., to April 7, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 7, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a "Cedar County General Assistance Report" for the month of March 2008, submitted by Patty Hamann, Director.

The Board viewed a "County Auditor's Report of Fees Collected" for the quarter ending 3-31-2008.

The Board viewed reports and minutes of the 2-26-2008 meeting of the Veteran Affairs Commission, submitted by Patty Hamann, Secretary.

The Board viewed an April newsletter from Representative Jeff Kaufmann.

The Board viewed Legislative news dated 4-4-2008 from Patrick Murphy, Speaker of the House.

The Board viewed a NACE newsletter dated March 26, 2008, submitted by Engineer Fangmann.

The Board viewed a newsletter from Jessica O'Riley, Iowa Department of Economic Development dated 4-7-08 regarding industry opportunities.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist, regarding SSB3279 and HF2651.

The Board acknowledged receipt of a copy of the minutes of the 3-17-2008 meeting of Volunteer Services of Cedar County, submitted by Rhoda Barnhart, Secretary.

This being the time set for a public hearing to review/consider the following petition:

Bill and Hilda Bowers, 164 280th Street, West Branch (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling at 2025 Garfield Avenue, West Liberty, located in the NE ¼ of the SE ¼ of the NE ¼, Section 13, T-79N, R-4, in Springdale Township, consisting of 2.19 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director; Bill & Hilda Bowers and Engineer Fangmann were in attendance. Mr. La Rue noted there are no written or verbal objections on file. The petition was reviewed. The petitioner is a shareholder in a farm partnership. Mr. La Rue noted County Attorney Benz felt this parcel does not fall under an agricultural exemption. The West Liberty Fire Department has no objection. There is an approved entrance permit on file. The Corn Suitability Ratings are 70-100. Mrs. Bowers told the Board the house to the north is to be torn down. Further discussion was held.

Moved by Sup. Bell seconded by Sup. Campion to approve the petition by Bill and Hilda Bowers, West Branch (Owners), as defined above, and to waive the second hearing scheduled for 4-10-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with Engineer Fangmann. He gave project updates.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Charline Thumm, Mary Dorris, Mary Vavra, Bob Klemme, Carolyn Wood, Dan Lett, Cari Gritton, Gary Jedlicka, Mike Dauber, Amy

Wehde, Julie Tischuk, Connie Fett, Phil La Rue, Rob Fangmann and Warren Wethington. Chairperson Weih noted some attendance policy acknowledgement forms have not been returned. Department heads are to document that employees received the policy and acknowledgement form and why the acknowledgement has not been signed and returned. Weih said there will be a new Administrative Solutions, Inc. dental plan in place on 7-1-08. The plan should not change from what is currently in place. The plan will run on a calendar year basis, so the \$750 annual benefit amount will run from 7-1-08 thru 12-31-08 and then will start over on 1-1-09. Those in attendance were given the opportunity to relay items concerning their departments. Recorder Thumm reported that in the month of February there were only thirteen counties that filed more documents electronically than Cedar County through the Iowa Land Records system. Mary Dorris noted she will be involved with a regional emergency management exercise on May 1st. Mary Vavra gave an update on her 911/EMA office arrangements. Bob Klemme reminded everyone to shut windows and turn off lights when they leave the building at night. Dan Lett reported that the assessment rolls were sent out and the flight for the G.I.S. will be done in the next two weeks. Auditor Gritton asked department heads to watch their expense summaries so they do not overspend. Amy Wehde noted that she and Mary Dorris attended a Spring conference. Julie Tischuk will be hiring an Office Manager soon. Phil La Rue said 28 people attended a food safety course in Tipton. Engineer Fangmann reported the Secondary Road Department is putting down FEMA road rock and replacing signs. He gave project updates. Warren Wethington noted remaining funds from the Local Option Sales & Services Tax will be used for parking lot maintenance. He requested bids and received only one bid in the amount of \$23,060. Law Enforcement Center roof leaks have been repaired. Sup. Campion noted tuck pointing will be done to the Courthouse. Discussion continued.

This being the time set for a public hearing on a proposed FY07-08 County budget amendment. Those individuals that attended the department heads meeting were in attendance. There were no written or verbal objections on file. Auditor Gritton reviewed the amendment. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve and adopt the FY07-08 County budget amendment as presented, and to adopt and authorize Chairperson Weih to sign the following appropriations resolution:

APPROPRIATIONS RESOLUTION

BE IT RESOLVED this 7th day of April 2008, to change the Appropriation made July 1, 2007 for the following department for Fiscal year 2007-2008.

Auditor – From \$296,865 to \$307,865
(146,690 Fund 01000; 161,175 Fund 02000)

Sheriff – From \$2,303,970 to \$2,322,991
(1,923,152 Fund 01000; 195,853 Fund 02000; 203,986 Fund 11000)

Reserve Officer – From \$3,615 to \$4,615
(4,615 Fund 01000)

Medical Examiner – From \$27,000 to \$37,000
(37,000 Fund 01000)

Conservation – From \$256,208 to \$258,208
(231,644 Fund 01000; 21,264 Fund 02000; 5,300 Fund 26000)

Courthouse – From \$310,899 to \$325,899
(317,004 Fund 01000; 8,895 Fund 02000)

Relief – From \$29,563 to \$41,233
(38,830 Fund 01000; 2,403 Fund 02000)

Veteran Affairs- From \$47,893 to \$46,223

(44,050 Fund 01000; 2,173 Fund 02000)

Secondary Roads – From \$5,722,747 to 5,872,747

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The public hearing concluded at 9:35 a.m.

Julie Tischuk, Director, Case Management Department met with the Board to discuss a new hire for the Office Manager position. She told the Board Jennifer Boedeker has accepted the position. The Board had no objection.

Discussion was held regarding the upcoming RAGBRAI event.

Moved by Sup. Moeller seconded by Sup. Bell to approve the Board Minutes of April 3, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board for a bid letting for pavement markings project #M2008C, a FY07-08 IDOT budget amendment and the FY08-09 IDOT budget and 5-year construction program. The Engineer noted an amount of \$85,000 has been budgeted for the pavement markings project. Both yellow and white markings will be done this year. There was an optional additional bid for durable pavement markings at the Cedar Valley Road (F36) and X40 intersection. The following bids were opened and read as follows:

<u>Bidder</u>	<u>Amount</u>	<u>Option Amount</u>
L.L. Pelling Company	\$83,406.46	No bid
Vogel Traffic Services	\$70,404.60	\$18,795.45

The optional bid by Vogel was not for epoxy durable paint. Engineer Fangmann recommended accepting the low bid by Vogel Traffic Services and to not award for the optional work. Fangmann will make some calls concerning the F36 & X40 intersection.

Moved by Sup. Boedeker seconded by Sup. Bell to accept the bid by Vogel Traffic Services in the amount of \$70,404.60 for pavement markings project #M2008C.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann presented an amended FY07-08 IDOT budget which reflects the changes approved at the budget amendment public hearing. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, the I.D.O.T. Secondary Road FY07-08 Budget Amendment #1, as presented.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann reviewed the FY08-09 IDOT Secondary Road budget and five-year construction program. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign, the I.D.O.T. Secondary Road Five-Year Construction Program and the I.D.O.T. Secondary Road FY08-09 Budget, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with the Engineer.

At 11:00 a.m., the Board of Supervisors, convened as a Canvass Board to canvass votes cast in the City of Mechanicsville Special Election held on April 1, 2008. Present were Supervisors Weih, Boedeker, Campion, Bell and Moeller. Auditor Gritton was in attendance. Thereupon results from the precincts were opened and examined with the

results duly entered in the Official Canvass Book and attested to by the Board and the Cedar County Auditor. Declared duly elected were:

Bryan Lovell----Councilperson At Large (To Fill Vacancy)

Thereupon the minutes of this session were reviewed and approved. The Board returned to regular session.

Auditor Gritton met with the Board to discuss an invoice from TASC concerning flex system plan administration, open enrollment for the dental plan, hiring for a Clerk position and an appropriations resolution regarding funds from Sheriff's Department-04 to the Sheriff's Commissary Department-26. Sup. Moeller was not in the room. The Auditor told the Board we received an invoice from TASC, who formerly administered our flex system, in the amount of \$607.20. There is only \$28.83 left in employees' accounts that were administered by TASC. Those employees were notified in January that they had to use their funds by March 31, 2008. It was recommended by Phil Waniorek of Administrative Solutions, Inc. that the County not pay this invoice. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to not pay the TASC invoice #2800076719 dated 2-13-2008 in the amount of \$607.20 concerning flex system plan administration.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller (out of room)

Sup. Moeller entered the room.

Auditor Gritton noted there has been an inquiry about whether there would be open enrollment for the dental plan. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to allow open enrollment for the dental plan for the calendar year 2009.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Auditor Gritton told the Board she would like to hire for a Clerk position due to a resignation. Discussion was held.

Moved by Sup. Campion seconded by Sup. Weih to allow the Auditor hire for a Clerk position.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Auditor Gritton requested approval of a resolution to change appropriations. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and adopt the following resolution:

APPROPRIATIONS RESOLUTION

BE IT RESOLVED this 7th day of April 2008, to change the Appropriation made July 1, 2007 for the following department for Fiscal year 2007-2008.

Sheriff – From \$2,322,991 to \$2,320,991
(1,921,152 Fund 01000; 195,853 Fund 02000; 203,986 Fund 11000)

Commissary – From \$20,000 to \$22,000

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held with the Auditor and Case Management Director concerning cost allocation services. The County's current contract with MAXIMUS ends June 30, 2008. It was agreed that the Board would allow another individual to talk to them about their consultant services.

Sup. Boedeker reported that the Heartland Insurance Risk Pool has not yet hired a loss control consultant. The Trustees are taking time to think about who they would like to hire.

It was noted Handwritten Check #344323 dated 4/4/08 was issued to the Cedar County Treasurer in the amount of \$2,644.46, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:30 A.M., to April 10, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 10, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an insurance fund status report, Revenue Summary Report and Expense Summary Report concerning the County budget, submitted by the Auditor.

The Board viewed an update from the Iowa Tourism Office dated April 8, 2008.

The Board viewed a quarterly newsletter from The Sidwell Company.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist, regarding SSB3279, SSB3296 and HF2562.

The Board acknowledged receipt of correspondence from Amy Broadhurst of Americans for Balanced Energy Choices, regarding energy independence.

The Board acknowledged receipt of correspondence from Eastern Iowa Tourism regarding the TIME-21 issue for Iowa's tourism industry.

The Board acknowledged receipt of correspondence from Ragan Management Resources regarding a publication on effective meetings.

The Board acknowledged receipt of correspondence from Tina McGill of Curlygoods regarding community disaster preparedness.

Discussion was held regarding the request for support for the Tipton Lions "Flags Over Tipton" project. This matter will be discussed further at their next meeting.

The Board reviewed the proposed contract from Maxson Masonry concerning tuck pointing. A call to Don Maxson was placed on the speakerphone. Members of the Board noted they would like to have the project completed prior to the upcoming RAGBRAI event on July 25th. Maxson said his goal is to be finished with the project by July 20th. Sup. Campion asked him to do the best he could. Sup. Boedeker noted there could be 10,000 people around the Courthouse during RAGBRAI, and he thought there could be a mess if the project is not done prior to that event. Maxson indicated he understood the Board's concerns. Sup. Moeller asked Maxson, that in the event his crew was not done by the time of the RAGBRAI event, could he move his equipment? Maxson said yes. He would like to have the contract signed as soon as possible so he can proceed with matching the caulk color which takes two weeks. The call concluded. The consensus of the Board was to accept Maxson's word concerning the completion of the project.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Contract For Services between Maxson Masonry and Cedar County for a Courthouse tuck pointing project.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih noted a staff member from Senator Harkin's office will be here at 8:30 a.m. on 4-15-08 to discuss infrastructure with the County Engineer.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of April 7, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Jeff Lorenz of Cost Advisory Services Inc. met with the Board to discuss cost allocation services. Julie Tischuk, Director of the Case Management Department was in attendance.

He reviewed his background and cost allocation services. His Iowa based company does work for 75 counties. They would commit to have the Case Management rate to us prior to May 30th for the projected cost report. Their annual fee would be \$3,750. Discussion continued. When asked for her thoughts about this matter, Julie Tischuk noted she felt there has been a lack of communication with the current company providing these services. She recommended a change indicating she felt the use of Cost Advisory Services would be more of a benefit. Further discussion will be held regarding this matter.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #131198 - #131354 for the period ending 4-5-2008 and to be paid on 4-11-2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #344327 dated 4/9/08 was issued to the Cedar County Treasurer in the amount of \$725.41, concerning an Administrative Solutions, Inc. flex claims ACH transfer. Check #344324 in the amount of \$619.77 was voided due to a revised request.

It was noted Handwritten Check #344325 dated 4/9/08 was issued to the Cedar County Treasurer in the amount of \$766.21, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 10:15 A.M., to April 14, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 14, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a newsletter from the Iowa Department of Economic Development and Eastern Iowa Tourism dated April 11, 2008 regarding an industry opportunity concerning group tour/motor coach dining.

The Board viewed an ISAC Update dated 4-11-08.

The Board viewed correspondence from Cole Hamilton to Jenni Tholen, Jail Administrator regarding his resignation from a Correctional Officer position.

The Board viewed Legislative News dated 4-11-08 from Patrick Murphy, Speaker of the House.

The Board acknowledged receipt of correspondence from Sharon Nesteby, E.C.I.A. regarding a Rural Utility Services Systems phone conference on April 16th concerning the Andover project.

The Board acknowledged receipt of a copy of correspondence from Mary Vavra, 911-EMA Director, to Kathy Kran, HSEMD regarding Vavra's contact information.

The Board acknowledged receipt of a copy of correspondence from Dave Wilson, Johnson County EMA Director to Mary Vavra, 911-EMA Director regarding Sue Faith's orientation support to Cedar County.

The Board acknowledged receipt of a copy of correspondence from Kathy Karn, HSEMD to Mary Vavra, 911-EMA Director, regarding completion of Coordinator and Regional Member information forms.

The Board acknowledged receipt of correspondence from the U.S. Highway 30 Coalition regarding a meeting scheduled for April 25, 2008 and their February 22nd minutes.

The Board acknowledged receipt of correspondence from Rep. Jeff Kaufmann regarding the State smoking ban.

The Board acknowledged receipt of correspondence from Engineer Fangmann to Rep. Jeff Kaufmann concerning HF2562 and Kaufmann's response.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding H-8448 and SF2337.

The Board acknowledged receipt of correspondence from Steve H. Murdock, Director, U.S. Census Bureau regarding participation in the 2010 Decennial Census Local Update of Census Addresses.

The consensus of the Board was to allow the Custodian to display the "National Crime Victims' Rights Week" flag during the week of April 13-19, 2008.

The Board reviewed a request by the Tipton Lions for a contribution for the "Flags Over Tipton" project. The requested contribution is \$30 per flag. Eight flags would be displayed on Memorial, Flag, Independence, Labor and Veterans' Days.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a contribution of \$240 to the Tipton Lions for the "Flags Over Tipton" project in 2008.

Ayes: Boedeker, Moeller, Campion, Bell, Weih

Engineer Fangmann met with the Board to review plans for bridge project #BROS-C016(68)—8J-16 on Taylor Avenue in Section 6 in Springfield Township. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the plans for bridge project #BROS-C016(68)—8J-16.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with the Engineer.

Chairperson Weih departed to attend a meeting with Engineer Fangmann and rural residents concerning the roads.

Paul J. Greufe, Human Resources consultant met with the Board to give an update. Discussion was held regarding common law marriages. Greufe reviewed a checklist of documents that establish a common law marriage. He told the Board that since Cedar County is a fully insured organization, he advised that they have no option but to accept an established common law marriage. Greufe advised that a couple has established a common law marriage when: 1)there is present intent and agreement; 2)there is continuous cohabitation; and 3)there is a public declaration of the relationship. He recommended having an employee sign an affidavit and prove to the County they are common law married (referring to the checklist). Greufe felt if the employee meets the requirements, it would also apply to other benefits. The Board would make the determination as to whether the documentation is enough, or they could require more. Mr. Greufe didn't think the Board needed a new policy, noting this matter should be reviewed on a case by case basis. The Board agreed with Greufe. Sup. Bell inquired about a current employee situation. Mr. Greufe suggested asking the employee to show documentation that proves the three things listed above that establishes a common law marriage. Discussion continued. Greufe will contact the employee that signed a common law marriage health insurance affidavit. Greufe also noted State law states that a marriage is between a man and a woman. Mr. Greufe told the Board he felt their discussion was a clarification of the law. The Board agreed.

Moved by Sup. Campion seconded by Sup. Bell to approve the Board Minutes of April 10, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the hiring of Cost Advisory Services, Inc. for cost allocation plan services for a three-year period at a cost of \$3,750 annually, subject to review of the agreement by County Attorney Benz.

Ayes: Boedeker, Moeller, Campion, Bell
Absent: Weih

It was noted Handwritten Check #344326 dated 4/11/08 was issued to the Cedar County Treasurer in the amount of \$659.80, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:35 A.M., to April 17, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 17, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a newsletter dated 4-16-08 from the Iowa Department of Economic Development regarding an industry opportunity concerning antiquing in Iowa.

The Board viewed an update dated 4-15-2008 from the Iowa Tourism Office.

The Board viewed an ABEC Spring newsletter dated 4-16-08 from Americans for Balanced Energy Choices.

The Board viewed a report of fees collected for the month of April 2008, submitted by the Office of the Clerk of the District Court.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Matthew R. Jackson, Deputy Sheriff.

The Board acknowledged receipt of a copy of correspondence from Mary Vavra, 911-EMA Director, to Steve Meyer regarding May 1st functional drill information.

The Board acknowledged receipt of correspondence dated April 15th & 16th from Mike Wentzien, Supervisors' Lobbyist regarding MH/DD funding and TIME 21.

The Board acknowledged receipt of correspondence from Eastern Iowa Tourism regarding the school start date issue.

The Board acknowledged receipt of correspondence from the East Central Intergovernmental Association regarding a 2008 Summit scheduled for 4-21-08 concerning development and infrastructure.

The Board acknowledged receipt of correspondence from Carrie La Seur, President and Jane I. Duax, Caucus Organizer of Plains Justice, regarding input on environmental caucuses.

Patty Hamann, Veteran Affairs Secretary met with the Board to answer questions concerning claims.

The Board reviewed the comments by County Attorney Benz concerning the proposed agreement with Cost Advisory Services, Inc. for cost allocation services. Discussion was held. Chairperson Weih contacted Jeff Lorenz and left a message requesting that he contact County Attorney Benz regarding his matter.

Sup. Bell told the Board he received correspondence from Shirley Gadelmann concerning a Heritage Advisory Council Government Relations Committee meeting scheduled for April 24, 2008. She requested that a representative from the Board attend this meeting at which discussion will be held concerning home and community based service funding, who is served by the funding, opportunities for advocates to help Supervisors understand the needs of older adults, and highlighting a successful home and community based service program in the county. Discussion was held. Julie Tischuk, Director of the Case Management Department met with the Board, as requested. Chairperson Weih asked Tischuk if she could attend the meeting. Tischuk indicated she might be able to attend. Later in the morning, after discussion with Tischuk, Chairperson Weih designated Amy Wehde, Public Health Home Care Supervisor to attend the meeting. In other business, Weih asked Tischuk to review the proposed agreement with Cost Advisory Services and noted Jeff Lorenz may contact her. Discussion was held concerning vehicle maintenance.

Chairperson Weih reported on the discussion held by the County Engineer, himself and Cedar County residents on Monday concerning the roads.

Sup. Moeller left the room to discuss some matters with the County Auditor.

Chairperson Weih reported on a River Bend Transit meeting he attended this week.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of April 14, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller (out of room)

Moved by Sup. Bell seconded by Sup. Campion to approve the following payroll change:
Sheriff's Department
Matthew R. Jackson, Deputy Sheriff from 80%-\$43,061.00 to 84%-\$45,214.00 effective 4-1-2008.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller (out of room)

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following new hire:
Case Management
Jennifer Boedeker, Office Manager at \$11.05/hr effective 4-14-2008. She will continue to earn benefits as previously earned.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller (out of room)

Moved by Sup. Boedeker seconded by Sup. Campion to approve Claim Checks #344328 - #344577.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller (out of room)

Sup. Moeller returned to the room.

It was noted Handwritten Check #344578 dated 4-16-2008 was issued to the Cedar County Treasurer in the amount of \$819.15, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #344579 dated 4-16-2008 was issued to the Cedar County Treasurer in the amount of \$856.64, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 9:40 A.M., to April 21, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 21, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding a payroll status change for Heather Ford from the position of Correctional Officer to Dispatcher.

The Board viewed a newsletter from the Iowa Department of Economic Development dated 4-17-08 regarding industry opportunities concerning summer travel promotions, a "Visit Iowa Farms" conference and interactive travel trends.

The Board viewed a "County Recorder's Report of Fees Collected" for the quarter ending 3-31-08, submitted by Recorder Thumm.

The Board viewed an application for use of the front Courthouse lawn during the RAGBRAI event on July 26th, submitted by Kelly C. Thomas.

The Board viewed a copy of correspondence and confidential 2007 Annual Progress Report to Steve Lacina, Cedar County Economic Development, from Bobbi Roshek, Pioneer Hi-Bred International, Inc., regarding the new Jobs and Income Program, which was sent to the County Auditor.

The Board viewed Legislative news dated 4-18-08 from Speaker of the House Patrick Murphy.

The Board acknowledged receipt of correspondence from Ariel Nicole, BioGreen Resources LLC regarding the purchase of #2 heating oil.

The Board acknowledged receipt of correspondence from Ragan Management Resources regarding effective leadership techniques.

The Board acknowledged receipt of correspondence from Rep. Jeff Kaufmann entitled "Your Capitol Voice" dated 4-12-08.

The Board acknowledged receipt of correspondence from Americans for Balanced Energy Choices dated 4-17-08 regarding energy challenges.

The Board acknowledged receipt of Issue 2 – April 2008 GreeNetwork update from the Iowa Department of Economic Development.

The Board acknowledged receipt of correspondence from Julie Rutz of IowaPolitics.com regarding an event on April 29th at Drake University concerning discussion with legislative leaders about their 2008 session.

The Board acknowledged receipt of the minutes of the April 14, 2008 meeting of the Cedar County Conservation Board.

The Board noted correspondence from Mike Dauber, Director of the Cedar County Conservation Board regarding the successful completion of his nine-month probation period and a payroll change from \$36,000/yr to \$38,504/yr effective 4-15-2008 which was approved at the April meeting of the Conservation Board.

Moved by Sup. Campion seconded by Sup. Moeller to waive agenda requirements to place Julie Tischuk, Case Management Director on the agenda for discussion and a decision concerning vehicle maintenance.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Julie Tischuk told the Board the 2001 Crown Victoria is turning very hard. She has been told there is a problem with the power steering system and that repairs could exceed \$1,000. Discussion was held. The Board agreed that Tischuk should obtain a second opinion concerning the vehicle repairs.

Chairperson Weih reported that he spoke to Jeff Lorenz of Cost Advisory Services, Inc. this morning. He is willing to make some changes on the proposed agreement for cost allocation services, such as spelling out words instead of using abbreviations, as suggested by the County Attorney, but does not want to make the other changes Benz suggested. Discussion was held. The Board agreed to allow Lorenz to just spell out the abbreviations.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of April 17, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Weih reported that he was contacted by Representative Jeff Kaufmann. Kaufmann indicated that TIME21 will not help the County very much, and he is upset that legislators are “tweaking” his SILO bill.

Mary Vavra, 911-EMA Director met with the Board to discuss an Emergency Operations Center functional drill on May 1st at 9:00 a.m. The drill will be audited by the State. The County’s E.O.C. will be activated. As the “Senior Most Elected Official”, Chairperson Weih will be required to participate as well as LeRoy Moeller, Chairman of the 911-EMA Commission. Discussion was held. Rob Fangmann entered the room while discussion was in progress.

Engineer Fangmann met with the Board to discuss plans for PCC overlay project #FM-C016(74)—55-16 on a portion of County Road F28 (Morse Road). Review and discussion were held.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the plans for PCC overlay project #FM-C016(74)—55-16, as presented.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann reviewed Utility Permit Applications.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Applications for Iowa Telecom to repair two defective drops at 2177 Moscow Road and 1626 Yankee Avenue.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for work on Adams Avenue north of 115th Street to replace two lines for a subdivision.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for Liberty Communications for work along X30 north of West Branch and then east on 290th Street for new lines.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held concerning the condition of various roads, projects and staff scheduling.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following payroll status change:

Sheriff's Department

Heather Ford, from Correctional Officer-\$13.06/hr to Dispatcher-\$13.06/hr effective 4-15-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #344580 dated 4/18/08 was issued to the Cedar County Treasurer in the amount of \$367.60, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:17 A.M., to April 24, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 24, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a "County Recorder's Report of Fees Collected" for the quarter ending 12-31-07.

The Board viewed a news update from the Iowa Tourism Office dated 4-22-08.

The Board viewed a press release from Engineer Fangmann concerning the County Road X30 (Baker Avenue) resurfacing project.

The Board acknowledged receipt of a Manure Management Plans for JF Pork, LLC-4Gates, BC Crock-Owner: Brian Crock and Anderson Farms-Owner: Kevin Anderson.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated 4-22-08 regarding the TIME21—SF2420 legislation.

The Board acknowledged receipt of correspondence from Paul Greufe, Human Resources consultant regarding his communication with an employee concerning common law marriage.

The Board acknowledged receipt of correspondence from Adam Gross of IGOV regarding the TIME 21 funding bill signing on 4-22-08.

The Board acknowledged receipt of correspondence from Ragan Management Resources regarding written communications.

Engineer Fangmann met with the Board to review a contract with Vogel Traffic Services for a pavement markings project, a payroll change for Mike Foulks, a payroll status change for Chris Wiebel and a Utility Permit Application for CIPCO concerning a bridge project on 220th Street.

Mr. Fangmann reviewed the proposed contract with Vogel Traffic Services.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a contract between Cedar County and Vogel Traffic Services in the amount of \$70,405.87 for pavement markings project #M2008C.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve the following payroll change:

Secondary Road Department

Mike Foulks, Maintenance Worker I, from 80%-\$13.64/hr to 85%-\$14.49/hr effective 5-1-2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Campion seconded by Sup. Bell to approve the following payroll status change:

Engineer's Office

Chris Wiebel, from Engineering Tech I-\$19.35/hr to Engineering Tech II-\$20.30/hr effective 5-5-2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Utility Permit Application for Central Iowa Power Cooperative for work to be done in conjunction with a bridge project on 220th Street and to waive the fee, as recommended by Engineer Fangmann.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held with the Engineer. The Engineer gave project updates.

The Board reviewed the revised agreement between Cost Advisory Services, Inc. and Cedar County for cost allocation consulting services for three fiscal years ending in 2010. On 4-14-2008 the Board took action to hire Cost Advisory Services subject to review of the agreement by the County Attorney and on 4-21-08 the Board agreed to certain revisions by Jeff Lorenz of C.A.S., Inc. The Board agreed Chairperson Weih should be authorized to sign the agreement.

Moved by Sup. Moeller seconded by Sup. Campion to approve the renewal of a Class B Native Wine Permit with outdoor service and Sunday sales for Hunt's Cedar River Campground.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of April 21, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held with Auditor Gritton regarding open enrollment for the Wellmark Blue Cross Blue Shield employee health insurance plan. Gritton noted Phil Waniorek of Administrative Solutions has indicated open enrollment is part of the plan.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve open enrollment for the Wellmark plan for FY08-09.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Auditor Gritton reported that there have been inquiries about a recount of the votes cast for the West Branch School Special Election held on April 22, 2008. Brief discussion was held.

Mary Vavra, 911-EMA Director met with the Board to review May 1st Region 6 EMA Functional Drill information. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Payroll Checks #131355 - #131523 for the period ending 4-19-08 and to be paid on 4-25-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #344581 dated 4/23/08 was issued to the Cedar County Treasurer in the amount of \$519.67, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #344582 dated 4/23/08 was issued to the Cedar County Treasurer in the amount of \$3,657.62, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

Chairperson Weih departed to attend a Solid Waste Commission meeting.

On motion, the Board adjourned at 10:15 A.M., to April 28, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 28, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Becky Severin for a Correctional Officer position.

The Board viewed correspondence from Auditor Gritton regarding a payroll change for Tarah Lovell, Clerk.

The Board viewed a Veteran Affairs Commission report for the month ending April 22, 2008, submitted by Patricia Hamann, Secretary.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism Association regarding HF2700 legislation and an increase for tourism marketing.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding the Standings Bill.

The Board acknowledged receipt of correspondence from Mark Schneider, Director of Community Development and Public Services, East Central Intergovernmental Association regarding the cancellation of the April 30th Eastern Iowa Rural Utility Services System meeting.

The Board acknowledged receipt of a Safety Test Inspection Report from Iowa Workforce Development regarding the Courthouse elevator.

The Board acknowledged receipt of a copy of correspondence from Dennis Ostwinkle, Field Office Supervisor, Department of Natural Resources, to Brian Crock for BC Pork regarding confined animal feeding operation construction requirements.

The Board acknowledged receipt of correspondence from Randall Handley, President of Cost Advisory Services, Inc. regarding his firm providing cost allocation services.

Phil La Rue, Zoning Director met with the Board for review/consideration of Sissel's First Addition, a minor subdivision, in Section 17 in Fairfield Township. Engineer Fangmann was in attendance. There were no written or verbal objections on file. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the petition by Elmer W. Sissel for Sissel's First Addition, a minor subdivision, and to adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Sissel's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Sissel's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 28th day of April, A.D., 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with Engineer Fangmann.

Engineer Fangmann met with the Board to review a proposed 28E Agreement with the City of West Branch concerning County Road X30 resurfacing project #STP-S-C016(64)—5E-16. Kyle Soukup, West Branch City Administrator was in attendance. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the 28E Agreement with the City of West Branch.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Kyle Soukup gave an update on projects in the City of West Branch. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following new hire:
Sheriff's Department
Becky Severin for a Correctional Officer position at \$11.41/hr effective 4-15-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:
Auditor's Office
Tarah Lovell, Clerk from \$13.05/hr to \$13.55/hr effective 5-22-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of April 24, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Moeller left the meeting at 9:45 a.m. for personal reasons.

At 10:30 a.m., the Board of Supervisors, convened as a Canvass Board to canvass votes cast in the West Branch School Special Election held on April 22, 2008. Present were Supervisors Weih, Boedeker, Campion and Bell. Moeller was absent. Auditor Gritton, Warren Wethington and Kevin Knoche were in attendance. Thereupon results from the precincts were opened and examined with the results duly entered in the Official Canvass Book and attested to by the Board and the Cedar County Auditor. The results were as follows:

Public Measure A

For the question, there were: four hundred two (402) votes

Against the question, there were: two hundred sixty-four (264) votes

Public Measure A did pass.

Thereupon the minutes of this session were reviewed and approved. The Board returned to regular session.

Sheriff Wethington and Chief Deputy Sheriff Knoche met with the Board to tell the Board that the Sheriff's Department can try to get reimbursed for a Deputy's time and expenses involved with an O.W. I. conviction. Knoche estimated they could collect up to \$100 per incident, which would be part of the individual's restitution costs. Chairperson Weih wondered how much time would be involved. Knoche said they would just have to fill out one form. He relayed his conversation with County Attorney Benz concerning this matter. Benz felt they might only receive 50% of the amounts submitted. Discussion continued. The Board agreed that it would be a good idea to submit the forms for reimbursement.

It was noted Handwritten Check #344583 dated 4/25/08 was issued to the Cedar County Treasurer in the amount of \$625.51, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:40 A.M., to May 1, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 1, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 4-29-08.

The Board viewed a newsletter from the Iowa Department of Economic Development regarding an SGI-USA meeting in May.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Rhonda L. Waugh for a Dispatcher position.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Lynn R. Bixler for a Correctional Officer position.

The Board viewed a Report of Local Administrative Expense for the quarter ending 3-31-08, submitted by the Department of Human Services.

The Board viewed correspondence to consumers and guardians regarding transportation to Cedar Employment Opportunities.

The Board acknowledged receipt of a copy of a Manure Management Plan Annual Update for D. Daufeldt Farms Inc., Owner: Don Daufeldt.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism regarding the May 7th joint EITA/IGTA membership meeting.

The Board acknowledged receipt of correspondence from Carrie Koelker, Eastern Iowa Tourism regarding listening sessions to be held by The Silos and Smokestacks National Heritage Area.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding a new type of Tax Increment Finance that's tied to a Local Option Sales Tax.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding assistance by the State Historical Society with flood damaged items.

The Board acknowledged receipt of correspondence from Michael L. Tramontina, Director, Iowa Department of Economic Development regarding an award of financial assistance to Pioneer Hi-Bred International, Inc. concerning the High Quality Jobs Creation program.

The Board noted correspondence from Amy Wehde, Deputy Director, Cedar County Public Health regarding a payroll change for Vickie Byrd, Direct Care Worker, from \$8.50/hr to \$8.75/hr effective 4-30-08.

The Board noted correspondence from Mike Dauber, Executive Director, Cedar County Conservation Board regarding the hiring of Aaron Askelson for a Naturalist Intern position for the summer at \$9.00/hr. effective 5-14-2008 and the hiring of Kris Slutts for a Summer Seasonal Intern position at \$9.00/hr effective 5-1-2008.

Auditor Gritton met with the Board to discuss the request by Chad Fiderlein for a recount of the votes cast for the April 22, 2008 West Branch School District Special Election for Public Measure A. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to acknowledge receipt of correspondence to Auditor Gritton from Chad Fiederlein requesting a recount of votes cast in the 4-22-08 West Branch School District Special Election and authorize the Auditor's Office to conduct a recount of the votes cast for the West Branch School District Special Election for Public Measure A.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the following new hire:
Sheriff's Department
Rhonda L. Waugh, Dispatcher at \$11.41/hr effective 4-23-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of April 28, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Bell departed to attend a Cedar County Emergency Food & Shelter Board meeting at Community Action of Eastern Iowa in Tipton.

Rick Christensen, Weed Commissioner met with the Board to review a resolution concerning the destruction of noxious weeds. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and adopt the following resolution:

2008 RESOLUTION FOR THE DESTRUCTION OF NOXIOUS WEEDS

To All Property Owners:

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa; this 1st day of May, 2008,

That pursuant to the provisions of Chapter 317, 2007, Code of Iowa, it is hereby ordered:

1. That each owner and each person in possession or control of any lands in Cedar County, shall cut, burn, or otherwise destroy all noxious weeds thereon, as defined in this chapter, at such times in each year and in such manner as shall prevent said weeds from blooming or coming to maturity, and shall keep said lands free from such growth of any other weeds as shall render the streets or highways adjoining said land unsafe for public travel. Noxious weeds shall be cut or otherwise destroyed on or before the following dates and as often thereafter as is necessary to prevent seed production.

Group 1, May 20 to June 5, 2008 for Leafy Spurge, Perennial Pepper Grass, Sour Dock, Smooth Dock, Sheep Sorrel, Teasel, Wild Sunflower.

Group 2, June 1-15, 2008 for Canadian Thistle, Russian Knapweed, Buckhorn, Wild Mustard, Musk Thistle, and Marijuana.

Group 3, July 1-15, 2008 for Field Bindweed, Wild Carrot, European Morning Glory, Buckhorn and Multiflora Rose.

Group 4, July 15-30, 2008 for Horse Nettle, Perennial Sow Thistle, Quack Grass, Butterprint, Puncture Vine, Cocklebur, Shattercane, and Bull Thistle.

2. That each owner and each person in the possession or control of any lands in Cedar County infested with any noxious weeds including Quack Grass, Perennial Sow Thistle, Canadian Thistle, Field Bindweed, Horse Nettle, Leafy Spurge, Perennial Pepper Grass, Russian Knapweed, shall adopt a program of weed destruction, described by the Weed Commissioner, which, in five years may be expected to destroy and will immediately keep under control such infestations of said noxious weeds.

3. That if owners or persons in possession or control of any land in Cedar County fail to comply with the foregoing orders, the Weed Commissioner shall cause this to be done and the expense of said work, including costs of serving notice or other costs, if any, to be assessed against said real estate.

4. That the County Auditor be and is hereby directed to cause notice of the making and entering of the foregoing order by one publication in each of the official newspapers of the county.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Campion to approve Claim Checks #344584 - #344765.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

Engineer Fangmann met with the Board to review four Utility Permit Applications for Eastern Iowa Light & Power to replace lines and poles in T79N R4W, due to an ice storm about two years ago. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign four Utility Permit Applications for Eastern Iowa Light & Power, as presented.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

General discussion was held with Engineer Fangmann. He gave project updates.

Auditor Gritton briefly met with the Board to report on the results of the recount of the West Branch School District Special Election. There was no change from the canvass of the votes on 4-28-08.

It was noted Handwritten Check #344766 dated 4/30/08 was issued to the Cedar County Treasurer in the amount of \$1,298.68, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #344767 dated 4/30/08 was issued to the Cedar County Treasurer in the amount of \$231.96, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 9:45 A.M., to May 5, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

TIPTON, IOWA

May 5, 2008

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 5, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Weih. Sup. Boedeker was absent.

The Board recited the Pledge of Allegiance.

The Board viewed County budget revenue and expenditure reports for the period ending 4-30-2008, submitted by the County Auditor.

The Board acknowledged receipt of correspondence from Lisa Mason, Iowa Department of Economic Development regarding a Global Iowa Conference on May 13, 2008.

The Board acknowledged receipt of a "Certificate of Inspection" concerning the Cedar County Jail.

The Board acknowledged receipt of a copy of correspondence from Jennifer Pickar, American Red Cross, to Mary Vavra, 911/EMA Director regarding Red Cross clean up kits.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding a 1st session report concerning legislative bills.

The Board acknowledged receipt of correspondence from John McMullen, Contracts Administrator, Iowa Department of Public Health regarding the approval of substance abuse funding in the amount of \$300.

The Board acknowledged receipt of correspondence from Dave Reed, Supervisors' Affiliate President regarding the ISAC scholarship golf fundraiser.

Engineer Fangmann met with the Board to discuss the hiring of Alex Anderson for a Summer Intern position and to discuss the acquisition of property. He told the Board he would like to hire Alex Anderson, a civil engineering student, for a Summer Intern position. Discussion was held.

Moved by Sup. Bell seconded by Sup. Campion to approve the following new hire:
Engineer's Office

Alex Anderson, Summer Intern at \$11.00/hr effective 5-12-2008.

Ayes: Bell, Moeller, Campion, Weih
Absent: Boedeker

Engineer Fangmann requested a closed session to discuss acquisition of property.

Moved by Sup. Bell seconded by Sup. Moeller to go into closed session as allowed under Section 21.5.1(j), Code of Iowa.

Ayes: Campion, Moeller, Bell, Weih
Absent: Boedeker

Chairperson Weih noted the time of 8:35 a.m.

Moved by Sup. Bell seconded by Sup. Moeller to return to regular session.

Ayes: Campion, Moeller, Bell, Weih
Absent: Boedeker

The Board acknowledged that no decision was made with regard to the prior closed session.

The Engineer gave project updates.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Gary Jedlicka, Cari Gritton, Mary Vavra, Lissa Woolley, Patty Hamann, Dan Lett, Bob Klemme, Mike Dauber, Rob Fangmann, Julie Tischuk, Connie Fett, Mary Dorris and Amy Wehde. Phil Waniorek of Administrative Solutions, Inc. was in attendance to give a dental plan presentation on the switch to Administrative Solutions' dental plan. The plan benefits will stay the same. Waniorek referenced an inquiry about the dentists used by Cedar County employees, and he noted a letter would be going out to those dentists to let them know about the change to Administrative Solutions and to ask them to consider discounts. There will be application forms distributed with the pay checks this week, which should be returned by May 23rd. Open enrollment will only be allowed on January 1, 2009, and the employees' limit will start over at that time. Waniorek asked if there were any questions. Rob Fangmann said an employee has indicated his dentist will only deal with Delta Dental. Waniorek noted if the employee would get the bill to Administrative Solutions, they will make sure that the dentist gets paid. Fangmann asked what would happen if the dentist requires full payment at the time of service. Waniorek hopes the letter to the dentists will take care of that issue. He's never had a dentist not accept Administrative Solutions. Patty Hamann asked what would happen if a dependent is in the middle of working with an orthodontist on dental braces. Waniorek indicated he would contact the doctor and/or Delta Dental, and Administrative Solutions would only pay to the maximum amount allowed for braces. If a doctor doesn't participate with Administrative Solutions, the employee(s) will be notified. Julie Tischuk noted she has an employee that was told by a dentist's office that there could be higher out-of-pocket amounts. Waniorek felt those should be better in most cases. He referenced the option of holding employee meetings to review the plan. Rob Fangmann said he'd talk to the Secondary Road employees to determine if a meeting is needed. Waniorek reported there will be open enrollment for the health insurance plan for the year starting 7-1-08. Open enrollment is part of our Wellmark plan. Further discussion was held. Mr. Waniorek left the room.

Those in attendance were given the opportunity to relay items concerning their departments. Cari Gritton reported the Auditor's Office is pre-testing equipment for the Primary Election. Absentee ballots are available for that election. Mary Vavra noted the functional emergency drill has been rescheduled for June 12th. She has flooding disaster kits available. Patty Hamann reported that all counties will now be required to have someone available to assist Veterans. Dan Lett noted the Board of Review will be meeting again to review assessment appeals. Rob Fangmann reported the bridge at Rochester on Co. Rd F44 was closed because water was over the pier caps, which are rockers, and if debris would have hit them, the bridge could have gone down. He reviewed other projects. Mary Dorris noted Phil La Rue will be training the Nurses to assist with food safety at the upcoming RAGBRAI event on July 25th and 26th. Cari Gritton told the Board there will be a first aid station in the basement from 6 a.m. until midnight on Friday July 25th and on Saturday morning. Connie Fett asked if the Courthouse would be closed on that Friday. The Board had not yet considered closing the Courthouse on that day. Chairperson Weih read a monthly report submitted by the Sheriff.

Engineer Fangmann briefly met with the Board to tell them that he is extending the first dust control application date to the first week in June. He wants to get the roads crowned up before dust control is applied. Brief discussion continued.

Auditor Gritton met with the Board to discuss a County Optical Scan Voting System Funding Allocation Agreement between Cedar County (Recipient), Premier Election Solutions (Vendor) and the Iowa Secretary of State. In the proposed agreement the vendor agrees to accept payment from the Secretary of State in the amount of \$53,361 for twelve ballot marking devices. Cedar County would need to return 12 AccuVote TSX (touch screen) units to Premier Election Solutions. The approximate cost of shipping to receive the new units and return the touch screen units would be \$1,380 which would be paid by Cedar County. Further discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the agreement between Cedar County, Premier Election Solutions and the Secretary of State and authorize Chairperson Weih to sign the same.

Ayes: Moeller, Champion, Bell, Weih
Absent: Boedeker

Mary Vavra, 911/EMA Director met with the Board to request a Virtual Private Network computer connection to access her email and emergency management software from a remote location. Discussion was held.

Moved by Sup. Bell seconded by Sup. Champion to approve the request as submitted by Mary Vavra and to authorize "Solutions", Inc. to install a V.P.N. connection.

Ayes: Bell, Moeller, Champion, Weih
Absent: Boedeker

Moved by Sup. Moeller seconded by Sup. Bell to approve the Board Minutes of May 1, 2008.

Ayes: Bell, Moeller, Champion, Weih
Absent: Boedeker

Moved by Sup. Bell seconded by Sup. Champion to approve the following new hire:
Sheriff's Department
Lynn R. Bixler, Correctional Officer at \$11.41/hr effective 5-5-08.

Ayes: Champion, Moeller, Bell, Weih
Absent: Boedeker

Moved by Sup. Moeller seconded by Sup. Bell to approve a letter of support to the City of Stanwood concerning a new Ambulance/Training/City Hall building.

Ayes: Bell, Moeller, Champion, Weih
Absent: Boedeker

It was noted Handwritten Check #344768 dated 5/2/08 was issued to the Cedar County Treasurer in the amount of \$1,715.42, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:17 A.M., to May 8, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

TIPTON, IOWA

May 8, 2008

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 8, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 5-6-08.

The Board viewed case load reports for April & May 2008 submitted by the Cedar County Case Managers.

The Board viewed a report of checks that have not been returned for payment submitted by the Treasurer's Office.

The Board viewed correspondence from Recorder Thumm regarding a payroll change for Jodi Shields, Clerk.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Iola Ehlers, Dispatcher.

The Board viewed a newsletter from Speaker of the House Pat Murphy dated 5-5-08.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism Association concerning Lee County seeking a Coordinator for natural resource based tours.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding comments he sent to the Governor to be used at the signing of a SILO bill.

The Board acknowledged receipt of correspondence from Representative Jeff Kaumann to let them know he would be on WHO radio on 5-8-08.

It was noted that Keith Feuerbach had inquired about obtaining a fireworks permit. The Board agreed they do not have authority to issue those permits to individuals.

Connie Fett, CPC Administrator met with the Board to discuss the FY08-09 Mental Health Fund budget and to give consumer updates. Fett reviewed a report of the total dollars spent for consumers from late 1996 through early 2008. She reviewed budget information. The Mental Health Fund balance could be a negative amount in January of FY08-09. The Board agreed they would discuss that matter if or when the balance drops to a negative balance. Discussion was held. Fett noted she received the \$26,000 bill from D.H.S., and that per previous instructions from the Board, she will submit the bill for payment after July 1st.

Connie Fett requested a closed session to give consumer updates.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(a), Code of Iowa.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The time was 9:00 a.m.

Moved by Sup. Boedeker seconded by Sup. Moeller to return to regular session.

Ayes: Bell, Moeller, Campion, Boedeker, Weih.

The closed session concluded at 9:30 a.m.

The Board acknowledged that no decision was made with regard to the prior closed session.

Engineer Fangmann met with the Board to review Utility Permits. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a Utility Permit Application for Linn County REC to replace two poles near 1460 Plato Rd and authorize Chairperson Weih to sign the same.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve a Utility Permit Application to move a line at 916 Dixon Avenue due to driveway and ditch work done by the owner, which the County would have done, to waive the fee as recommended by Engineer Fangmann and to authorize Chairperson Weih to sign the same.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann gave project updates. Discussion was held concerning the roads.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of May 5, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign a "Master Plan Document Signature Page" and a "Summary Plan Description Signature Page" for the Administrative Solutions, Inc. FY08-09 dental plan.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the cancellation of unclaimed fees in the amount of \$38.00 as submitted by the Treasurer's Office.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sup. Boedeker gave a report on the Cedar County Economic Development Commission meeting that he and Sup. Bell recently attended. If CCEDCO can obtain a State grant, they will contribute approximately \$2,500 to form a new region called the Eastern Iowa Economic Development Alliance.

Sup. Boedeker reported that the RAGBRAI committee has decided that any profits made from the event will be distributed to organizations specified by each volunteer. They are planning to use the east Courthouse parking lot, and Meridian Street east of the Courthouse is going to be closed at Noon on Friday July 25th. He felt the Board would need to discuss the possibility of closing the Courthouse on that afternoon.

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:
Sheriff's Department

Iola Ehlers, Dispatcher, from \$13.06/hr (1st shift) to

Weekdays			Weekends		
1 st	2 nd	3 rd	1 st	2 nd	3 rd
\$13.75	\$13.85	\$14.00	\$14.25	\$14.35	\$14.50

effective 5-1-2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve the following payroll change:

Recorder's Office

Jodi Shields, Clerk, from \$11.85/hr to \$12.10/hr effective 5-18-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sheriff Wethington entered the room to discuss the purchase of new vehicles. The Sheriff's Department has three new vehicles (2 pickups and 1 Explorer) at a dealership in West Branch that they intended to purchase with funds from the FY08-09 budget after 7-1-08. Wethington told the Board the current FY07-08 Sheriff's budget looks very good, and he was wondering if he could go ahead and purchase the vehicles with funds from the current budget. Discussion was held. The Board felt they would need to discuss the matter with the Auditor. Wethington indicated he had talked to the Auditor, and she had indicated to him she would have to do some research and that he should discuss the matter with the Board. The Board told Wethington not to spend the funds that he included during a budget amendment. The Board agreed to the three vehicle purchases in FY07-08 if the Auditor said it is okay.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #131524 - #131683 for the period ending 5-03-08 and to be paid on 5-9-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #344769 dated 5/7/08 was issued to the Cedar County Treasurer in the amount of \$243.99, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #344770 dated 5/7/08 was issued to the Cedar County Treasurer in the amount of \$2,638.49, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 10:15A.M., to May 12, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 12, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Auditor Gritton regarding the hiring of Christine Wright for a Clerk position.

The Board viewed correspondence from Treasurer Jedlicka regarding a payroll change for Barbara Smith, Clerk.

The Board viewed an industry opportunities newsletter from the Iowa Department of Economic Development dated 5-8-08 regarding the "Iowa Meetings Guide" to be published in the August edition of "Small Market Meetings".

The Board viewed a report of fees collected for April 2008, submitted by the Office of the Clerk of the District Court.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding HF2700 that would establish a new form of revenue for a Tax Increment Finance District and a golf fundraiser.

The Board acknowledged receipt of correspondence from Sharon Nesteby, East Central Intergovernmental Association regarding a May 14th Eastern Iowa Rural Utility Services System meeting concerning Andover contracts.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding an article concerning funding for the Muscatine County Fair.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism Association requesting input on a membership survey.

The Board acknowledged receipt of a "Technology Corridor Report" submitted by Kirkwood Community College.

Chairperson Weih reported he talked to County Attorney Benz, and the Board does not have the authority to issue fireworks permits to individuals.

Engineer Fangmann briefly met with the Board. During the Board's next session, they will view Secondary Road projects and roads. Fangmann gave project updates. General discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of May 8, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the following payroll change:

Treasurer's Office

Barbara A. Smith, Clerk from \$11.15/hr to \$11.40/hr effective 5-9-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the following new hire:

Auditor's Office

Christine Wright for a Clerk position at \$11.85/hr effective 5-19-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

It was noted Handwritten Check #344771 dated 5/9/08 was issued to the Cedar County Treasurer in the amount of \$1,595.72, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:40 A.M., to May 15, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 15, 2008 with the following members present: Boedeker, Campion, Moeller, and Chairperson Weih. Sup. Bell was absent.

The Board recited the Pledge of Allegiance.

The Board viewed a news update from the Iowa Tourism Office dated 5-13-08.

The Board acknowledged receipt of information submitted by Sheriff Wethington concerning the custody and care of Federal prisoners.

The Board acknowledged receipt of correspondence from Denise Gonzales of the Department of Human Services inviting the Board to a community wrap-up session for the Muscatine Quality Service Review during the week of May 19, 2008.

The Board acknowledged receipt of correspondence from Mark D. McIntyre of Russ Reid regarding Federal funding for transportation projects.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding the Local Option Sales Tax one cent change and his final newspaper column.

The Board acknowledged receipt of correspondence from Shelby Good requesting a donation for a Student Ambassador trip.

General discussion was held regarding possible State legislation. Discussion was held regarding a possible FY2009-2010 Cedar County Fair Association funding reduction by the Board.

Discussion was held with Assessor Lett regarding the G.I.S. project.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of May 12, 2008.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Moved by Sup. Campion seconded by Sup. Moeller to approve Claim Checks #344772 - #345021.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

At 9:00 a.m. the Board departed with Engineer Fangmann to view Secondary Road projects and roads. Fangmann updated the Board on a matter regarding a resident and the maintenance of a Level B portion of road. There is a 28E Agreement with Johnson County concerning this portion of road. Johnson County has jurisdiction. Some areas/items viewed by the Board were, but not limited to: the operation of a V-blade on 250th Street west of Cedar Valley, the County Road X30 resurfacing project south of West Branch, a bridge project on 310th Street in Springdale Township, the condition of several roads, a potential property purchase, the Secondary Road yard in Tipton and the parking areas around the Law Enforcement Center.

The Board returned to the Board Room at 10:50 a.m.

It was noted Handwritten Check #345022 dated 5-14-08 was issued to the Cedar County Treasurer in the amount of \$634.60, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

On motion, the Board adjourned at 11:00 A.M., to May 19, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 19, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Kurt Keller for a Correctional Officer position.

The Board viewed a May 2008 newsletter from the Iowa Good Roads Association.

The Board viewed correspondence from Patty Hamann, Veteran Affairs Secretary/General Assistance Director noting she would be out of the office on May 19th.

The Board viewed Issue 3-May 2008 GreeNetwork update from the Iowa Department of Economic Development.

The Board viewed May 2008 Wellmark news.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association requesting volunteers to work during the State Fair.

The Board acknowledged receipt of correspondence from Julie Rutz of IowaPolitics.com regarding a forum on June 5th concerning immigration in Iowa.

The Board acknowledged receipt of correspondence from Diane Blaschko, Vice President, MAXIMUS regarding the Cedar County Cost Allocation Plan based on actual expenditures for the year ended June 30, 2007.

The Board acknowledged receipt of a copy of correspondence from Dennis Ostwinkle, Field Office Supervisor, Department of Natural Resources, to JF Pork-4 Gates, c/o Rachel Berdo regarding confined animal feeding operation construction requirements.

The Board noted correspondence from Mary Dorris, Director, Cedar County Public Health regarding a payroll change for Diane Wehde, Clerk, from \$11.70/hr to \$11.95/hr effective 5-19-08.

Chairperson Weih reported that he spoke to Don Maxson. Maxson indicated he would be starting work this week on the Courthouse tuckpointing.

Engineer Fangmann met with the Board to discuss right-of-way contracts for the following:
bridge proj. #BROS-C016(68)—8J-16 on Taylor Ave., Sec. 31 Massillon Twp and bridge proj. #BROS-C016(69)—5F-16 on 310th St., Sec. 17, Springdale Twp. Fangmann reviewed the proposed contracts for the Taylor Avenue project. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign right-of-way contracts as follows for bridge project #BROS-C016(68)—8J-16 for permanent and temporary easements:

Richard H. & Patricia E. Rausenberger	\$3,556.59
Jeffrey R. & Debra R. Wenndt	\$1,773.62
Irma L. Bentrott Trust	\$ 915.52
Merle F. Bentrott Trust	\$ 915.52

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann gave an update on the 310th Street project. Wetland mitigation needs to be done for this project. The Engineer noted he is in discussions with the Corps of Engineers concerning wetlands. An archeological survey is being done of the wetland mitigation site near Cedar Bluff owned by the Cedar County Conservation Board, due to

comments of concern written by 3 Indian tribes. Fangmann reviewed the proposed contracts for the project. He reviewed a tree evaluation by Keith Majors, Consulting Forester. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign right-of-way contracts as follows for bridge project #BROS-C016(69)—5F-16:

Joann E. Frederick (perm. easement)	\$1,720.11
Herbert L. Espensen & Madeline L. Espensen (perm. & temp. easements)	\$2,120.21
Herbert L. Espensen, Inc. (perm. & temp. easements)	\$1,715.65
Dean W. & Carol J. Lumpa (perm. & temp. easements & miscellaneous)	\$5,177.96

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann noted that due to some difficulties they've encountered with these contracts, he suggested approaching landowners prior to doing plans for projects. He noted the County may consider not proceeding with a project. The Board was okay with that.

Moved by Sup. Bell seconded by Sup. Campion to approve the following new hire:

Sheriff's Department

Kurt Keller, Correctional Officer at \$11.41/hr effective 5-16-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of May 15, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

It was noted Handwritten Check #345023 dated 5/16/08 was issued to the Cedar County Treasurer in the amount of \$1,870.88, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:00 A.M to May 22, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., May 22, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 5-20-08.

The Board viewed a May 2008 Mat & Anchor newsletter from Tom Carpenter of Erosion Tech LLC.

The Board acknowledged receipt of correspondence from Jeff Corns, Schneider Corporation regarding a 2008 GIS Users' Conference.

The Board acknowledged receipt of a 2nd Summation of the 2008 Legislative session from Mike Wentzien, Supervisors' Lobbyist.

The Board acknowledged receipt of correspondence from the National Association of Counties regarding free Green Government Webinars.

The Board acknowledged receipt of correspondence from Wellmark Blue Cross and Blue Shield regarding a session concerning a new suite of health and wellness programs and services.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director regarding local performance groups.

Steve Nash, Director of Public Works for the City of Tipton met with the Board to let them know the City would be removing the trees on the east side of the Courthouse parking lot in the next couple weeks. They will be planting Locust trees there in the Fall.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of May 19, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

Moved by Sup. Bell seconded by Sup. Campion to approve Payroll Checks #131684-#131852 for the period ending 5-17-2008 and to be paid on 5-23-2008.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Auditor Gritton met with the Board to discuss a few items. She noted that on Tuesday around 1:30 p.m. the fire alarm went off in the Public Health Office. There was a haze and a smell in the basement. Firemen came to the building. It was determined that dust and equipment fumes from the Courthouse tuckpointing work that was being done came through an outside air intake. Some employees in the basement were sent home and meetings were relocated. The Auditor had notified Chairperson Weih. She made sure fresh air was moving throughout the building and by 4:30 p.m. there was no lingering smells. Discussion was held regarding Courthouse security. Bernie Witry has contacted the Auditor regarding the use of the large meeting room and the parking lot for first aid stations and ambulance parking for the upcoming RAGBRAI event. The Auditor has approved the use of those areas for that event. The Board had no objections.

Julie Tischuk, Director of the Case Management Department met with the Board to review a FY08-09 Projected Cost Report. Review and discussion were held. The projected rate is \$202.47. The current rate is \$180.26 and on July 1st the rate will be \$197.10. Tischuk thought the County would receive an estimated \$10,000 payback. She

told the Board there could be a change in the cost reporting procedures, which will require reporting for a six-month period.

Moved by Sup. Bell seconded by Sup. Campion to approve the FY08-09 Projected Cost Report, as presented, and authorize Chairperson Weih to sign the same.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

The Board reviewed “A Central Services Cost Allocation Plan” for the actual fiscal year ended June 30, 2007, to establish cost allocations or billings for use in FY2009 and to be used to recover the indirect costs applicable to Social Services administration. The documentation was submitted by MAXIMUS, Inc.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a “Certification of Cost Allocation Plan”, as presented.

Sup. Boedeker departed at 8:15 a.m. to attend a Heartland Insurance Risk Pool Trustee meeting.

It was noted Handwritten Checks #345024, #345025 and #345026 dated 5-29-08 were issued to Bankers Trust in the total amount of \$1,458,368.75 for interest on G.O. Bonds, G.O. Bond Redemption, a semi-annual fee and call for redemption notices concerning final payment for the Law Enforcement Center debt.

It was noted Handwritten Check #345028 dated 5/21/08 was issued to the Cedar County Treasurer in the amount of \$1,354.82, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345029 dated 5/21/08 was issued to the Cedar County Treasurer in the amount of \$3,989.84, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #345027 dated 5/23/08 was issued to the Cedar County Treasurer in the amount of \$970.64 for a Delta Dental ACH transfer.

It was noted the Courthouse would be closed on May 26th due to observance of the Memorial Day holiday.

On motion, the Board adjourned at 8:45 A.M., to May 29, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 29, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 5-27-08.

The Board viewed a May 2008 newsletter from Representative Jeff Kaufmann.

The Board viewed correspondence to the Trustee for Project #185, from Connie Fett, CPC Administrator regarding the completion of a review.

The Board acknowledged receipt of correspondence from Gene & Nancy Vincent requesting that the County not blade through their dust control.

The Board acknowledged receipt of a copy of correspondence to Mark Miller, Pioneer Hi-Bred International, Inc., a DuPont Company, from Michael Johansen, Coordinator Of Legal and Compliance, Iowa Department of Economic Development, regarding a financial assistance program award.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding a new pilot project in Crawford County for emergency response districts.

The Board acknowledged receipt of a copy of the April 28, 2008 minutes of the Mental Health/Case Management Advisory Board and the Mental Health provider meetings.

The Board acknowledged receipt of correspondence from Precision Structural Engineering regarding the benefits of building green.

The Board acknowledged receipt of correspondence from Wellmark Blue Cross and Blue Shield regarding a session titled "A Culture of Health" scheduled for June 5th and June 16th.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding Legislators attending district meetings.

The Board acknowledged receipt of correspondence from Brian Adams for the "Government Best Practices Training Series" regarding "IPv6-A New Era Government Networks-AM* Briefing" on July 10th.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association regarding Travel Federation of Iowa bills enacted by the 2008 Iowa General Assembly.

The Board acknowledged receipt of copies of Manure Management Plan Updates for FOHNE, Inc.-Jean Driscoll, Owner; Meyer Farm-Dircks Farms Inc, Owner; Eiler Farm-Dircks Farms Inc., Owner, JF Pork, LLC by Rachel Berdo and David Meyer.

The Board acknowledged receipt of correspondence from Mark McIntyre of Russ Reid regarding funding for transportation projects.

Connie Fett, CPC Administrator met with the Board to review proposed changes and amendments to the Mental Health Services Management Plan. She reviewed the changes and discussion was held. The proposed changes/amendments include, but are not limited to: income requirement changes, residence issues and waiting list procedures. The Mental Health Advisory Board has approved the changes. After a public hearing is held, the Plan will be sent to the State.

Moved by Sup. Boedeker seconded by Sup. Campion to set June 16, 2008 at 6:30 p.m. as the time for a public hearing to consider approval of changes and amendments to the Cedar County Mental Health Services Management Plan.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil La Rue, Zoning Director met with the Board to review/consider minor subdivisions. Steve Nash, Attorney Lowell Dendinger and Engineer Fangmann were in attendance. The Final Plat of Nash's First Addition was addressed. The petitioners are Steve Nash, Executor for the Mark Nash Jr. Estate and Springdale Grain, Inc. The location is a portion of the SW ¼ NE ¼ Sec. 5 T79N R3W in Iowa Township which is 3.20 acres more or less. There were no written or verbal objections on file. Discussion was held.

Moved by Sup. Bell seconded by Sup. Campion to approve the petition for Nash's First Addition, and to approve and adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Nash's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Nash's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 29th day of May, A.D., 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Final Plat of Buffalo Ridge Second Addition was addressed. Attorney Lowell Dendinger and Engineer Fangmann were in attendance. The petitioners are Mark G. & Audrey L. Graver. The location is a portion of the north 55 acres of the W ½ of the NW ¼ which is 20.52 acres more or less. There are no written or verbal objections on file. Discussion was held. Mr. La Rue noted he has not yet received a letter from the City of Lisbon concerning their review of the petition. Atty. Dendinger stated he has been told the Lisbon City Council approved this matter at their meeting on May 28th and that a letter is on its way to him. There will be a fence agreement, but they are waiting on one signature. An access has been approved.

Moved by Sup. Bell seconded by Sup. Moeller to approve the petition for Buffalo Ridge Second Addition and to approve and adopt the following resolution, all contingent on receipt of the appropriate documents and signatures:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Buffalo Ridge Second Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Buffalo Ridge Second Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 29th day of May, A.D., 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to review Utility Permit Applications and to discuss the potential purchase of property. Discussion was held regarding the permit applications.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Utility Permit Application for Linn County REC to rebuild a line along 210th Street in Cass Township.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power Cooperative to bore under 330th Street for a new line in Sugar Creek Township.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann requested a closed session to discuss the potential purchase of property.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(j), Code of Iowa.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih noted the time was 9:25 a.m.

Moved by Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih noted the time was 9:50 a.m.

The Board acknowledged that no decision was made with regard to the prior closed session.

Engineer Fangmann gave project updates.

Julie Tischuk, Director of the Case Management Department met with the Board to discuss hiring a Case Manager to fill a vacancy.

Moved by Sup. Bell seconded by Sup. Moeller to allow the hiring of a Case Manager.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board reviewed a Memorandum of Understanding concerning FY08-09 State substance abuse funding.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Memorandum of Understanding between the Iowa Department of Public Health and the Board of Supervisors concerning FY08-09 substance abuse funding.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held concerning the sale of an older computer system. Bev Penningroth told the Board information that was relayed to her by Patty Hamann, HIPAA Compliance Officer concerning this matter. Hamann has indicated she consulted with Max Elg, the County's HIPAA consultant concerning policy/documentation. Discussion was held. The Board agreed that once the proper documentation has been received from "Solutions", Inc., Max Elg and Patty Hamann concerning the clearing of data and the sale of the system, that the system can be sold.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of May 22, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Boedeker reported that a tree fell on a pickup truck at the Massillon Park last weekend. He also noted the County's Heartland Insurance Risk Pool premiums will be down about \$46,535 for the next fiscal year.

Moved by Sup. Campion seconded by Sup. Moeller to approve Claim Checks #345030 - #345194.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #345195 dated 5/29/08 was issued to O'Rourke Motors Inc. in the amount of \$519.21 for an administrative correction.

It was noted Handwritten Check #345196 dated 5/28/08 was issued to the Cedar County Treasurer in the amount of \$576.49, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345197 dated 5/28/08 was issued to the Cedar County Treasurer in the amount of \$234.10, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at A.M., to June 2, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 2, 2008 with the following members present: Campion, Moeller and Acting Chairperson Pro Tem Bell. Chairperson Weih and Chairperson Pro Tem Boedeker were absent.

The Board recited the Pledge of Allegiance.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Ray Slach Site 4.

The Board acknowledged receipt of correspondence from the U.S. Highway 30 Coalition regarding a meeting on June 20, 2008.

The Board acknowledged receipt of a Manure Management Plan/Update for Roger Wiese.

Darren Byers met with the Board to discuss a chain link fence that he put up around his property at 1121 – 2nd Street in Cedar Bluff. He assumed the easement was 18 feet from the center of the road. After he started construction of the fence, he received a letter from Engineer Fangmann telling him the easement is 33 feet from the center of the road. Byers noted there is quite a bit of concrete under the posts. He told the Board it was his fault for not checking on the easement issue. He'd like to keep the fence where it is and stated he would sign a waiver. Byers said the County could plow snow against the fence. He would maintain the area, and he thought it would look nicer. Byers indicated he would change the fence if the County needs to do work in the right-of-way. Sup. Moeller noted some of the residents have had to move things in Cedar Bluff. Sup. Campion felt the Board should view the area. Sup. Bell agreed they should look at the area and talk to the Engineer. Further discussion was held. Engineer Fangmann joined the discussion. He had a concern about obstacles that would impede the County from doing any work in the right-of-way. Fangmann noted that when he was at the site the posts were in but the fence was not up yet, and that is why he sent the letter immediately. Mr. Byers again stated he would move the fence if work needs to be done, and he would sign a waiver. Sup. Campion said he'd have to see what the fence would interfere with. Acting Chairperson Pro Tem Bell stated the Board would look at the area and respond to Mr. Byers.

Engineer Fangmann met with the Board to review a Utility Permit Application for Alliant Energy to rebuild a line along the Cedar-Scott County Line Road. From 300th Street to 310th Street the line will be on the Cedar County side and from there on to Durant the line will be on the Scott County side.

Moved by Sup. Moeller seconded by Sup. Campion to approve a Utility Permit Application for Alliant Energy, as presented.

Ayes: Campion, Moeller, Bell

Absent: Boedeker, Weih

The Engineer gave project updates. He reported that there was an accident on County Road X30 south of West Branch in the resurfacing work area. The proper signs were up. The contractor was notified about the accident.

Jim Cary briefly met with the Engineer in the Board Room to discuss a culvert that was delivered by the Secondary Road Department. He thought they would put it together. Fangmann noted the contractor does that. Cary indicated he thought the Secondary Road Department would do it before they put it in the ditch. Fangmann said he would check with the Road Superintendent on this matter.

Scott Holmes of Integrated Technology Partners met with the Board to discuss phones for the Board Room. He noted they could use a conference phone at the middle of the table and then transfer calls back to the phone on the Administrative Assistant's desk when

needed. He reviewed options for a recording system. Discussion was held. Holmes will put together some estimates for various options. Mr. Holmes told the Board that a technician had indicated the County might want to consider a new power supply for the Courthouse phone system.

Moved by Sup. Campion seconded by Sup. Moeller to approve the Board Minutes of May 29, 2008.

Ayes: Bell, Moeller, Campion
Absent: Boedeker, Weih

It was noted Handwritten Check #345198 dated 5/30/08 was issued to the Cedar County Treasurer in the amount of \$2,015.50, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:25 A.M., to June 5, 2008.

Cari Gritton, Auditor

Jon E. Bell, Acting Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 5, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Revenue and Expense Summary Reports for the FY07-08 County Budget.

The Board viewed June 2008 Legislative News from Pat Murphy, Speaker of the House.

The Board viewed an update from the Iowa Tourism Office dated 6-3-08.

The Board viewed a report of the Veteran Affairs Commission for the month ending 5-20-08, submitted by Patty Hamann, Secretary.

The Board acknowledged receipt of correspondence from Sandra J. Harmel, President of the Soldiers' Monument Association requesting funds to restore and repair cemetery stones of citizens who served their country.

The Board acknowledged receipt of the minutes of the April 28, 2008 meeting of Cedar County Volunteer Services.

The Board acknowledged receipt of correspondence from Abby Kisling of the Eastern Iowa Tourism Association about thanking Legislators for helping to secure funding.

The Board acknowledged receipt of correspondence from Carrie Koelker, Executive Director of the Eastern Iowa Tourism Association regarding funding, Director/Alternate appointments and a Visitor's Guide.

The Board acknowledged receipt of a State Emergency Operations Center Operational Status Report #10 concerning the severe weather on May 25, 2008 submitted by Mary Vavra, 911/EMA Director.

The Board acknowledged receipt of correspondence from Mary Vavra, 911/EMA Director regarding a drill on June 12th.

The Board acknowledged receipt of correspondence from Abby Kisling of the Eastern Iowa Tourism Association regarding the annual meeting scheduled for July 2nd.

The Board acknowledged receipt of correspondence from Patty Hamann, HIPAA Compliance Officer; Max Elg of Inukshuk Technologies/HIPAA consultant and Chris Henningsen of "Solutions, Inc." concerning data removal and the sale of an old AS400 computer.

Engineer Fangmann met with the Board to review Iowa Department of Transportation Federal-aid Agreements for bridge replacement projects and a Utility Permit Application for Iowa Telecom. General discussion was held.

An agreement concerning project #BROS-C016(72)—8J-16 on Franklin Avenue in Section 36 in Springdale Township was reviewed. The estimated cost is \$280,000. Federal aid would be 80% of the final cost.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign the Federal-aid Agreement for project #BROS-C016(72)—8J-16.

Ayes: Bell, Moeller, Campion, Boedeker, Bell

An agreement concerning project #BROS-C016(73)—8J-16 on King Avenue in Section 26 in Fremont Township was reviewed. The estimated cost is \$320,000. Federal aid would be 80% of the final cost.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign the Federal-aid Agreement for project #BROS-C016(73)—8J-16.

Ayes: Bell, Moeller, Campion, Boedeker, Bell

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for service to a new home at 2190 - 177th Street south of Lowden.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

In other business, Engineer Fangmann reviewed a map of the roads where rock was to be put down in FY07-08 and where the Secondary Road Department has been able to put down rock. Since the County's heavy trucks are staying off of some roads, Fangmann would like to amend the budget in FY08-09 to include the funds that were allocated for rock that will not be used in FY07-08. He gave project updates.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Cynthia Severs-Marx, Mary Vavra, Cari Gritton, Patty Hamann, Carolyn Wood, Warren Wethington, Bob Klemme, Malissa Woolley, Mike Dauber, Gary Jedlicka, Mary Dorris, Amy Wehde, Rob Fangmann and Phil La Rue. Cynthia Severs-Marx noted the Board of Review met and reviewed over 20 petitions concerning assessments. Mary Vavra reported there will be a functional drill on June 12th. Her office is now at the Law Enforcement Center. She is working on automating E911. Cari Gritton said the Auditor's Office is finishing up the Primary Election work. The City of Tipton will have another election in July concerning a fire station. She asked that all departments watch their budgets carefully since it is nearing the end of the fiscal year. Patty Hamann will be participating in a Veterans' benefits study in Johnston. She will be attending national training in South Carolina from June 14th -20th. Max Elg was here two days to assist her with HIPAA policies. Hamann will present HIPAA updates for the Board to review. Warren Wethington presented a report for the Board to review. The jail is now housing Federal prisoners. He is requesting bids for concrete for a parking area. Bob Klemme reported that the tuck pointing should be done on the north side of the Courthouse this week. He noted work will be done on the parking lot on June 9th. Malissa Woolley reported the law now requires that anyone under 13 years of age must wear a life jacket. The Recorder's Office will be able to issue passport cards sometime this summer. Mike Dauber noted a tree fell on a vehicle at the Massillon Park. Some of the parks are now under water. Gary Jedlicka stated there will be a tax sale in June. Mary Dorris reported she has been updating emergency plans for the upcoming functional drill. Rob Fangmann gave project updates. Phil La Rue reported he is continuing to work on RAGBRAI food matters.

Phil La Rue, Environmental & Zoning Director briefly met with the Board to discuss the Comprehensive Plan. Engineer Fangmann was in attendance.

Sup. Bell left the meeting.

At 9:40 a.m. the Board departed with Engineer Fangmann to view a fence in the right-of-way at 2nd and State Streets in Cedar Bluff. Sup. Bell was absent. At 9:55 a.m. the Board viewed the area where the fence was erected by Darren Byers who resides at 1121 - 2nd Street. Engineer Fangmann felt a snow wing would hit the fence. It was noted the posts were in the ground when the Engineer notified Byers that he should stop construction of the fence. Sup. Campion felt there would be a liability issue with the fence located where it is. Sup. Boedeker noted the fence is outside of where the Stop sign is located. Discussion continued.

Moved by Sup. Boedeker seconded by Sup. Moeller to require Darren Byers to move the fence off of the right-of-way.

Discussion was held. Sup. Boedeker referenced liability issues. Sup. Weih noted the location of the fence violates Chapter 318.3 Subsection 4 of the Iowa Code (Obstructions in Highway Right-Of-Way).

Ayes: Campion, Boedeker, Moeller, Weih
Absent: Bell

Engineer Fangmann went to the door at 1121 – 2nd Street to talk to Mr. Byers, but there was no answer. Fangmann noted a letter had been sent to this address notifying the owner that the fence had to be moved in 30 days. The Board agreed that Engineer Fangmann should call Mr. Byers to tell him about the Board's decision.

At 10:20 a.m. the Board reconvened in the Board Room.

Auditor Gritton met with the Board to discuss information she received concerning the disbursement of excess Local Option Sales & Services. Gritton asked that the Board consider in what accounts they would like to put the County's share of the excess Local Option Sales & Services Tax principal and interest from the collection of the tax for the Law Enforcement Center. Discussion was held. This matter will be discussed further by the Board of Supervisors.

Moved by Sup. Moeller seconded by Sup. Campion to approve the Board Minutes of June 2, 2008.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #131853 - #132018 for the period ending 5-31-2008 and to be paid on 6-6-2008.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

It was noted Handwritten Check #345199 dated 6-4-08 was issued to the Cedar County Treasurer in the amount of \$734.89, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345200 dated 6-4-08 was issued to the Cedar County Treasurer in the amount of \$634.50, concerning an Administrative Solutions, Inc. partial self-funded claims ACH transfer.

On motion, the Board adjourned at 10:25 A.M., to June 9, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 9, 2008 with the following members present: Boedeker, Campion, Moeller, and Chairperson Weih. Sup. Bell was absent.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Julie Tischuk, Director of Case Management Department regarding a payroll change for Kellee Oxley, Case Manager.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Jodi Stidham, Dispatcher.

The Board acknowledged receipt of correspondence and status report from Andrew Anderson, Vision Iowa Board Chairman, Iowa Department of Economic Development.

Phil La Rue, Zoning Director met with the Board to set public hearing dates to review a zoning petition. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to set June 26 & 30, 2008 at 9:30 a.m. as the time to review/consider the following petition:

Gary Swart, P.O. Box 681, Sterling, IL (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing single family dwellings on a proposed twenty one (21) lot subdivision on property located in the NW ¼ of the NW ¼, Section 10, T-79N, R-4W, in Springdale Township, consisting of 31.8 acres more or less.

Ayes: Boedeker, Campion, Moeller, Weih

Absent: Bell

General discussion was held. Phil La Rue noted Dennis Pruess passed away. He was the Chairperson of the Cedar County Planning & Zoning Commission.

Patty Hamann, HIPAA Compliance Officer and Sheriff Wethington met with the Board to discuss security issues. Hamann noted the County's policy says that wireless access is not permitted at this time. When Max Elg, HIPAA consultant was here last week it was discovered that there is a wireless router in the Sheriff's Department that was purchased by the West Branch Police Department. The West Branch Police use it with their laptops, and Hamann was told the Highway Patrol sometimes uses the router. Hamann noted this router, as it is setup now, poses a security issue. Sheriff Wethington said the Sheriff's Department does not use the router, at this time. The router has been unplugged. Wethington told the Board that he was told there would be a firewall so people wouldn't have access to the router. Discussion continued. Weih asked about securing a wireless router with access controls. Hamann noted options relayed by Max Elg, which are: 1) a wall connection or 2) a router with access controls which would be management driven by "Solutions", Inc. The Board agreed Hamann should obtain a quote for a router with access controls that could be used by multiple County departments. Patty Hamann told the Board she would be returning to the Board at some time to present HIPAA policy changes. Discussion was held.

Discussion was held regarding the request by the Soldiers' Monument Association for funding to repair Veterans' grave stones. The budget will be discussed with the Auditor.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of June 5, 2008.

Ayes: Moeller, Campion, Boedeker, Weih

Absent: Bell

At 10:00 a.m., on motion, the Board of Supervisors, adjourned from regular session to meet as a Canvass Board to canvass the votes cast in the Primary Election of June 3, 2008. Present were Supervisors Weih, Moeller, Campion and Boedeker. Auditor Gritton was in attendance.

The following candidates were declared as the nominee to the respective listed office and will appear on the GENERAL ELECTION BALLOT November 4, 2008:

COUNTY BOARD OF SUPERVISORS:

Barbara J. Archer, Jon E. Bell and Wayne Deerberg, Republicans
Dennis Boedeker and Billy D. Campion, Democrats

COUNTY AUDITOR:

Cari Gritton, Republican
No candidate received enough votes to win the Democrat nomination.

COUNTY SHERIFF:

Warren M. Wethington, Republican
No candidate received enough votes to win the Democrat nomination.

Thereupon the minutes of this session were reviewed and approved and the Canvass Board reconvened into regular session.

Discussion was held with Auditor Gritton concerning possible funds for a donation to repair Veterans' grave stones. Gritton will review the FY07-08 budget for Dept. 99, and further discussion will be held at another meeting.

Engineer Fangmann met with the Board to review a Utility Permit Application for Eastern Iowa Light & Power and to give the Board a flooding update.

Moved by Sup. Boedeker seconded by Sup. Campion to approve and authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power Cooperative to relocate a power line for the Taylor Avenue bridge replacement project and to waive the fee as recommended by Engineer Fangmann.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Engineer Fangmann gave the Board a flooding update. He relayed information concerning the projected flood level of the Cedar River. Fangmann told the Board he would probably have to close the bridge at Rochester and possibly the bridge at Cedar Bluff. He reviewed the levels at which the river would reach the bridges and/or go over them. Discussion continued. He noted he would be attending a meeting with Mary Vavra, 911/EMA Director and others at 10:30 a.m. The Board members decided they would like to attend that meeting, so the meeting with Mary Vavra was held in the Board Room.

Mary Vavra, 911/EMA Director met with the Board and others to discuss the flooding situation. Those in attendance were: Mary Dorris, Public Health Director; Phil La Rue, Environmental Director; Engineer Fangmann; Mike Dauber, Conservation Director; and Noah Krob, County Park Ranger. Discussion was held regarding calls received by Vavra from Cedar County residents, the County's response to the anticipated flooding, obtaining bags and sand, and where to put the sand and bags for access by the County's residents. Vavra reported the State called the Emergency Operations Center and has activated the Center. Mary Vavra has requested a pallet of sand bags (14,000), but the State has indicated the bags are for critical infrastructure, not residences. The State has advised her to discuss with the County Engineer how much sand our County needs. They would send someone here to assess our situation. Vavra is to call the State back to discuss this matter. Engineer Fangmann noted he cannot spend Road Use Tax Funds off of the secondary roads, which means the County cannot haul for private individuals. Discussion continued. Sup. Boedeker felt there should be central points for people to pick up the sand and bags. He thought there is not sewer infrastructure in the

unincorporated towns of Rochester and Cedar Bluff. Sup. Weih would like a call when Vavra knows where the sand and bags will be located, so that he can relay that information to anyone that might call him. Vavra noted people could contact the Sheriff's Office for that information also. Mary Vavra will update Sup. Moeller who is a member of the 911/EMA Commissions. The consensus of the Board was that they would like to see sand and bags made available to the rural residents that need those items, and the Secondary Road Department could haul the sand to a few locations around the County.

It was noted Handwritten Check #345201 dated 6-6-08 was issued to the Cedar County Treasurer in the amount of \$477.40, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:00 A.M., to June 12, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 12, 2008 at the Law Enforcement Center with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board viewed an update from the Iowa Tourism Office dated 6-10-08.

The Board viewed a report of fees collected for May 2008 submitted by the Office of the Clerk of the District Court.

The Board viewed correspondence to the Auditor from Gary L. Crock, Solid Waste Manager requesting payment for accrued compensation time for the Solid Waste Commission employees prior to the end of the current fiscal year.

The Board acknowledged receipt of a copy of correspondence from Mary Vavra, 911/EMA Director, to Steve Meyer, Region VI HLSEM Planner regarding participation in the upcoming functional drill.

The Board acknowledged receipt of updates from Mary Vavra, 911/EMA Director regarding the flooding situation.

The Board acknowledged receipt of a Manure Management Plan Annual Update from Dale & Jason Vincent.

The Board acknowledged receipt of correspondence from Gina Clemmer, New Urban Research, Inc. regarding a "Mapping Iowa Communities" workshop on July 24th & 25th.

Moved by Sup. Moeller seconded by Sup. Campion to approve the Board Minutes of June 9, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve Claim Checks #345202 - #345508.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the following payroll changes:

Case Management

Kellee Oxley, Case Manager, from \$13.83/hr to \$14.33/hr effective 6-3-08.

and

Joni Stidham, Dispatcher, from \$11.41/hr to \$11.94/hr effective 6-11-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #345509 dated 6-11-08 was issued to the Cedar County Treasurer in the amount of \$334.14, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345510 dated 6-11-08 was issued to the Cedar County Treasurer in the amount of \$3,011.82, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

Mary Vavra, 911/EMA Director met with the Board to give them a flooding emergency update. Engineer Fangmann, Auditor Gritton, Public Health Director Mary Dorris and Sheriff Wethington were in attendance. She reported the Emergency Operations Center was open through the night. Cedar County has been declared a disaster area under the Governor's proclamation. As of now, we have received approximately 80,000 sand bags. Vavra noted she will keep track of expenditures so she can submit them if there is a Presidential disaster declaration. There is a shelter in Tipton and in Moscow. Engineer

Fangmann reported the projected crest at Cedar Rapids is 22'4" so they are estimating the river will rise another 3 feet from where it is now. Saturday at Noon is the projected crest in Cedar County. Manatt's has donated the use of a truck to haul sand and two workers. Fangmann noted the D.O.T. will likely have a press release on the projected closing of I80 due to flooding. They are telling him the detour will be I380-Hwy 30-Hwy38. Fangmann has relayed concerns to the D.O.T. that if vehicles use the rural roads, and not the designated detour, some of our bridges may not be adequate for heavy loads. The Cedar Bluff bridge might be shut down. Secondary Road employees are doing an assessment of the bridge at Cedar Bluff. Over 300 tons of sand has been hauled. Auditor Gritton reported that sand and labor expenses are approximately \$5,000, at this time. Rob Fangmann noted that if there is flash flooding, he'll need to pull the Secondary Road trucks and focus on the roads. Further discussion was held.

The Supervisors left to do an assessment of areas that are flooding. Sup. Moeller didn't leave the Emergency Operations Center. Areas that were viewed were: East Rochester, West Rochester, Cedar Valley Stables, Whitmer Addition, 330th Street, Hunt's Cedar River Campground, Hidden River Campground and Cedar Bluff. Discussion was held with various individuals. The Emergency Operations Center was in contact with the Board members. Chairperson Weih, Boedeker, Bell and Moeller reconvened at the Law Enforcement Center.

On motion, the Board adjourned at Noon, to June 16, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in an emergency session at 3:32 P.M., Sunday, June 15, 2008 at the Law Enforcement Center with the following members present: Boedeker, Moeller, Bell and Chairperson Weih. Sup Champion was absent. Others in attendance were: Engineer Fangmann; Assistant Engineer Hull; Connie Knutsen, EMS Coordinator; Sue Hall, Reporter for the Tipton Conservative and Helen Smith, Reporter for the Cedar Rapids Gazette and Quad City Times. Chairperson Weih noted the emergency session would be for discussion/action on an embargo resolution on the Cedar Valley bridge. The cause for the emergency session was the need to provide vehicular access across the Cedar River, subject to an embargo, at the earliest opportunity, including but not limited to providing access for ambulance, fire-fighting and law enforcement vehicles and private vehicles of citizens employed on either side of the river.

Engineer Fangmann stated he had the opportunity to do a special analysis of the Cedar Valley bridge #103070 over the Cedar River that would provide information necessary to analyze that bridge. He noted the emergency session was being held at the Law Enforcement Center because it is the location of the Emergency Operations Center headquarters and everyone was centrally located at the Center. Fangmann reported that after the analysis of the bridge, it was deemed that the bridge could open with a 10 Ton limit, until a later date when they can do a more extensive analysis. Engineer Fangmann indicated that due to best practices of engineering judgment, the 10 Ton limit is being recommended. He recommended approval of the proposed bridge embargo resolution concerning bridge number 103070 over the Cedar River on the Cedar Valley Road. The resolution was reviewed.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution:

**BRIDGE EMBARGO
RESOLUTION**

WHEREAS: The Board of Supervisors is empowered under authority of Sections 321.236 Sub. (8), 321.471 to 321.473 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

WHEREAS: The Cedar County Engineer has caused to be completed the Structure Inventory and Appraisal of certain Bridge Inspection Standards and has determined (or it has been determined) that they are inadequate for two-lane legal loads at allowable operating stress.

NOW, THEREFORE, BE IT RESOLVED by the Cedar County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridge listed.

Bridge Number 103070 on Cedar Valley Road over the Cedar River in Section 18, T80N, T3W of Gower and Cass Townships be limited as follows:

Load Limit 10 Ton

Passed and approved this 15th day of June, 2008.

Discussion was held. Engineer Fangmann noted there would be six National Guardsmen on the site to police this embargo 24 hours/day, and Department of Transportation Enforcement Officers are in the area and can be called for assistance. Vehicles with loads may be held at the site until D.O.T. Enforcement Officers can weigh the loads. The Engineer noted all signs will be in place per requirements. Brief discussion was held concerning signs. Sup. Bell inquired about foot traffic on the bridge. Engineer Fangmann felt that they will encourage people to not walk on the bridge, because there is not adequate spacing for pedestrian traffic.

Ayes: Boedeker, Bell, Moeller, Weih
Absent: Champion

On motion, the Board adjourned at 3:41 P.M., to June 16, 2008.

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 16, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

It was noted the Board attended a flood briefing at 8:00 a.m. at the Emergency Operations Center.

The Board viewed the GreeNetwork June 2008 issue update from the Iowa Department of Economic Development.

The Board viewed Wellmark-June 2008 news.

The Board acknowledged receipt of Manure Management Plan Annual Updates from Lee Crock and Anderson Farms.

The Board acknowledged receipt of correspondence from Travis B. Alden, Tipton Community Development Director regarding detours and a request for volunteers due to flooding.

The Board acknowledged receipt of correspondence from Aerial Services, Inc. regarding the effect of the flood on their Cedar Falls office.

The Board acknowledged receipt of correspondence from Kirk Henderson regarding getting more involved in planting grasses and wildflowers in roadside ditches.

Chairperson Weih told the Board Engineer Fangmann would like to leave for a planned vacation on Thursday. He would be gone for one week. Discussion was held. The Board will discuss this matter further with the Engineer and Assistant Engineer.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of June 12, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of June 15, 2008.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Moved by Sup. Bell seconded by Sup. Boedeker to approve the FY08-09 Support Agreement and Consulting & Services Agreement between "Solutions", Inc. and Cedar County for computer related services.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

General discussion was held.

Chairperson Weih telephoned Gary Crock, Transfer Station Manager to discuss the disposal of flood damaged items. After the call concluded, Chairperson Weih reported the people will be allowed to bring flood damaged materials to the Transfer Station starting today. The Transfer Station personnel will take down the individuals' names and addresses. Individuals will not be charged at the time the items are delivered. After all flood-related items are disposed of, the Solid Waste Commission will meet to determine how much the Commission will pay for. There will be no promise that disposal of the

items will be free. The people are responsible for paying for the disposal of the items unless another funding stream is found.

Sup. Moeller joined the meeting.

He reported that all departments involved with the Emergency Operations Center will have a contact who can be reached by telephone. Individuals may call the Center at 886-6162. A person will be answering that line 24 hours/day.

Auditor Gritton met with the Board, as requested. Sup. Bell asked how the time was being tracked for employees that worked overtime due to the flooding situation. Gritton told the Board the time would be tracked by the time sheets. The Engineer and Sheriff have a method to track the time.

Carolyn Wood, Office Manager of the Public Health Department met with the Board to review FY08-09 Empowerment Compliance Assurances and a Fiscal Agent Agreement.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign the FY08-09 Empowerment Compliance Assurances and Fiscal Agent Agreement.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih telephoned Patty Hamann, General Assistance Director to discuss flood relief efforts. The call was placed on the speakerphone. Sup. Bell asked that Hamann be “up to speed” on available relief items if people call. Hamann indicated the applications would go through the Emergency Management Director and FEMA has certain guidelines. Chairperson Weih asked Hamann to call Mary Vavra, 911/EMA Director to discuss this matter. Hamann noted she would be back from training on Friday night and then she could help. Sup. Boedeker told Hamann to contact Vavra and report back to the Board. The call concluded.

Auditor Gritton told the Board the Assessor is compiling data on all parcels along the river for the FEMA people. Discussion was held concerning documentation for the time spent by employees on flood-related matters. Sup. Moeller noted the documentation should start with Thursday A.M. June 12th. Gritton agreed. Chairperson Weih wondered if the interest from the funds remaining from the Local Option Sales & Services Tax could be put in the General Fund to aid the County with flood expenditures. Auditor Gritton felt that could be worked out in the new fiscal year. Sup. Boedeker agreed. Sup. Bell asked how many employees took time off or vacation time to assist with the flooding situation. Gritton knew of a few that did. Sup. Bell reported on a phone call he received from an individual indicating the Board didn't know what was happening in Rochester and asking why the Board didn't let employees off work to help in the areas where there was flooding. Bell told the individual the Board was monitoring the situation 24 hours/day. Discussion continued. Auditor Gritton was asked to find out how much sand was hauled by private haulers. Chairperson Weih reported he received a call from the Mayor of Wilton who indicated the volunteers that were sent from the City of Wilton felt they had been “fired” by the Board of Supervisors. At the time, Weih felt they didn't need Wilton to haul any sand, not knowing who would be paying for it, so he thanked them and told them everything was under control.

Patty Hamann called and spoke to Chairperson Pro Tem Boedeker concerning possible relief for flood victims. County General Assistance applications will be available at the Auditor's Office. There are certain requirements to qualify for the assistance.

Engineer Fangmann contacted Chairperson Weih concerning the damage to the road west of the Cedar River bridge near Cedar Bluff.

At 10:10 a.m., the Board departed to look at the damage to the road (210th Street) west of the Cedar Bluff bridge. Upon arrival at the site, the Board reconvened and walked down the road and met with Engineer Fangmann and Assistant Engineer Hull. Fangmann and Hull reported a culvert had been blocked on the south side of the road across from the

home of Rob Glick. Once the sand bag was removed from the end of the culvert, water was flowing to the south at a high rate through the culvert. Shoulders had been washed away, and the road bed under the concrete was undermined in places which led to large sections of concrete cracking and falling. Fangmann told the Board he would be checking on the availability of contractors to remove and replace the south lane of concrete. He may try to put in a temporary gravel fix. Stuart Clark of The Tipton Conservative joined the meeting. A National Guardsman spoke to the Engineer concerning enforcement procedures at the closed bridge. Fangmann told the Board he did a press release concerning the Cedar Valley bridge. He reported to the Board that dust control will continue if the customer can figure out how to get the product there, and if there is a bad spot in the road, the vendor will decide whether or not to put down the dust control.

Discussion was held concerning the Engineer's request to leave this week for a planned vacation. Assistant Engineer Hull noted his family concerns could be addressed in perhaps two weeks. He said he was fine with staying at work until Rob Fangmann returns. Engineer Fangmann has no doubt that Ben Hull can handle the work. Fangmann would be available by phone at all times. The consensus of the Board was that it would be okay for the Engineer to take his planned vacation. The Engineer's Office will get cost estimates in to the State and FEMA concerning damages. Fangmann felt County Road F44 and the bridge at Rochester would be closed for several months. An inspection of that bridge will be done. If it cannot be repaired, it may cost \$7 million for a new bridge. The Engineer will get estimates. He told the Board the road on the west side of that bridge looked pretty good, but the road on the east side has extensive damage. The new asphalt resurfacing through Rochester was damaged at the south end.

Sup. Moeller relayed a comment that was made to him by Rob Glick. It was noted the Sheriff asked the West Branch Fire Department to check on that home. Fangmann heard the West Branch Fire Department checked on the home by boat. It was also noted that the Assistant Engineer had warned the family that the water was nearing the top of the levee.

Moved by Sup. Bell seconded by Sup. Boedeker to waive agenda requirements to consider the adoption of a stop sign resolution at Garfield Avenue and 250th Street.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann felt traffic is endangered at the intersection of Garfield Avenue and 250th Street south of the Cedar Valley bridge.

Moved by Sup. Bell seconded by Sup. Moeller to approve and adopt a stop sign resolution concerning stopping eastbound traffic at Garfield Avenue and 250th Street, and authorize Chairperson Weih to sign the same. The resolution is as follows:

STOP SIGN RESOLUTION

RESOLUTION FOR THE ESTABLISHMENT OF STOP SIGNS

WHEREAS, under the provisions of Section 321.255 and 321.236 (1c) (6) of the 2007 Code of Iowa, the Board of Supervisors and County Engineer are empowered to designate the location and erection of stop signs,

AND WHEREAS, the County Board and County Engineer may designate certain roads as through roads with the erection of stop and/or yield signs at specified locations furnishing access thereto or designation of any intersection as a stop or yield intersection and erect like signs at one or more locations of access to such intersections.

AND WHEREAS, traffic on 250th Street and Garfield Avenue is endangered by traffic at the listed intersection,

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Cedar County on this 16th, day of June, 2008, recognize as official the location of a stop sign at the intersection described below:

1. A STOP sign at the intersection near the east one-quarter corner of Section 13, T80N, R4W designated as the intersection of Garfield Avenue and 250th Street, causing eastbound (250th Street) traffic to stop.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Further discussion was held.

The Board departed to view the Rochester area. They drove around Rochester and then looked at the damage to County Road F44 east of the bridge and the amount of debris near the bridge.

The Board then left and reconvened at the Law Enforcement Center to meet with a FEMA representative at 12:30 p.m. Those in attendance were Mary Vavra, 911/EMA Director; Mary Dorris, Public Health Director; Auditor Gritton; Sheriff Wethington and Diane Wehde. Discussion was held. The FEMA representative stressed the importance of flood victims registering with FEMA even though they may not need assistance right now. When asked about assistance for the County, the FEMA representative noted there is a Public Assistance phone number. Chairperson Weih noted that assistance with debris removal, well chlorinating and cleaning septic systems would be helpful for Cedar County residents. Discussion continued.

In other business, Auditor Gritton told the Board the Sheriff would like to pay out the Deputies for their overtime concerning flood-related work. The Board agreed to pay out the Deputies for that time.

Auditor Gritton noted the Courthouse Custodian has a question concerning the work being done on the parking lot. Sup. Boedeker said he would talk to the Custodian. Gritton reported that Phil La Rue, Zoning Director will be talking to the Board about whether people can rebuild in certain areas.

Discussion was held concerning requests for dumpsters. The consensus of the Board was that they would not be placing dumpsters at various locations. Reference was made to previous arrangements made for individuals to take flood damaged items to the Transfer Station, but it was noted those individuals may be billed later unless another funding stream is found to cover the cost of the disposal.

It was noted Handwritten Check #345511 dated 6/13/08 was issued to the Cedar County Treasurer in the amount of \$1,974.31, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 1:45 P.M.

At 6:30 p.m. the Board reconvened for a public hearing to consider approval of changes and amendments to the Cedar County Mental Health Management Plan. The following members were present: Bell, Campion and Chairperson Pro Tem Boedeker. Chairperson Weih and Sup. Moeller were absent. Connie Fett, CPC Administrator and Maureen Krutzfeld, Administrative Assistant were in attendance. Chairperson Pro Tem Boedeker read the legal notice. There were no written or verbal objections/comments on file. Review and discussion were held.

Moved by Sup. Bell seconded by Sup. Campion to approve and adopt the following resolution:

RESOLUTION

WHEREAS, the Board of Supervisors of Cedar County, Iowa, pursuant to Iowa Code is vested with the authority of administering the affairs of Cedar County, Iowa; and
WHEREAS, the Cedar County Mental Health Management Plan was adopted on

March 31, 1996, and
WHEREAS, it was determined that amendments and changes were required to be in
accordance with federal, state guidelines and requirements to the Cedar
County mental Health Management Plan; and
NOW THEREFORE: BE IT RESOLVED by the Board of Supervisors of Cedar County,
Iowa, that the Cedar County Mental Health Management Plan be amended
to include those changes specified in the document and hereby is approved
as on file.

PASSED AND APPROVED THIS 16th day of June, 2008.

Ayes: Bell, Campion, Boedeker
Absent: Weih, Moeller

On motion, the Board adjourned at 6:34 p.m. to June 19, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 19, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence to the Auditor, from Dirk Kempthorne of the Office of The Secretary of the Interior regarding a payment to the County under the Payments in Lieu of Taxes Program.

The Board viewed correspondence to the Auditor, from David Vestal, I.S.A.C. regarding the Smokefree Air Act.

The Board viewed a narrative prepared by Connie Fett, CPC Administrator regarding an incident concerning Project #Q77.

The Board viewed correspondence to the Mental Health Center for Mid-Eastern Iowa regarding the FY08-09 block grant.

The Board acknowledged receipt of correspondence from Kenneth M. Quinn, President, Iowa Hunger Summit regarding the summit on October 14th.

The Board acknowledged receipt of correspondence from Scott Meyer, The Des Moines Register regarding publishing pages dedicated to tourism.

Sup. Campion told the Board he has received calls that the Transfer Station does not open until Noon on Thursday, indicating they have flood-damaged items to dispose of. Chairperson Weih said he would check on the hours.

Don Maxson of Maxson Masonry met with the Board to give an update on the Courthouse tuck pointing project. He is going to have Dan Kessler replace an area of sod on the north side where they drove on the lawn. The Board and Maxson went outside to look at the lawn and the building. Mr. Maxson suggested that they not put stainless steel drip edges where the windows and the green exterior material meet. The brick he had ordered in Iowa City is now under water. He thinks he has located another source for the brick. The Board agreed with Maxson on the replacement of sod and the drip edges.

Chairperson Weih reported that Engineer Fangmann called him on June 17th and requested permission to order portable restrooms for the National Guard men and women, and Weih gave him permission. Chairperson Weih reported that on June 18th he talked to Mary Vavra, 911/EMA Director and the Auditor about the Department of Transportation bringing in water tanks to hose down areas, and he gave them permission to do so.

Auditor Gritton met with the Board, as requested, for discussion regarding disposal of rural residents' flood-damaged items and the request for the use of the large meeting room by FEMA. Sheriff Wethington was in attendance. Sup. Boedeker was out of the room. Gritton noted FEMA representatives will be doing inspections and assisting individuals and the County with grants, etc. They will be sending an agreement for the use of the meeting room. Boedeker entered the room while discussion was in progress. The Board received a call concerning an account for donations. Sup. Boedeker took the call. He told the individual to call the Emergency Operations Center. It was later noted that there is no account set up for donations. Supervisors Weih and Boedeker reported on information they received concerning what other counties are paying for concerning disposal of flood-damaged items. Discussion was held on whether or not to provide dumpsters/rolloffs, costs, availability, separation of items, having a fenced off staging area at various sites, monitoring and manpower. The Board asked Gritton to check on the availability of six rolloffs.

Judy Funk of Risk Management Solutions of Iowa, Inc. met with the Board to review the FY08-09 Heartland Insurance Risk Pool renewal. She reported that Alternative Risk Services will have a one-year contract for loss control services. Discussion was held. Funk reviewed a Workers Compensation Analysis. She also reviewed the renewal documentation. The County's FY08-09 rates are down 11%. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign a "Client Authorization to Bind Coverage" concerning the County's FY08-09 insurance.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Auditor Gritton returned to the meeting to tell the Supervisors she contacted Ron Challis about rolloffs. He will have six rolloffs available. The cost would be about \$400 for an 18-yard rolloff. He does have smaller rolloffs. Sheriff Wethington entered the room. The Board agreed they would provide rolloffs to designated areas and pay for the disposal of flood-damaged items that were delivered to the Transfer Station by rural Cedar County residents. Some areas of further discussion were, but not limited to: timelines for leaving the rolloffs, where to locate the rolloffs, dealing with other individuals when bridges are open, designating collection points for items that cannot be put in the rolloffs, how to pay these expenses, making sure the County can handle the expenses and options for disposal of sand bags. The intent of the Board is to help all individuals affected by the flood to remove their flood-damaged debris wherever they may be located. The County will be covering the cost of disposal of flood-related items and hope to be reimbursed by FEMA. The Board called John Thumma from East Rochester to discuss using his property for a collection point.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the following FY08-09 Cigarette Permit Renewals:

CIGARETTE PERMITS FOR FY2008-2009
RENEWALS

Atalissa Truck Stop Home Oil
2086 Atalissa Rd
Atalissa, IA 52720

JMD Oil Inc
1957 Garfield Ave
West Liberty, IA 52776

Schrod's Corner Stop
2000 Hwy #130
Bennett, IA 52721

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of June 16, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

John Thumma met with Board to discuss the use of his property in East Rochester. Auditor Gritton, Sheriff Wethington and Judy Funk were in attendance. Chairperson Weih asked Mr. Thumma if his property could be used as a staging area for tires, batteries, appliances, paints/pollutants and sand bags and a rolloff. Mr. Thumma said yes, but he wouldn't want anyone blocking the doors to the building. Judy Funk indicated the County would have liability coverage, but noted there would be no coverage for pollution. Discussion continued. The Board explained to Mr. Thumma what decisions the Board had made. When asked what else is needed, Thumma noted they need water for cleaning, etc. and cleanup organization. He thought there were probably five houses to go in East Rochester. Thumma asked the Board if the cost of sand purchased by some individuals could be paid by the County. The Board agreed those sand bills could be sent to the County. Assistant Engineer Hull joined the discussion.

Chairperson Weih asked Hull if the Secondary Road Department had posts and fence available for disposal staging areas in East Rochester, West Rochester and Cedar Bluff. Hull said they had some, but would possibly need to purchase additional materials. Discussion continued. It was agreed the Secondary Road Department would put up posts and fences in the above three areas, signage would be put up concerning the disposal of items and it was a direct order from the Board. It was noted the Transfer Station would be expanding their hours this weekend to be open Saturday and Sunday. John Thumma noted Randy Siders and his dad would take the sand bags. It was noted the bags would be buried and covered with dirt. The trucking would be \$65/hr and the trucker has insurance. Thumma wondered if the County would pay the trucking costs. The Board authorized 50 hours for trucking to haul the sand bags. Phil La Rue entered the room while discussion was in progress. Discussion was held concerning activating volunteers. Phil La Rue wondered about getting water to East Rochester. Chairperson Weih called Mary Vavra. She has told the State to bring water in today, but she wouldn't deem the area safe. Weih called Dan Laing at the D.O.T. Garage. Water was being delivered.

Chairperson Weih contacted Harry Denny about having a disposal staging area in West Rochester. Mr. Denny felt that placing the staging area right on the curve would probably be the best place. He would show the Secondary Road employees where to put the fence, and he would be the Board's contact person.

Chairperson Weih contacted Rick Achenbach in Cedar Bluff concerning a staging area there. Mr. Achenbach indicated they could use his driveway and property. It was noted a gravel or hard surface would be best. Sup. Campion suggested on the south side of the street south of the old grocery store. Assistant Engineer Hull noted he would have to sign it somehow. Phil La Rue urged Mr. Achenbach to be careful with septic systems after the removal of the sand bags, so lids and boxes are not crushed. La Rue said soil compaction can be a problem.

Discussion was held regarding the Whitmer Addition. It was agreed that someone should be contacted there to determine their needs concerning disposal of flood-damaged items. Discussion continued. It was noted some areas are not yet accessible, but when they are, they will be treated like everyone else. Phil La Rue said he met with Glick's on Wednesday. Ben Hull noted Wehde's had a corn bin damaged.

Assistant Engineer Hull gave an update concerning the closed or embargoed bridges. Calhoun-Burns was to be here on June 20th to start the inspection of the Cedar Valley bridge. We will provide traffic control, and the D.N.R. will have a boat on standby. They'll also inspect the bridge at Cedar Bluff. The National Guard will be here until this Friday or Saturday. Hull noted he is trying to access ER funding to fix the road west of the Cedar Bluff bridge, and he is working on that as fast as he can. Engineer Fangmann and Hull met with FEMA representatives on Wednesday. They provided them with information and reached the threshold at which point Federal funding could possibly pay 85% of costs and we would be responsible for 15%. Volunteer hours can be used towards the 15%. Chairperson Weih said he would tell Mary Vavra to activate our volunteers.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the issuance of Handwritten Check #345515 dated 6/19/08 to Wellmark Blue Cross and Blue Shield of Iowa in the amount of \$80,420.70 for July medical premiums and Handwritten Check #345516 dated 6/19/08 to Administrative Solutions, Inc. in the amount of \$1,728.00 for July administration.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Phil La Rue, Environmental Director met with the Board to ask them if they had any feedback on his activities. Sup. Bell felt the West Rochester people need to know they will get assistance. Chairperson Weih felt La Rue's duties concern health issues. He wondered if the Board of Health had been involved during this emergency. La Rue noted Sup. Moeller has been involved. Weih suggested that La Rue contact the other Board of Health members and make them aware of what's being done. La Rue noted he's been working with the hierarchy of the Emergency Management System. Discussion

continued. Some members suggested that La Rue call a Board of Health meeting. Phil La Rue told the Board he needs more people to get things done. He's been trying to get assistance. La Rue indicated decisions need to be made on whether people can rebuild.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Payroll Checks #132019 - #132201 for the regular payroll and compensation time payouts to Transfer Station employees for the period ending 6-14-08 and to be paid on 6-20-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #345512 dated 6/19/08 was issued to the Cedar County Treasurer in the amount of \$4,226.69, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345516 dated 6/19/08 was issued to the Cedar County Treasurer in the amount of \$1,728.00, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 11:40 A.M., to June 23, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:25 A.M., June 23, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

Auditor Gritton gave an update concerning the disposal of flood-damaged items. As of this time, Ron Challis has indicated 30 loads have been hauled, so Gritton estimated that cost to be \$9,900 for the fees and trucking. John Thumma has indicated the cleanup is about three-quarters complete in East Rochester. The sand bags have been hauled out of there. The D.O.T. assisted with hauling of debris. There were two other private haulers that together Gritton estimated have put in approximately 25-30 hours. Gritton didn't know what the progress has been in Cedar Bluff concerning sand bag removal. Traffic can now get through the road on the West Rochester side of the river.

The Board recited the Pledge of Allegiance at 8:30 a.m.

The Board viewed a newsletter from Wellmark Blue Cross and Blue Shield dated 6-19-08.

The Board viewed a newsletter from the Iowa Department of Economic Development regarding industry opportunities.

The Board viewed a June newsletter from Representative Jeff Kaufmann.

The Board viewed a newsletter from the Iowa Department of Natural Resources asking farmers to dispose of sand and soil away from streams, submitted by Phil La Rue, Environmental Director.

The Board viewed correspondence from the Department of Natural Resources regarding the National Flood Insurance Program and flood damaged buildings, submitted by Phil La Rue, Environmental Director.

The Board acknowledged receipt of correspondence from Kylah Rasche, MPA, Decategorization Coordinator regarding the Quality Service Review and participation in a survey to guide D.H.S.

The Board acknowledged receipt of correspondence from Susan Drake, Iowa Department of Economic Development regarding a "Sustainable Downtowns...Unlimited Possibilities" summit scheduled for Aug. 26 & 27, 2008.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding the Soldiers Monument Program on June 21st.

Steve Lacina, Director of the Cedar County Economic Development Commission met with the Board to discuss the Master Contract By and between Pioneer Hi-Bred International, Inc., a DuPont Company and the Iowa Department of Economic Development and a High Quality Job Creation Program Funding Agreement to be submitted to the State. The expansion is a \$4 million project with one-half of the cost of the project being addressed in the application for benefits under the High Quality Jobs Creation Program. One to four jobs could be created in Cedar County under this program.

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign the High Quality Job Creation Program Funding Agreement.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil La Rue, Zoning Director met with the Board to set public hearing dates to review a zoning petition. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to set July 3 & 7, 2008 at 9: 30 a.m. to review/consider the following petition:

Larry and Sharon Hodgden, 1645 D Ave. NE, Cedar Rapids, IA (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the NW ¼ of the NE ¼ of the NE ¼, Section 35, T-80N, R-3W, in Rochester Township, consisting of 3.50 acres more or less.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of June 19, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil La Rue, Environmental Director met with the Board to give them a flood cleanup update. Individuals that would be attending the Assessor's Conference Board meeting entered the room while discussion was in progress. La Rue has given out nine more Red Cross kits, and he has more to deliver. Individuals have been asking him about rebuilding. He would like to meet with the Supervisors and FEMA on evaluations of buildings. La Rue felt the initial information from FEMA is not good. Discussion continued. Phil La Rue reported that the disposal piles in Cedar Bluff are at Water and Cedar Streets. He noted an attempt is being made to rebuild a cabin in Cedar Bluff, so La Rue would like to make people aware of their options concerning rebuilding. La Rue felt the disposal staging area in West Rochester is working well. He told the Board that people were telling him the Transfer Station was indicating that they were full last Sunday. Sup. Bell felt that perhaps the Transfer Station couldn't haul out that day. Chairperson Weih will check on that matter. Phil La Rue said the E.P.A. wants to look at the East Rochester site. He noted white goods/appliances are all over in that area. Sup. Moeller noted the D.N.R. will use one of our rolloffs for hazardous materials.

Chairperson Weih adjourned the meeting at 9:00 a.m. so the Board could attend the Assessor's Conference Board meeting.

Sup. Moeller left to attend an Emergency Operations Center briefing.

The Board reconvened at 9:15 a.m.

Patty Hamann, General Assistance Director met with the Board to tell them she would like to work out at the Law Enforcement Center to take relief calls and do assessments. Discussion was held. The Board had no objection.

Brief discussion was held concerning the possibility of having a food pantry again in Cedar County.

Julie Tischuk, Director of the Cedar County Case Management Department met with the Board for an annual performance review and to discuss the purchase of laptops. Connie Fett, CPC Administrator was in attendance. Tischuk requested a closed session for the annual performance review.

The time was 9:37 a.m.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(i) Code of Iowa.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Moved by Sup. Bell seconded by Sup. Boedeker to return to regular session.

Ayes: Campion, Boedeker, Bell, Weih

Absent: Moeller

The time was 9:52 a.m.

The Board acknowledged that no decision was made with regard to the prior closed session.

Julie Tischuk told the Board she would like to purchase three or four laptops for the Case Managers to do work at meetings and to prepare notes. She would like approval to purchase the laptops, two wireless printers and a carrying case. The cost with three laptops would be \$4,500 and with four laptops it would be \$5,300. Tischuk felt the laptops could eliminate provider communication and paperwork dilemmas. Connie Fett noted that providers want paperwork before they will start services. Tischuk said the paperwork could be typed up at the meetings and everyone could sign at that time.

Moved by Sup. Champion seconded by Sup. Boedeker to approve the purchase of four laptops, two wireless printers and a carry case for the amount of \$5,300.

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

Assistant Engineer Hull met with the Board to give them an update on the bridges and roads. The embargo signs have been taken down on the Cedar Valley bridge. The Cedar Bluff bridge was being inspected at the time of the meeting. Calhoun-Burns is also inspecting the truss bridge on Old Muscatine Road. The company is not confident about putting their equipment on the Rochester bridge right now due to scouring. A ground/water assessment will need to be done on that bridge, which will likely take place in one to two weeks. Chairperson Weih asked about protection at the bridges. The Secondary Road Department has actually put posts into the asphalt and fences at the Rochester bridge. Hull noted there is one Guardsman on the east side of the Cedar Bluff bridge. Mrs. Netolicky has contacted him about access to her property west of that bridge. There is a fiber optic line where the access to that property is scoured out. The Secondary Road Department will haul in rock to repair the access. Selective entry is being given to three residences. On Tuesday Assistant Engineer Hull is meeting with contractors to look at the road west of the Cedar Bluff bridge, and Thursday will be the deadline for contractors to submit quotes. He's hoping a contractor could start work next week, but noted even if work starts next week, it could be a month from now that the road repair is complete. Hull will start to look at the Rochester Road F44 this week. Members of the Board felt there should be more signs to note pedestrians are to stay off the bridges. Hull told the Board someone has been driving in the ditch to go around the barricade west of the damaged road on the west side of the Cedar Bluff bridge. Sup. Boedeker inquired about funding for the road repair. Hull noted he is accessing ER funding through the State. Brief discussion continued.

General discussion was held.

It was noted Handwritten Check #345415 dated 6/20/08 was issued to the Cedar County Treasurer in the amount of \$1,201.95, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:20 A.M., to June 26, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 26, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Julie Tischuk, Director of the Case Management Department regarding the hiring of Larissa Stern for a Case Manager position.

The Board viewed correspondence from Deputy Auditor Carpenter regarding the sick leave hours (10% of those hours over the maximum) that will be converted to vacation time.

The Board viewed an update from the Iowa Tourism Office dated June 24, 2008.

The Board viewed an ISAC Update dated June 26, 2008.

The Board viewed a "Report of Veteran Affairs for the month ending June 24, 2008.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism Association regarding the annually meeting on July 2nd.

The Board acknowledged receipt of a copy of correspondence from Mary Vavra, 911/EMA Director, to Virginia Coulter regarding the need for a FEMA Disaster Recovery Center in Cedar County to assist flood victims.

The Board acknowledged receipt of a copy of correspondence to Assistant Engineer Hull, from Mary Vavra, 911/EMA Director regarding the Public Assistance Applicant Briefing Schedule.

The Board acknowledged receipt of correspondence from Travis B. Alden, Tipton community Development Director regarding a Red Cross Assistance meeting that was being held on June 25th.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding Iowa Green Communities Criteria Workshops scheduled for July 21, 22, & 23, 2008.

The Board acknowledged receipt of correspondence from Mary Vavra, 911/EMA Director regarding documenting flood-related expenses.

It was noted the Transfer Station would be open from 8 a.m. to 4 p.m. on Saturday, June 28th and from Noon to 4 p.m. on Sunday, June 29th. If the Transfer Station becomes full, it will close and there will be a message on their answering machine.

Mary Vavra, 911/EMA Director met with the Board to discuss pre-disaster/disaster response and cleanup status concerning the recent flooding. Connie Knutsen and an unknown individual were in attendance. Vavra noted Environmental Protection Agency people have been here for two days working under Phil La Rue to assess environmental hazards, do water tests, check air quality and do education. She reported that under the Governor's Proclamation and the Presidential Disaster Declaration Cedar County has been approved based on the paperwork she submitted. She's had press releases sent to her. Vavra will be asking each Chair of the Emergency Operations Center to complete an after-action report. During the recovery phase, all expenses are being documented. She told the Board that she is their conduit to the State for reimbursement. The E.P.A. is checking on how many houses have been affected. They would like a press release sent out regarding boiling water. Chairperson Weih asked if she had any calls concerning trash and sand bag removal. Vavra told the Board her phone has been jammed with voice mails and she is keeping documentation. Discussion was held regarding the phone system and the use of phone numbers. She indicated the 886-6162 number was only to be used in a disaster situation when the E.O.C. has been activated, and that number should not have been made public. She said 886-3355 is the number to be used by the public. Sup. Bell asked if she clears the voice mails. Vavra said yes and noted it is a new thing every day with the phone. She felt her time was better served with other things than trying to get voice mails. Bell noted an individual that left a voice mail could have a critical situation. Vavra indicated she takes off her

voice mails at 7 p.m. or later, documents and gets back to the callers. Connie Knutsen felt there have at times been problems with the voice mail system. Chairperson Weih said he had spoken to Steve at Integrated Technology Partners about the phone system. Mary Vavra continued her report. She noted Cedar County is still in recovery mode. The Department of Human Services is set up in the basement. John Arthur of the USDA Office has given her a pamphlet concerning housing. Sup. Moeller wondered about getting FEMA trailers. Vavra stated she could put in a request to the EOC. She felt there is still a lot ahead of us. Connie Knutsen reported she applied for a National Emergency Grant in the amount of \$11,600 to get people to help with cleanup and clerical jobs (3 for three weeks for emergency management, 2 for 2 weeks for environmental help and 2 for two weeks for conservation-sand bag retrieval). She has read in "The Gazette" that Cedar County received the grant, but she needs to get official notification. The people that will work here would be people that have been displaced from the flood. Iowa Workforce Development will check their skills. Chairperson Weih asked if Knutsen had been volunteering her time. Mary Vavra indicated she had approval to pay Knutsen. Connie Knutsen noted she had volunteered for eight days, as others did, but she couldn't continue doing that indicating she has other work that she does. Sup. Moeller noted he contacted Commission members, and they were in agreement that money could be spent out of the disaster budget to pay Knutsen. Mary Vavra noted she has requested people officially, but has not heard from the Board of Supervisors. Chairperson Weih reminded Vavra that she works for the Emergency Management Commission. Cari Gritton entered the room while discussion was in progress. Sup. Moeller, who is Chair of the Emergency Management Commission, stated that if Knutsen agreed to work for 20-25 hours/week at \$20/hr, he would notify the payroll department. Discussion continued with Knutsen regarding this matter. Sup. Moeller noted he intends to call a meeting of the Emergency Management Commission and 911 Board for July 2nd. Discussion continued. Mary Vavra felt the Board should seek a legal opinion about sending volunteers to certain areas.

Auditor Gritton met with the Board to review FY08-09 resolutions and salaries, to discuss the implementation of Iowa's Smokefree Air Act, Courthouse hours and parking during the RAGBRAI event, Courthouse security and hiring a part-time Custodian. She reviewed several resolutions. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution:

RESOLUTION

Whereas, the State of Iowa has appropriated moneys for fiscal year July 1, 2008 through June 30, 2009, which moneys are insufficient to fund the various local property tax credits/exemptions fully,

And, whereas, Iowa Code Section 25B.7 requires local governments to extend to the taxpayers only those portions of the property tax credits/exemptions that are estimated by the Iowa Department of Revenue to be funded by the state appropriation,

And, whereas the Iowa Department of Revenue has estimated the percentages of funding for the affected property tax credits/exemptions as follows: Homestead Tax Credit - 72%, Elderly and Disabled Tax Credit - 100%, Military Service Property Tax Exemption - 100%,

And, whereas the option of fully funding property tax credits/exemptions will cause a funding shortfall to local governments in the County estimated to be more than \$224,034 this fiscal year,

And, whereas we find that passing on the reduced state-reimbursed values of the homestead credits to the taxpayers in the County funds local governments to the greatest effect while impacting the largest number of persons with minimal effect and, therefore, in the public interest,

Now, therefore, be it resolved pursuant to Iowa Code Section 25B.7 that the property tax credits/exemptions in Cedar County for fiscal year July 1, 2008 through June 30, 2009 shall be funded as follows:

Homestead Credit	72%
Disabled Veteran's Homestead Credit	100%
Low-Income, Elderly, Disabled Credit	100%
Military Exemption	100%

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and adopt the following resolution:

APPROPRIATIONS RESOLUTION

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2008, in accordance with Section 331.434, subsection 6, Code of Iowa.

NOW THEREFORE, be it resolved by the Board of Supervisors of Cedar County, Iowa, as follows:

Section 1. The amounts itemized by fund and by department or office on the attached schedule are hereby appropriated from the resources of each fund so itemized, to the department or office schedule.

Section 2. Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations, from the itemized fund, effective July 1, 2008.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract, which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this Resolution.

Section 4. If at any time during the 2008-2009 budget year the Auditor shall ascertain that the available resources of a fund for this year will be less than said fund's total appropriations, she shall immediately so inform the Board and recommend appropriate corrective action.

Section 5. The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status of such accounts to the applicable departments and officers (monthly) during the 2008-2009 budget year.

Section 6. The appropriations authorized pursuant to this Resolution lapse at the close of business June 30, 2009.

The above and foregoing Resolution was adopted by the Board of Supervisors of Cedar County, Iowa, on June 26, 2008, the vote thereon being as follows:

Ayes: Bell, Moeller, Campion, Boedeker, Weih

	<u>GEN.</u> <u>BASIC</u>	<u>GEN.</u> <u>SUPPL.</u>	<u>MH-DD</u> <u>SERVICE</u>	<u>RURAL</u> <u>SERVICE</u>	<u>SEC.</u> <u>ROAD</u>	<u>OTHER</u>	<u>TOTAL</u>
01 SUPERVISOR	192,787	17,447					210,234
02 AUDITOR	153,167	166,208					319,375
03 TREASURER	265,890	52,026					317,916
04 SHERIFF	1,887,738	193,575		208,950			2,290,263
05 RECORDER	159,513	61,569				4,000	225,082
06 CO. ATTORNEY	203,511	52,414					255,925
07 MEDICAL EXAM.	27,000						27,000
08 HUMAN SERV.	17,772						17,772
09-HUMAN RES.	20,800						20,800
11 COURTHOUSE	274,373	10,100					284,473
13 DATA PROCESSING	115,097						115,097
23 SHERIFF PRIS. R&B	12,000						12,000
24 SHERIFF DRUG FORFIETURE						4,000	4,000
25 CO ATTY DRUG FORFEITURE						20,062	20,062
26 SHERIFF COMM.						16,000	16,000

27-RESERVE OFFICER						3,800	3,800
34 LOCAL HEALTH	547,756	58,205				2,500	608,461
35 HOMEMAKERS	368,930	41,061					409,991
43 RELIEF	29,179	878					30,057
46 MENTAL HEALTH			2,252,030				2,252,030
47 CASE MANAGE.			275,612				275,612
48 COMM. SERVICE			91,721				91,721
51 VET. AFFAIRS	47,566	4,045					51,611
53 DISTRICT COURT	1,000	49,100					50,100
54 SUBS. ABUSE	0	4,200					4,200
66 FAIR 4-H	32,500						32,500
72 CONSERVATION	216,892	20,138				2,750	239,780
73 REAP	19,150	500					19,650
74 SEC. ROAD					6,111,800		6,111,800
78 SANITARY DISP.						501,730	501,730
80 COUNTY LIBRARY				70,000			70,000
81 HISTORICAL SOC.	3,000						3,000
88 ENVIRO. & ZONING	84,242	20,980		58,331			163,553
99 NONDEP.	194,129	228,541		1,611,573		130,600	2,164,843
TOTAL	4,873,992	980,987	2,619,363	1,948,854	6,111,800	685,442	17,220,438

Moved by Sup. Bell seconded by Sup. Moeller to approve and adopt the following resolution:

RESOLUTION FOR INTERFUND OPERATING TRANSFER

WHEREAS, it is desired to authorize the Auditor to periodically transfer sums from the General Basic and Rural Services Basic Funds to the Secondary Road Fund during the 2008-2009 budget year, and

WHEREAS, said transfers must be in accordance with Section 331.432, Code of Iowa,

NOW THEREFORE, be it resolved by the Board of Supervisors of Cedar County, Iowa, as follows:

Section 1. The total maximum transfer from the General Basic Fund to the Secondary Road Fund for the fiscal year beginning July 1, 2008 shall not exceed the sum \$0 and the total maximum transfer from the Rural Services Basic Fund to the Secondary Road Fund for the fiscal year beginning July 1, 2008 shall not exceed the sum of \$1,546,668.

Section 2. Within 30 days of being notified of the apportionment of current property taxes, to the General Basic or Rural Services Basic Fund, the Auditor shall order a transfer from said fund to the Secondary Road Fund.

Section 3. The amount of the transfer required by Section 2 shall be equal to the apportionment made under Section 2 to the General Basic or Rural Services Basic Fund, respectively, multiplied by the ratio of said fund's total current property tax levy.

Section 4. Notwithstanding the provisions of Section 2 and 3 of this Resolution, total transfers to the Secondary Road Fund shall not exceed the amounts specified in Section 1.

Section 5. Notwithstanding the provisions of Section 2 and 3, the amount of any transfer shall not exceed available fund balances in the transferring fund.

Section 6. The Auditor is directed to correct his/her books when said operating transfers are made and to notify the Treasurer and County Engineer of the amounts of said transfers.

The above and foregoing Resolution was adopted by the Board of Supervisors of Cedar County, Iowa, on June 26, 2008, the vote thereon being as follows:

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve and adopt the following resolution:

TRANSFER RESOLUTION

WHEREAS, it is desired to make transfers during fiscal year 2008-2009, from Rural Services Basic Fund to Solid Waste Fund in accordance with Section, 331.428 of the Code of Iowa;

NOW THEREFORE, be it resolved by the Board of Supervisors of Cedar County, Iowa, as follows:

- 1) A transfer in the amount of \$25,000 shall be made from the Rural Services Basic Fund to the Solid Waste Fund during the month of October, 2008.
- 2) A transfer in the amount of \$25,000 shall be made from the Rural Services Basic Fund to the Solid Waste Fund during the month of April, 2009.

The Auditor is hereby directed to correct her books accordingly and to notify the Treasurer of this operating transfer.

The above and foregoing Resolution was adopted by the Board of Supervisors of Cedar County, Iowa, on June 26, 2008, the vote thereon being as follows:

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve and adopt the following resolution:

RESOLUTION

WHEREAS, Iowa Code Section 331.506, requires the County Auditor to prepare and sign county checks only after issuance of the check has been approved by the Board of Supervisors by recorded vote; and

WHEREAS, the Board of Supervisors normally approves claims on a bi-weekly basis during a regular Thursday board meeting; and

WHEREAS, the Board of Supervisors has entered into an agreement with Administrative Solutions, Inc. to administer a partially self-funded health insurance, self-funded dental insurance plan and flex plan for Cedar County, effective July 1, 2008; and

WHEREAS, Administrative Solutions, Inc. will provide a check register of claims due to providers to the Cedar County Auditor each Wednesday via e-mail for approval and authorization; and

WHEREAS, Administrative Solutions, Inc. will not issue payment to vendors identified on the approved and authorized check register of claims, until they are in receipt of a county check in the amount approved; and

WHEREAS, the Board of Supervisors has determined it is in the best interest of the county to process and expedite payment in a timely manner,

IT IS HEREBY RESOLVED, the County Auditor is authorized and directed by the Board of Supervisors to execute a county check to Administrative Solutions, Inc. each week, in the amount approved by the Cedar County Auditor. Documentation reflecting each check issued shall be provided to the Board of Supervisors in a timely manner for notation in the official minutes of a board meeting.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve the following FY2008-2009 salary schedule as set by this Board, other Boards and Department Heads:

<u>Supervisors</u>		<u>Auditor</u>	<u>(35 hrs)</u>
Jon Bell	\$24,048.00	Cari Gritton, Auditor	\$44,101.00

Billy Campion	\$24,048.00	Bev Penningroth, Admin. Assistant	\$37,487.00
Dennis Boedeker	\$24,048.00	Joleen Carpenter, 1st Deputy 85%	\$37,487.00
LeRoy Moeller	\$24,048.00	Christine Wright, Clerk	\$11.85
Dennis Weih	\$24,048.00	Tarah Gates, Clerk	\$14.00

Recorder (35 hrs)

Charline Thumm, Recorder	\$43,640.00
Melissa Helmold, 2nd Deputy 85%	\$37,094.00
Malissa Woolley, 1st Deputy 85%	\$37,094.00
Jodi Shields, Clerk	\$12.55

County Attorney

Sterling Benz, County Attorney	\$68,136.00
Jeffrey Renander, Assistant 85%	\$57,915.00
Paula Mochal, Legal Asst. (37.5 hrs)	\$16.74
Michelle Cady, Secretary (37.5 hr)	\$12.65

Treasurer (35 hrs)

Gary Jedlicka, Treasurer	\$43,630.00
Deborah Helmold, 1st Deputy 85%	\$37,085.00
Jacqueline Bohlen, 1st Deputy 82.5%	\$35,995.00
Susan Henderson, 1st Deputy 82.5%	\$35,995.00
Sandra Delaney, 2nd Deputy 70%	\$30,541.00
Janet Moore, Clerk	\$13.05
Barbara Smith, Clerk	\$11.85

Public Health (40 hrs)

Mary Dorris, RN, BSN Director	\$51,500.00
Stacy Campion, Admin. Assistant	\$13.15
Diane Wehde, Secretary	\$12.40
Carolyn Wood, Office Manager	\$32,573.00
Vickie Butterbrodt, R.N.	\$21.12
Leona Kline, RN	\$19.99
Barb Smith, R.N.	\$20.26
Tonya Weih, RN	\$20.26
Amy Wehde, RN, Deputy Director	\$45,033.00
Cindy Campion, HCA Admin. Asst.	\$14.65
Cindy Bailey--PT	\$9.70
Vickie Byrd--PT	\$9.20
Jany DeWulf-- PT	\$9.45
Lisa Forest--PT	\$8.95
Karlynn Piatt --PT	\$12.70
Misty Rahlf-PT	\$10.70
Mary Stoskopf --PT	\$10.70
Sandra Sander--PT	\$10.20
Ginger Tenley--PT	\$9.45

Assessor (37.5 hrs)

Dan Lett, Assessor	\$53,340.80
Cynthia Severs-Marx Deputy 81%	\$43,206.05
Bev Boots, Clerk	\$14.82
Jodine Lovell, Clerk	\$14.19
Robin Vorwald, Clerk	\$14.19

Environmental & Zoning (35 hrs)

Philip La Rue, Director	\$39,140.00
Sharon Laucamp, Secretary	\$15.17
Harold "Tod" Swick - PT	\$12.75

Case Managers (40 hrs)

Julie Tischuk, Director	\$39,254.40
Bobbie Conrad, Case Mgr	\$16.28
Kellee Oxley, Case Mgr	\$14.78
Larissa Stern, Case Mgr	\$14.28
Jennifer Boedeker, Office Mgr	\$11.50

Relief/Veteran Affairs (35 hrs)

Patricia Hamann	\$33,991.00
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Community Services

Connie Fett, Director (40 hrs)	\$46,542.00
Maureen Krutzfeld, Secretary-PT	\$12.20

Solid Waste (40 hrs)

Gary Crock, Manager	\$41,551.64
Jerry Meier, Operator 80%	\$15.98
Merlyn Schocker, Operator 80%	\$15.98

911/Emergency Management

Mary Vavra, Director	\$36,050.00
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Conservation (40 hrs)

Mike Dauber, Director	\$39,659.00
Noah Krob, Park Ranger	\$12.92
Reba Reddick, Naturalist	\$14.25
Maureen Krutzfeld, Secretary--PT	\$11.75
Harry Denny, PT	\$10.75
Aaron Askelson, Naturalist Intern-Summer	\$9.00
Kris Slutts, Summer Seasonal Intern	\$9.00

Custodians (40 hrs)

Bob Klemme	\$13.55
Burt Thumm-PT	\$12.25

Security Officer (40 hrs)

Fred Sander	\$12.95
Harry Denny, PT	\$12.70

<u>Sheriff & Jail (40 hrs)</u>		<u>Secondary Road (40 hrs)</u>	
Warren Wethington, Sheriff	\$55,826.00	Robert Fangmann, Engin. (37.5 hrs.)	\$42.40
Kevin Knoche, Chief Deputy 85%	\$47,452.00	Benjamin Hull, Assistant Eng. (37.5 hrs.)	\$28.61
Lyle Fitch, Deputy 84%	\$46,894.00	Russell Anderson	\$18.20
Matthew Jackson, Deputy 84%	\$46,894.00	Scott Anderson	\$17.85
Jason Johnson, Deputy 84%	\$46,894.00	Jeric Armstrong	\$16.07
Tom McGuinty, Deputy 84%	\$46,894.00	Larry Beck	\$17.85
Rodney Ohrt, Deputy 84%	\$46,894.00	Leighton Becker	\$17.85
Orville Randolph III, Deputy 84%	\$46,894.00	Jeffrey Berge (37.5 hrs)	\$20.85
Jeff Smith, Deputy 84%	\$46,894.00	Doug Davis	\$17.85
Austin Sorgenfrey, Deputy 84%	\$46,894.00	Russell Deerberg	\$17.85
Jennifer Tholen, Jail Admin. 60%	\$36,287.00	Daniel Driscoll	\$17.60
Barb Archer, Office Manager 70%	\$39,078.00	Mike Fletcher	\$17.85
Jill Randolph, Chief Clerk	\$15.56	Douglas Ford	\$18.20
Tom Reed, Maintenance	\$15.25	Mike Foulks	\$14.96
		Ryan Freitag (37.5 hrs.)	\$17.91
Correctional Officers	1st Shift	Brad Gaul	\$17.85
		Ted Gaul	\$18.20
Lynn Bixler	\$12.91	Larry Grace	\$17.85
Monica Coussens	\$13.82	Donald Griffith	\$17.85
Monique Crabtree	\$15.25	Michael Gritton	\$18.20
Christine DeFauw	\$15.25	Fred Horstmann	\$20.20
Mike Hoy	\$12.91	Merlin Laing	\$14.30
Carey King	\$15.25	Kevin Lewis	\$17.85
Cindy Larson	\$15.25	Dennis Lovell	\$21.20
Henry Martin Jr.	\$15.25	Jason MacDonald	\$16.07
Gary Meiers	\$15.25	Ed Mellecker	\$18.20
Elizabeth Remetch	\$13.82	James Meyer	\$17.85
James Schroder	\$15.25	Barry Sauer	\$17.85
Lisa Scott	\$15.25	Leanne Zearley (37.5 hrs)Adm. Mgr	\$15.71
Becky Severin	\$12.91	Ron Snyder	\$17.85
Wendy Willits	\$15.25	Michael T Stoolman	\$17.85
Jeremy Wink	\$15.25	Daniel Strank	\$17.85
Pamela Annen, PT	\$12.91	Troy Stutzel	\$18.20
Harry Denny, PT	\$13.44	Mike Thomann	\$18.20
Cole Hamilton, PT	\$12.91		
Dispatchers	1st Shift	Toby Thurston	\$17.85
Iola Ehlers	\$15.25	Brad Wendel	\$18.10
Karis Horstmann	\$13.82	Christine Wiebel (37.5 hrs)	\$20.85
Vickie Powers	\$15.25	Mike Yerington	\$20.20
Heather Ford	\$14.56	Alex Anderson-Summer Inern	\$11.00
Joni Stidham	\$13.44		
Rhonda L. Waugh	\$12.91		
Kevin Knebel, PT	\$13.82		
Communications Supervisor		Roadside Superintendent (40 hrs)	
Brenda Johnson	\$33,496.00	Rick Christensen	\$18.20

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding the implementation of the Smokefree Air Act. The Board will discuss this matter further with County Attorney Benz.

Auditor Gritton presented documentation concerning the upcoming RAGBRAI event which included information on what streets would be closed by the City on July 25th. Discussion was held. The consensus of the Board was that the Courthouse would not be closed on that day and the Courthouse

offices would be open during regular hours. Employees will be notified that parking space will be limited.

Discussion was held regarding Courthouse security. A couple individuals entered the room while discussion was in progress. Auditor Gritton told the Board we really don't have a part-time Security Guard available every day, since the individual that is performing part-time duties cannot be here every day. She indicated there is a need for a Security Guard here each day. Gritton reported on the recommendation of the County's Human Resource consultant.

Moved by Sup. Boedeker seconded by Sup. Bell to hire another person for a Security Guard position.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding the hiring of a part-time Courthouse Custodian. It was noted the full-time Custodian may be off work for a period of time and that whoever is hired for the part-time position would likely be working full-time for a period of time, but would eventually go back to part-time work. The consensus of the Board was that the Auditor could place an ad for a part-time Custodian.

This being the time set for a public hearing to review/consider the following petition:

Gary Swart, P.O. Box 681, Sterling, IL (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing single family dwellings on a proposed twenty-one (21) lot subdivision on property located in the NW ¼ of the NW ¼, Section 10, T-79N, R-4W, in Springdale Township, consisting of 31.8 acres more or less.

Due to the number of people attending the public hearing, the Board left the Board Room and reconvened in the District Court Room at 9:30 a.m. Those in attendance were: Phil La Rue, Zoning Director, Gary Swart and 23 other individuals. Chairperson Weih read the legal notice. Phil La Rue noted there are objections on file. Chairperson Weih noted the letter from the County Engineer stated that there are two approved entrances. The West Branch Fire Department has indicated they could provide services. Weih referenced petitions of objection signed by several individuals, and he reviewed a document stating the reason for the rezoning. Sup. Boedeker asked why the petition states "proposed twenty-one lot subdivision" and the sketch presented at this hearing shows 25 lots. Richard Kordick noted the document presented is just a concept sketch. Chairperson Weih referenced letters received by the Board concerning this petition. He went through each letter and asked if the person that wrote it was present. He read the letters of objection from those that were not present, which were from the following: Annie Servin; Rachel Butler; Kirk Anderson, Cedar County Farm Bureau President; Frank & Darlene Kabela and Alton Larson. Chairperson Weih read letters of objection from individuals that were present at the hearing, which were from the following: David Sickles, Jan Luchini & Margie Figgins, Dennis & Barbara Gerot, Michael Crowley and Jim & Barbara Laughlin. Michael Crane stated it would be okay to waive the reading of his letter if it had been viewed by all of the Supervisors. All of the Supervisors had read his letter. Kathy Pedersen read a letter from Randy & Kathy Pedersen. John & Linda Black indicated they would waive the reading of their letter. Mr. Black addressed the Board. Some areas of concern he noted were, but not limited to: urban sprawl, the impact of six more wells, potential storm water runoff to the west on to Broadview Acres which might damage waterways, the need for food & crop production, the Corn Suitability Rating of over 75, farming practices, available lots in the area, difficulty for City to bring utilities to the subdivision and opposition by neighbors. He requested that the board not accept the request for rezoning. Cheryl Fischer stated she opposed the zoning request for many reasons, one of which is that it would take productive farm land out of production. Kathy Pederson presented additional information which contained excerpts from the Zoning & Subdivision Ordinances and the Land Use Plan 2006. She felt the petition would be difficult to approve if they go through those excerpts. Chairperson Weih noted which Chapters were referenced in the document. Paul Friis noted he formerly owned land adjacent to this parcel. He was concerned that we do not set precedence of this type of zoning in our county. Friis asked that the Board consider keeping all the ground in one tract. Mark Bourjan noted he lives north of this land. He has horses, and he objects for many of the other reasons that have already been given, such as livestock, farm ground taken out of production and preserving the way of life in the country. Michael Crowley told the Board he moved to Iowa from an area that had gotten built up around him. He and his wife moved here for the country living. Mr. Crowley noted he agreed with the other reasons for objection that have been given. Denny Gerot noted his and his wife's land would be surrounded by this proposed development. He is concerned that they may lose their privacy. Phil La Rue referenced the future land use map noting the area in yellow along 290th Street is one of the areas

selected for residential development. Gary Swart addressed the Board. Mr. Swart said that after listening to all of the letters, it seemed like there are four concerns. He said he does not get a 210 bu./acre corn yield from his farm ground. Swart noted the land is HEL (highly erodible ground) which has been in the CRP before, and it is not prime land. There are no streams or rivers close. Mr. Swart felt there is adequate water in the area, and he referenced a letter from Wayne E. Smith & Son. He noted there would only be four wells. Swart indicated the County would tell him what's to be done concerning runoff. He noted there would be retention ponds, and he felt there would be less runoff with a subdivision than they've had this year. Regarding the concern about burning a natural prairie, Mr. Swart noted the Herbert Hoover Birthplace has one that they burn yearly and there has never been a problem burning that area next to the City of West Branch. Swart agreed there would be a few more cars, but he didn't think that it would be a big deal. He stated the development would increase the tax base in Cedar County, which he felt is needed. Swart indicated the development would increase jobs and help the economy. He said he had data on hog setups and the amount of water being used by Scattergood School. Swart indicated there are only 10 houses on the active list to buy in West Branch and there are 29 lots available for sale in the area. He noted there has been a decrease in population of 1,045 from 1900 to 2000. Mr. Swart felt there is a need for more housing in this area, it is close to West Branch, there is a hard-surfaced road, there would be two accesses, it is needed for the tax base and it would be a place for people to go to the country. Ken Fawcett addressed the Board. He noted he lives about one and a half miles from this tract. Fawcett has farmed Swart's land since 1998 when it came out of the CRP. He and his wife are realtors. Fawcett noted that he and Mr. Swart do not have an agreement concerning the lots. He felt there is a need for housing in the country, because every week he and his wife have requests for acreages in the country. He thought septic systems are limited on some existing homes in the rural area. Fawcett felt they couldn't count the lots in the Stuelke Addition as part of the available lots, because they have been for sale for 25 years. He felt there is a need for well engineered developments with the required well and septic systems. Fawcett thought Gary Swart could build four houses on the four corners of his 80-acre farm today, there would be no limitations and he could probably sell them for quite a bit. It would then be more difficult to farm around more homes. He felt the Board needs to decide if they want to proceed with this type of development or continue with three, four or five acre lots scattered all over the county, which he felt is not the way to go. He urged the Board to take a look at the property. John Black thought Gary Swart missed the most important point, being that they choose to live in the country. He didn't think people live in the country if there is a subdivision right across the street. Black thought Swart wanted to do this subdivision to make money. He thought the quality of life would be taken away from the people that own property adjoining, people that live within a half mile and people further out. Mr. Swart noted that a few years ago Mr. Black sold off some lots, and if he had a concern about living in the country and not having neighbors, why did he do that. Swart felt the people that would buy the lots would be good and friendly people. Jacob Pedersen thought Swart would have no idea who would build there. He noted his family has a hog production nearby and a concern about nuisance lawsuits due to the smell. Mr. Gerot agreed that there is a smell on some days, but he does not complain. Richard Kordick addressed engineering issues. He acknowledged that runoff is a concern, but noted there would be storm water retention per County requirements. Kordick felt that a subdivision of this nature and lot sizes would have less runoff than a corn field that has just been tilled in the Spring and receives a heavy rain. The runoff would be at a lower rate due to the large lots, grass areas and storm water retention area. Kordick noted the County Engineer has approved the accesses and has no concern about the increased traffic. He referenced comments about the quiet countryside, but noted there is traffic noise from I80 nearby. Dennis Gerot expressed concern that the additional wells would pull down the aquifer system, and he asked who would pay to replace the current residents' wells if they have to be replaced with deeper wells. Chairperson Weih stated that would be a legal question. Gerot thought they already knew who would have to pay. Barb Gerot felt the land is good farm land, noting she and her husband know the land since it surrounds them. She acknowledged that they do hear the I80 traffic, but they get used to that, and she felt that is totally different than having the noise of neighbors living very close to you. Mark Bourjan noted he purchased 12.5 acres from Mr. Black. He felt that is different than smaller lots. Regarding the aquifer concern, he felt an average household uses 350 gallons of water per day and they have had some dry years. Phil La Rue told the Board that should this petition be approved, Mr. Swart would have to comply with the State of Iowa National Pollutant Discharge Elimination Permit requirements. He did not have information concerning the aquifer. Sup. Moeller asked if each lot would have a septic system. La Rue said yes, and a consultant would assist with the design. If there would be a public water supply, there would be State requirements. Gary Swart stated that the average household uses 1,500 gallons of water/month and 14 ½ sows equals 3 ½ people in a household. He indicated there are approximately 100 people at the Scattergood School. Swart felt if there is no water problem today, there would be no problem later, because this subdivision would use less water than Scattergood is using currently. Jan Luchini felt

Swart's information indicates that the school and the hog operation are already putting a stress on the aquifer, so adding additional homes would hurt the problem. She felt enrollment at the school could be adversely affected by the subdivision, because they come to the school for a rural and farm setting. The school built a sound wall to mitigate the noise from I80. Luchini felt the subdivision would change the feel of what the Scattergood School represents. Nicole Wolf-Camplin said she just moved here from rural Carroll County, Illinois so that her children could attend Scattergood School. She felt the students are being instilled with the value that we carry agriculture and natural stewardship further into the next generation. Wolf-Camplin noted that Scattergood School has an enrollment cap, so there would not be additional water usage. Michael Crane referenced the Comprehensive Land Use Plan. He indicated the entire area between Springdale and West Branch is in yellow, which means it is considered for residential development. He noted the other yellow areas on the map are contiguous with incorporated and unincorporated areas. Mr. Crane felt the yellow area between Springdale and West Branch does not fit in with the goals and objections in the Comprehensive Land Use Plan. Sup. Bell asked Mr. Fawcett what the production of the Swart ground is. Mr. Fawcett said that last year the second year corn yield was 176 bu./acre, but it is a rolling farm. There are concerns on how the land has to be cropped, and Fawcett felt it is not the best Cedar County farm land. Chairperson Weih reminded the Board that per the County Attorney, they should give a reason for their vote on this petition. Phil La Rue asked if there were questions on the soils. He felt they would need to be careful in the design of the septic systems due to Colo Ely soils and a seasonably high water table. Weih said he had issues with individual septic systems when they are under the process of having centralized septic systems. La Rue felt centralized systems would be for the unincorporated towns. Sup. Campion felt everyone at the hearing had legitimate concerns. He felt the Gerots would be impacted more than anyone else in the room, and he felt sorry for them. Campion noted he grew up in the West Branch area, and he knows the land.

Moved by Sup. Moeller seconded by Sup. Boedeker to deny the petition by Gary Swart, Sterling, IL (Owner), as filed and defined above.

Ayes: Campion--He noted he is voting against the petition.

Moeller--He noted he lives in an area surrounded by hog units, where he chose to live and the hog units came after he lived there. The smell isn't an issue for him, noting he is semi-retired and when he had hogs they didn't smell. He has concern about all of the proposed septic systems. They deal with an amount of failed systems, and he felt all systems will fail eventually. He doesn't like the location of the subdivision. Moeller noted the Board has done some of these subdivisions with no objectors, but he felt this situation is entirely different and the impact on the neighborhood is a lot more than any the Board has dealt with lately.

Bell—He knew the Board has approved some subdivisions in the country in the past, and the the most recent one was not a very productive farm. Bell felt this farm does produce. He thought we have entered into a new phase of agriculture in the last couple years, noting we are not dealing with \$2.00/bu. corn and \$5.00/bu. beans, they are dealing with \$7.00/bu. and \$15.00/bu. Bell said he's concerned about taking a piece of ground out of production. He is also concerned about the location, noting Scattergood School is in a rural setting and he doesn't like the idea of disrupting that area. Bell knew that the Gerots would be right in the middle of the proposed subdivision, but that is not something he has to consider in the big picture even though it means a lot. He respected everyone that attended the hearing, because it has not been personal or negative.

Boedeker—He was impressed with everyone at the hearing and the professional manner of everyone. Boedeker noted he likes to follow the recommendation of the Planning & Zoning Commission, noting they work hard and diligent. He doesn't like surrounding people, he felt this is good farm ground and he thought Scattergood brought up a very good point.

Chairperson Weih asked for a clarification on the motion, noting there was no language concerning waiving the second hearing. Sup. Moeller felt they would have a second hearing.

Weih—He has a philosophical problem with telling people what they can do with their ground, but he felt there are some mitigating circumstances that he has to take into consideration. Weih felt the concerns of runoff, fire safety and driveways had been addressed. He thought the issues of prime agricultural ground and wanting to live in the country are subjective, and you can take them however you want. Weih has a problem with the individual sewers. He agreed that Scattergood is a unique school. Weih stated that the biggest reason he is voting to deny the petition is the public objections.

Chairperson Weih noted the second hearing will be held on June 30th at 9:30 a.m. His opinion was that unless there are some mitigating circumstances that arise, the vote probably would not change.

The time was 11:15 p.m.

The Board reconvened in the Board Room.

Mr. Ralph Goodale and another man briefly met with the Board to let them know they needed assistance with disposal of flood-damaged items. Sterling Benz and Ben Hull were in attendance. Mr. Goodale indicated he resides on Franklin Avenue north of 250th Street. Chairperson Weih noted the disposal is the owner's responsibility, but the County would assist him. Arrangements were made to have a rolloff dropped off for Mr. Goodale's use.

County Attorney Benz met with the Board to discuss a request by Ahlers & Cooney, P.C. for a decision concerning the disposal of GO Capital Loan Notes and Jail election closed files that are at least ten years old. Ben Hull was in attendance. Atty. Benz doesn't think we need to keep them, but he's not sure what the files are about. It would cost \$25 to find out exactly what they are about. The consensus of the Board was that Benz should determine what the files contain.

Discussion was held regarding the implementation of Iowa's Smokefree Air Act. It was noted that each employee must be notified. Signs will be placed in buildings, vehicles and equipment. Atty. Benz felt "public grounds" is not defined in the regulations. He recommended giving a copy of the statute to all employees. Patty Hamann entered the room while discussion was in progress.

In other business, County Attorney Benz told the Board he received documentation from Tom Miller, Iowa Attorney General regarding a model ordinance concerning emergency contractor permits. The Board will review the documentation and discuss the matter at another meeting.

County Attorney Benz asked the Board to consider putting a sprinkler system in the Courthouse. He had an incident in his office of something smelling hot, and he is concerned about the files in his office.

Assistant Engineer Ben Hull met with the Board to review quotes for flood repairs (Project M-ER-2008A) on County Road F28 west of the Cedar Bluff bridge. The quotes were as follows:

Streb Construction	\$157,270.73
City Wide Construction	\$137,735.57
All American Concrete, Inc.	\$116,998.31

Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to accept the informal quote of All American Concrete, Inc. in the amount of \$116,998.31 for Project M-ER-2008A.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Assistant Engineer Hull reported that the Cedar Bluff bridge was inspected and is okay. Calhoun-Burns is not willing to take their equipment on the Rochester bridge. They would need assurance that the substructure is okay. The NRCS is offering some assistance through the Emergency Watershed Program. We have lost a significant amount of bank on the west side of the river near the Rochester bridge. The State has a detour for Hwys 6 & 22, which is to use I80 and Hwy 38, but vehicles are going off of the detour. There are concerns about dust control on the Atalissa Road. Hull noted he has requested that the State reimburse the County for dust control on curves, hills, and by residences, and the State has agreed to reimburse the County. Kluesner Construction is doing minor work on County Road F28 from Tipton to County Road X40. Hull asked how long the Board would like to retain the use of porta-pottys. Chairperson Weih would like to keep them for a while. He asked Hull to document the expenses and to move the porta-pottys around. Chairperson Weih asked Hull if there would be an end loader and dump truck available to load flood trash in West Rochester. Hull noted the Secondary Road Department has the equipment, but the work would likely put a burden on the department. He would need direction from the Board. Hull said he could check on the availability of the equipment. Chairperson Weih directed Hull to send the equipment when available to West Rochester, and the Secondary Road Department is to put the trash in rolloffs or haul it to the Transfer Station. He advised Hull that there may be more of this work in other areas. Later the Board was

notified that the trash situation in West Rochester had been taken care of, so Assistant Engineer Hull was notified that he did not need to send workers and equipment to that area.

Assistant Engineer Hull told the Board that the EMA Director requested that he, Auditor Gritton and Conservation Director Mike Dauber attend a FEMA application briefing in Clinton. They will be attending that meeting.

Patty Hamann, Veteran Affairs Secretary met with the Board to discuss her payroll time sheets for the period of June 14th – 20th. She noted she flew out for training on a Saturday and returned the next Friday. Hamann told the Board that per our Human Resource consultant, by law the County doesn't have to pay for time spent in a plane and a passenger's time is not to be paid. She noted that is not the way the County was doing it in the past. She needs clarification and indicated she didn't care what the Board's decision was. Hamann told the Board she was grateful to be able to attend the meeting, but felt clarification is needed for any meetings attended from now on. Chairperson Weih indicated he was not sure what the County's policy is, but he instructed Hamann to not turn in the time now, and the Board would discuss the matter with the Auditor.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of June 23, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a FY08-09 Services Agreement between Cedar County and Cedar Employment Services.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following new hire:

Case Management

Larrisa Stern, Case Manager at \$14.28/hr effective 6-30-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Boedeker to give a one-time contribution in the amount of \$500.00 to the Soldiers' Monument Association for restoring and repairing grave stones of Veterans.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sup. Bell reported that Limestone Bluffs Resource Conservation and Development has put in an application for \$95,000 to go to the Revolving Loan Fund to provide loans to flooded businesses.

Moved by Sup. Campion seconded by Sup. Moeller to approve Claim Checks #345517 - #345689.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #345690 dated 6/25/08 was issued to the Cedar County Treasurer in the amount of \$617.35, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345691 dated 6/25/08 was issued to the Cedar County Treasurer in the amount of \$1,417.66, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 12:17 P.M., to June 30, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

TIPTON, IOWA

June 30, 2008

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 30, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a newsletter from Aerial Services, Inc. dated 6-26-08.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Jenni Tholen, Jail Administrator.

The Board acknowledged receipt of Manure Management Plan Annual Updates for East 200 and N200, submitted by Dircks Farms Inc.

The Board acknowledged receipt of a copy of correspondence sent to Repr. Jeff Kaufmann, from an individual, regarding Cedar County's response during the recent flood.

The Board acknowledged receipt of correspondence from East Central Intergovernmental Association regarding an Executive Committee phone conference on July 23, 2008.

The Board acknowledged receipt of correspondence from Annie Servin thanking them for denying the Gary Swart zoning petition.

The Board acknowledged receipt of correspondence from Sandy Bloomquist of the Iowa Department of Economic Development and Abby Kisling of the Eastern Iowa Tourism Association regarding CAT, RECAT Technical Assistance Workshops scheduled for August 1st and August 26th.

The Board acknowledged receipt of correspondence from Julie Rutz of IowaPolitics.com regarding an invitation to a program on July 11th to address food, fuel and Iowa's energy needs.

The Board acknowledged receipt of correspondence and State Emergency Operations Center Recovery Status Report #3 from Representative Jeff Kaufman.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director regarding a flood relief meeting of the members of the Atalissa Betterment committee on June 28th and a "Town Meeting" on June 30th concerning RAGBRAI.

The Board acknowledged receipt of correspondence from Arthur J. Schott, President & CEO of Mecca Services regarding a donation toward restoring their building after the flood.

Darren Byers met with the Board to discuss the fence in the right-of-way at 2nd and State Streets in the unincorporated town of Cedar Bluff. Chairperson Weih noted the Board viewed the fence, determined it is in the right-of-way and informed him that it would need to be removed in 30 days. Mr. Byers agreed. He wondered about the purpose of the right-of-way, noting that before there was a big right-of-way due to the old bridge. He noted he was told to remove the fence because of liability for the County, but he asked what that liability is and is it more liability than a house with gas and electric. Sup. Moeller told Byers the County has lost two lawsuits due to obstructions in the right-of-way. Byers asked if the right-of-way is for the public. Moeller said yes. He explained what type of work the County can do in the right-of-way. Byers noted he had said he wouldn't pursue the County if anything happened. Sup. Boedeker told Byers that if he sold the property to someone else, there could be a problem. Byers inquired about maintenance of the right-of-way, such as mowing. The Board agreed that maintenance is the County's responsibility, but that they do not have to mow. Byers asked when the County is cleaning ditches, could he have some dirt to change the slope in the right-of-way. He would like to make it maintainable on both sides. Weih noted the slope would have to meet the approval of the County Engineer. Engineer Fangmann joined the discussion. Byers indicated there is quite a bit of poison ivy and poison oak there. Boedeker noted Byers could spray the weeds. The Engineer was advised of Byers' request. Campion felt the first objective would be to move the fence and then they could talk about other things, and he felt Byers should make sure where he could put the fence. Discussion continued. The Board agreed that the Engineer should place stakes where Byers would be allowed to place the fence. That was agreeable with Mr. Byers.

Engineer Fangmann met with the Board to give them an update. All American Concrete started work last Friday on repairs on County Rd F28 west of the Cedar Bluff bridge. The Secondary Road Department has over two-thirds of the rock program complete. Divers will be doing an assessment of the Rochester bridge. Kluesner Construction is working on sealing cracks on County Rd F28. He may ask the contractor to postpone the culvert project on that road. Auditor Gritton entered the room while discussion was in progress. Chairperson Weih asked the Engineer if he is handling the application to FEMA for public assistance. Auditor Gritton said that Engineer Fangmann would be doing the Secondary Road side, and she will be handling the remainder for the County. Fangmann asked if the Board would like to remove the porta-pottys or have them serviced. The Board agreed to keep them for a while and to have them serviced. Fangmann reported that some of the pavement markings were inverted on County Rd X30 south of West Branch. That portion of the road has now been marked no passing until the company can grind off the paint.

Auditor Gritton and Mike Dauber, Director of the Conservation Department met with the Board to discuss a Conservation Transfer Resolution to the Land Acquisition Trust Fund. Fund 01 has \$17,244.29 remaining and Fund 02 has \$2,621.53 remaining. There was a budget amendment done in the amount of \$10,051.00. If you subtract that amount from the Fund 01 funds, the amount remaining is around \$9,814. Mike Dauber has agreed to use the funds for flood recovery. The Trust Fund can be used for land acquisition and

development. Electrical boxes need to be repaired, rock was lost and bathrooms need repairs, among other things.

Moved by Sup. Bell seconded by Sup. Moeller to approve and adopt the following resolution:

RESOLUTION

BE IT RESOLVED this 30th day of June 2008 that the following transfers are to be made in accordance with Section 331.432 of the Code of Iowa.

From General Basic (Conservation Department) to Conservation Land Acquisition Trust Fund - \$ 7,193.00

From General Supplemental (Conservation Department) to Conservation Land Acquisition Trust Fund - \$ 2,621.00

Total transfer to Conservation Land Acquisition Trust Fund - \$ 9,814.00

This transfer is authorized by a Resolution adopted by the Cedar County Board of Supervisors on December 15, 1995.

The Auditor is hereby directed to correct her books accordingly and to notify the Treasurer of these operating transfers.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Mary Vavra briefly met with the Board. There will be a 911 Board and EMA Commission meeting on Wednesday, July 2nd at 7:00 p.m. A FEMA representative will be in attendance. FEMA now has a disaster recovery team at the Courthouse. They have their own security and will be asked to keep attendance sheets of those in the building after 4 p.m.

This being the time set for a public hearing to review/consider the following petition:

Gary Swart, P.O. Box 681, Sterling, IL (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing single family dwellings on a proposed twenty one (21) lot subdivision on property located in the NW ¼ of the NW ¼, Section 10, T-79N, R-4W, in Springdale Township, consisting of 31.8 acres more or less.

Chairperson Weih read the legal notice. Those in attendance were: Phil La Rue, Zoning Director; Gary Swart and 17 others. Chairperson Weih noted this is the second hearing on this petition. He read a letter of opposition from Sue White. Chairperson Weih asked if there was any new information concerning this petition. Mr. Swart addressed the Board. He indicated it was stated at the Planning & Zoning Commission that a manufacturing company wanted to come to West Branch, but they turned it down due to

housing. He noted that was done before the current City Administrator was employed by the City of West Branch. Swart said the company was Pella Window Co. He thought there was a lot of misleading information. After the hearing last week, he talked to Kyle Soukup, City Administrator for West Branch. Swart indicated there was a statement that there were 300 lots available. He asked Mr. Soukup about that and was told there were only 35 available right now, which are west of West Branch. He was told that the Stuelke ground (80 acres) is not plotted off. Swart stated there are three lots in Pheasant Run that have not been built on. He noted he talked to the City Administrator, and Swart referenced a comment that indicated he does not want subdivisions around West Branch, that he wants people to build in West Branch so they can have the revenue. Swart felt he was pretty smart in doing that because that would bring in a lot of revenue, and that Soukup told him there were five new parcels built and sold off already this year. He felt West Branch has a deep well and they are not concerned about new buildings. Swart showed a letter to his banker, in which there was a comment about financial troubles, and his banker said he guessed they didn't know him. He referenced statements about high-end houses of \$150,000. Swart said he made a statement at the Zoning Commission meeting that they would start out at \$150,000 on up. This subdivision would be similar to the one in West Liberty around the golf course. There would be strong covenants and no outside buildings. Mr. Swart stated his land is not prime farm land, that it is HEL (highly erodible land) and has been in the CRP. He felt it looked like someone emailed the principal part of the letter and people added to it. Swart indicated he offered to buy the property of the people that live next to his land, at a fair market price. He felt there is no information to back up the statements in the letters. Regarding the concern by a Supervisor about septic tanks, he explained how a septic system works, and if they are put in right, there would be no more pollution to that than over 1,000 gallons of raw livestock manure being spread on the ground or city residents using insecticides or herbicides on their yards. He felt septic systems could last well over 30 years. Mr. Swart indicated that some individuals he spoke to over the weekend at a Springdale Alumni event were concerned that the subdivision was turned down, because there is a need. He indicated a number of people at that event live in Iowa City, they are retired farmers and couldn't find a place to live in the country, so they went to Iowa City. Swart asked if it is true that three of the Supervisors are running for election this year. Sup. Boedeker said yes. He indicated that if the Supervisors vote for this, they would lose some voters here, but they would lose some voters from the outside. Swart felt the next two or three years would be a challenge for the Supervisors, because he thought there would be a big increase in the cost of doing business and they will need money coming in from growth. He said he would invest over \$200,000 in this subdivision, and he thought the taxation would be over \$5 million. Mr. Swart felt this would be a top notch subdivision. Chairperson Weih asked if there was any further new information to present. He said he calculated the tax revenue, and the County's share would be approximately \$20,900. Kathy Pedersen noted Mr. Swart indicated there were talking points sent out. She shared the well information, but otherwise people went through the ordinances and reviewed the same information. John Black noted he talked to Kyle Soukup and the reason there are only 30 lots available is because there isn't more demand. He referenced an individual that will have lots available when there is a demand. Black thought those in opposition had similar reasons. He felt only some 30-foot wide buffer strips on this farm would now

be eligible for the CRP. Gary Swart stated that not everyone wants to live in the city. Dennis Gerot indicated he never received an offer for their house from Mr. Swart, noting he had one time said if things get bad they may have to move out and Swart asked how much they wanted for it, and he had said ten times what he could pay. Sup. Moeller noted he was opposed and is opposed to the location of this proposed subdivision.

Moved by Sup. Moeller seconded by Sup. Boedeker to deny the petition by Gary Swart, Sterling, Illinois (Owner), as filed and defined above.

Ayes: Boedeker

Campion-He noted he's been on this Board for 20 years and has withstood more controversy than this and gotten re-elected, and he felt the vote on this petition had nothing to do with the election.

Moeller

Bell-I take offense to throwing in the voter situation. We are elected to do what's right by the information given to us. I won't be swayed for a vote, and I do what I feel is the right thing to do. Bell noted the P&Z Commission's decision was an important thing to go along with.

Weih-He thought there were substantial things discussed. Weih noted the State D.N.R. is requesting that we centralize our sewer systems through the Rural Utility Services System. He noted he has had a sewer system that has worked for a long time. Weih referenced the Scattergood School and the public objections.

Mr. Swart asked what his options are. Phil La Rue believed that the ruling of the Supervisors would not be a taking of Swart's rights, noting he still has an income from the farm. He advised that Swart could take the matter to District Court, but he could also request that the Board reconsider an amendment to his petition, for example to four lots west of where the farmstead was. Mr. Black indicated everyone would be back again, if that happened. He felt there is a lot of ground adjoining West Branch that could be purchased. Chairperson Weih felt the petition would have to dramatically change for the Board or he could pursue the matter in District Court.

The hearing concluded at 9:55 a.m.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of June 26, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil La Rue, Zoning Director met with the Board to give an update. He noted there is a special application package for flood damaged homes. Anyone suffering flood damage (50% of market value) will need to make application to the State. Discussion was held regarding buildings in the 100-year and 500-year flood plain, possibly requesting an elevation certificate to determine if land is in Zone A or C, looking at homes one by one, the need for additional personnel, a disaster assessment team, complying with the

National Flood Insurance Program, where to allow rebuilding, current rules, offer from Fayette County to assist us, talking to Engineer concerning West Rochester Road and individuals starting to rebuild. Sup. Moeller will speak to the 911/EMA Director about a person from Fayette County assisting us. The Board agreed that La Rue should place a notice in the newspapers indicating any rebuilding must be approved by the County and the D.N.R. and individuals should cease rebuilding.

Auditor Gritton met with the Board to let them know the Transfer Station's hours will be 8 a.m. to 2 p.m. on Saturday, July 5th and Noon to 4 p.m. on Sunday, July 6th. The Auditor is creating a new function code and doing journal entries for the last payroll to track flood expenses. Discussion continued. The Board told Auditor Gritton that no one has to stay after 4 p.m. due to the FEMA team being here. Discussion was held regarding a memo to employees concerning the new law pertaining to no smoking. The Board asked the Auditor to research past practice concerning employees' travel time.

Sup. Bell reported that he had two complaints last Friday from individuals that were extremely upset with the attitude of the Transfer Station Manager. Chairperson Weih will look into the matter.

Moved by Sup. Bell seconded by Sup. Moeller that new positions approved for the FY08-09 budget will be subject to a review process before they can be filled, and vacant positions, whether they are currently vacant or become vacant sometime in FY08-09, will be subject to a review process before they can be filled. Reclassification of existing positions, including step pay raises, will be subject to review prior to their effective date. Requests should be submitted in writing to the Board of Supervisors.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held with Engineer Fangmann on the phone concerning the condition of the West Rochester Road. When asked about the future of that road, Fangmann said that long-term he would like to consider moving the road further to the west. The road is now open. Fangmann will take a look at the road. He was asked to check on the condition of Water Street in Cedar Bluff.

Moved by Sup. Bell seconded by Sup. Campion to waive agenda requirements for the consideration of a payroll change for Jennifer Tholen, Jail Administrator.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup Boedeker seconded by Sup. Bell to approve the following payroll change:
Sheriff's Department
Jennifer Tholen, Jail Administrator from \$32,296.00/annually to \$34,986.90/annually effective 6-4-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #345692 dated 6/27/08 was issued to the Cedar County Treasurer in the amount of \$1,562.70, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:30 A.M., to July 2, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

TIPTON, IOWA

July 2, 2008

The Cedar County Board of Supervisors met in special session at 7:00 P.M., July 2, 2008 at the Courthouse in the large meeting room with the following members present: Boedeker, Champion, Moeller, Bell and Chairperson Weih. They attended a joint 911 Board/EMA Commission meeting. Others in attendance were: Mary Vavra, 911/EMA Director; Phil La Rue, Environmental Director; Auditor Gritton; Connie Knutsen; Mayors and Fire Chiefs. Discussion was held with FEMA representatives. Other areas of discussion were, but not limited to: the recent EOC activation for the flooding event, phone issues, computer issues and FEMA's role in the recovery process.

On motion, the Board adjourned at 9:15 p.m., to July 3, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 3, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed FY07-08 County Budget Expense & Revenue Summary Reports, submitted by Auditor Gritton.

The Board viewed a news update from the Iowa Tourism Office dated 7-1-08.

The Board viewed a "County Auditor's Report of Fees Collected" for the quarter ending 6-30-08.

The Board viewed a newsletter from Wellmark Blue Cross and Blue Shield dated 7-2-08.

The Board acknowledged receipt of correspondence from Abby Kisling, Eastern Iowa Tourism regarding an Iowa Downtown Summit on August 26 & 27.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Ray Slach #4, Owner: Raymond Slach.

The Board acknowledged receipt of correspondence from Mary Vavra, 911/EMA Director regarding inquiries about rebuilding homes.

The Board acknowledged receipt of correspondence from "Solutions", Inc. regarding the phase out of Windows XP operating system.

The Board acknowledged receipt of correspondence from ArcaSearch regarding digitally archiving.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding bills that passed this year that took effect on July 1st.

The Board noted correspondence from Mary Dorris, Director, Cedar County Public Health regarding a FY08-09 salary correction for Amy Wehde, Assistant Director, from \$45,033 annually to \$47,121 annually.

Assessor Lett met with the Board to review Homestead Credits and Military Exemptions.

Moved by Sup. Bell seconded by Sup. Moeller to allow Assessor Lett to stamp and date the FY08 Homestead Credit and Military Exemption documents that are allowed or disallowed.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Assessor Lett noted there were some individuals that didn't qualify for a Homestead Credit and/or a Military Exemption, which he reviewed.

Moved by Sup. Boedeker seconded by Sup. Campion to deny twelve applications for FY08 Homestead Credits and/or Military Exemptions, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Assessor Lett reviewed applications filed by an individual requesting Homestead Credit and Military Exemption, but the individual only qualifies for a Military Exemption.

Moved by Sup. Campion seconded by Sup. Moeller to approve a Military Credit, but to deny a Homestead Credit for this applicant, as presented.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Assessor Lett asked the Board to consider adopting a resolution to allow applicants to obtain the Homestead Credit and Military Exemption forms from the Internet and then send them to the Assessor's Office. The Board will place this matter on a future agenda.

Moved by Sup. Boedeker seconded by Sup. Moeller to appoint Julie Schroeder to the Planning & Zoning Commission to fill a term that expires on 12-31-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign a Claim Voucher for the period of 4/1/08 – 6/30/08 and a FY07-08 Final Report to the Iowa Department of Public Health concerning substance abuse funding.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of June 30, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a FY08-09 Options of Linn County Services Agreement.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board reviewed documentation from MECCA requesting a donation for flood relief efforts. No action was taken.

County Attorney Benz met with the Board to discuss the new State law concerning no smoking. He asked if the Board thought this law pertained to the County's parks and preserves. Discussion was held. Atty. Benz felt that it would apply in park shelters and the Conservation Board would decide if there would be no smoking in any other areas. The Board agreed that they did not think the Board of Supervisors controls the parks or preserves.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Julie Tischuk, Charline Thumm, Mary Vavra, Patty Hamann, Sterling Benz, Rob Fangmann, Dan Lett, Cari Gritton, Gary Jedlicka, Bob Klemme, Mike Dauber, Amy Wehde, Mary Dorris, Carolyn Wood and Phil La Rue. Chairperson Weih noted the Board has no authority over the County parks concerning the State no smoking law and that the Conservation Board would have that authority. Mike Dauber, Conservation Director stated there would be no smoking in the shelters, but it would be allowed in the outside areas. Chairperson Weih noted employees would not be paid for travel time when leaving early for a meeting. A question was raised as to whether that applied to passengers only. Atty. Benz thought the County's Human Resource consultant had not yet made a final recommendation concerning that matter. Further research will be done. Julie Tischuk, Case Management Director reported her office is now fully staffed. Mary Vavra, 911/EMA Director noted the County is in the recovery phase of the flood event. FEMA is here now, but she is not sure if they will be here next week. Patty Hamann, General Assistance Director/Veteran Affairs Secretary reported she will be at the Fair next week, and she will be adjusting her work hours that week. Engineer Fangmann gave project updates, as did Assessor Lett. Auditor Gritton noted there will be a Special Election on July 8th for the City of Tipton for a new fire station. Treasurer Jedlicka said his department conducted a tax sale in June. Bob Klemme, Custodian reported that the Courthouse tuck pointing will be finished next week. Mike Dauber said the parks are a mess. The D.N.R. is recommending that people do not eat fish that are caught in the Cedar River. Mary Dorris, Public Health Director is still dealing with phone calls concerning the flood event. She and Connie Fett, CPC Administrator are trying to get mental health support for flood victims. Phil La Rue, Environmental & Zoning Director indicated he has been working on items concerning the

recent flood event. Chairperson Weih reviewed the Sheriff's monthly report. Sup. Boedeker told everyone that the parking lots will be closed on Friday July 25th due to the RAGBRAI event.

Sup. Moeller left the meeting.

Brief general discussion was held with Phil La Rue.

This being the time set for a public hearing to review/consider the following petition: Larry and Sharon Hodgden, 1645 D Ave. NE, Cedar Rapids, IA (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the NW ¼ of the NE ¼ of the NE ¼, Section 35, T-80N, R-3W, in Rochester Township, consisting of 3.50 acres more or less.

Phil La Rue, Zoning Director, Larry & Sharon Hodgden and Engineer Fangmann were in attendance. Chairperson Weih read the legal notice. Mr. La Rue noted there are no written or verbal objections on file. He stated there are severe limitations due to slope for a septic system. The Corn Suitability Ratings are below 75. Engineer Fangmann said they would be shifting the driveway to the north for better sight distance. Larry Hodgden told the Board their daughter and son-in-law would like to put up a home and send their kids to the Tipton School. Discussion continued.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the petition by Larry & Sharon Hodgden, Cedar Rapids, Iowa (Owners), as defined above and to waive the second hearing scheduled for July 7, 2008.

Ayes: Bell, Champion, Boedeker, Weih

Absent: Moeller

Patty Hamann, HIPAA Compliance Officer met with the Board to report on her research concerning a wireless connection. The quotes she received totaled almost \$10,000. She noted the option of putting a separate Internet connection at the Sheriff's Office, which would start at \$78.88/month for the first year and then the cost would go up. Sheriff Wethington told Hamann he would not pay for the cost of a new wireless connection. The Public Health Office wouldn't access the wireless connection. It was noted the City of West Branch and State Troopers were using the prior wireless connection at the Sheriff's Department. Discussion continued. The Board agreed the wireless connection would be cost prohibitive compared to the benefits for Cedar County.

Diana Waltz met with the Board to discuss rebuilding in East Rochester. Phil La Rue, Zoning Director was in attendance. Diana Waltz asked if she and her husband rebuild, would they have to do something with their septic system. They have a two-bedroom home now, but if they rebuild, they would build a three-bedroom home, so she thought perhaps they would need a larger septic system. She didn't want to proceed with a different septic system if there was going to be a community septic system. Chairperson Weih noted there is a meeting of the Eastern Iowa Regional Utility Services System tentatively scheduled for July 10th. Sup. Boedeker stated they are going to be discussing the possibility of having a community system in Rochester in less than a year, rather than five years. Waltz wondered if they could get a variance and then pump out their septic system. Phil La Rue said the County would work with her, and the Board agreed. Diana Waltz wondered if their property would be suitable for the community septic system and perhaps the County could do a buyout of their property. The Board didn't think that land would be suitable for the septic system. Waltz asked who decides if a property is in a Zone C or A flood plain. La Rue said he does. He is getting assistance from a State Flood Plain representative. He felt the Waltz's could go ahead and burn their house now, if that's what they want to do. Discussion continued. Chairperson Weih asked Mrs. Waltz if she was satisfied with the County's response during the flood emergency. Diana Waltz said not totally. She noted when it first started, they had trouble getting sand, so they contacted a trucker and they were going to pay for the sand themselves. Boedeker asked if she called the Emergency Operations Center for sand bags. Waltz said yes and that she was happy with that part. Waltz was glad the rolloffs were provided, but felt the

rolloffs were slow to be dropped off there. Chairperson Weih noted the protection of property is the owner's responsibility, but the County decided to provide some things. He stated it is the County's responsibility to maintain the infrastructure such as roads and bridges. Diana Waltz referenced something indicating in a Federal disaster, the County is to help with any means they can. She wondered, what is that? Phil La Rue indicated Home Rule. Weih again noted the Board decided to go ahead and help. Waltz asked if the County could obtain help from the State or Federal governments. Chairperson Weih referenced flood plan development assistance under mitigation, which allows the County to buy property and plan for rebuilding. Regarding the budgeting process, Weih stated the County can only use funds for encumbered expenses, noting they can't save for this type of emergency. He didn't know yet where the funds would come from for the assistance provided by the County, noting the County may have to borrow or have a debt service levy. Diana Waltz told the Board she and her husband purchased their house with the understanding that it was in a Zone C flood plain. Phil La Rue noted Zone A is the 100-year flood plain and Zone C is the areas that flood outside of that. He felt the County's flood plain maps lack sufficient detail to determine elevations. It was noted that most of the City of Tipton is in Zone C, but a portion is in Zone A. Diana Waltz summarized her discussion with the Board and Phil as follows: the County will be working on a community sewer system, she and her husband can work with Phil La Rue on a temporary sewer system, she is waiting on an elevation certificate to determine if they are in Zone A or C, and if the certificate indicates they would need to rebuild more than four feet, she indicated she is "out of there". Teresa Reed and Rob Fangmann entered the room while discussion was in progress. Some areas of further discussion were, but not limited to: use of property, possible mitigation plans, holding an informational meeting, response time of various levels of government and requesting a FEMA trailer. Phil La Rue told the Board he would like a directive on the rebuilding of homes, and he asked the Board to consider waiving the permit fees.

Teresa Reed of the NRCS Office met with the Board to discuss available emergency funds for watershed protection. Engineer Fangmann was in attendance. Ms. Reed told the Board the speed of the response by the Federal Government is not done on purpose, noting there is a lot of "red tape" and forms. A program which is available to the County is the Emergency Watershed Program. She is doing damage survey reports. They could help with debris removal from bridges, roads and culverts. They would first need a contract signed. The NRCS Office would hire someone to do the debris removal. The Board had no objection. Sup. Campion asked if there was money to buy out homes on the west side of the river at Rochester. Reed said no, but if they make the area into wetlands, then she said yes there would be. They could pay for demolition/buyout. It would be based on the regional value of the soils, and it would be fair market value pre-flood. Reed didn't think they could combine the NRCS program and FEMA assistance. If an area was made into wetlands, it could not be used as a site for mitigation for County Secondary Road projects and there could not be development. Engineer Fangmann is working with Ms. Reed, and they would focus on the Rochester bridge, the West Rochester Road and possibly another bridge. Reed asked the Board if they would be willing to be a sponsor for the Emergency Watershed Program, which means the County would be responsible for 25% of the cost, which could be in-kind work. She noted that generally there is not an out-of-pocket cost. The Board agreed that they were willing to be a sponsor and proceed with this program. Discussion was held regarding the Cedar Bluff area. Ms. Reed has been looking at that area, and she indicated there would be opportunities for assistance for farms, scouring, removal of sand and repairing waterways. She noted the disaster declaration opens up the whole County for possible assistance.

Discussion was held regarding the continued use of rolloffs for flood damaged items. It was the consensus of the Board that no more new rolloffs are to be placed unless they contact Chairperson Weih. The rolloffs are to be pulled after this weekend.

Moved by Sup. Boedeker seconded by Sup. Campion to approve Payroll Checks #132202 - #132365 for the period ending 06-28-08 and to be paid on 7-3-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #345693 dated 7/2/08 was issued to the Cedar County Treasurer in the amount of \$1,024.11 concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345694 dated 7/2/08 was issued to the Cedar County Treasurer in the amount of \$345694, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

It was noted Handwritten Check #345696 dated 7/3/08 was issued to Connie Knutsen in the amount of \$1,060.00 for EMA emergency flood work.

On motion, the Board adjourned at 11:00 A.M., to July 7, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 7, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding State spending.

Bids opened for the Courthouse elevator maintenance were read as follows:

O'Keefe Elevator Company, Inc.	\$119.00/mo.
Schumacher Elevator Company	\$118.00/mo.
KONE, Inc.	\$117.00/mo.

The bids were reviewed. Bob Klemme, Courthouse Custodian was in attendance. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to accept the bid by KONE, Inc. and to authorize Chairperson Weih to sign the agreement.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Moeller noted there are some volunteers that would like to help victims where needed. Mary Vavra, 911/EMA Director said the volunteers are from the West Branch Methodist Church. Discussion was held as to where to send the volunteers. A suggestion was made that perhaps they could go door to door in the East or West Rochester areas. Chairperson Weih was to let the volunteers know where to go.

Moved by Sup. Boedeker seconded by Sup. Bell to waive agenda requirements to consider action on an Iowa Department of Transportation Agreements concerning the use of County Road X40.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign an Iowa Department of Transportation Agreement for the use of County Road X40 for a detour.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Gary Crock, Transfer Station Manager telephoned the Board to ask how they want to handle the billings for individuals that want to bring flood damaged roofs or buildings to the Transfer Station. Discussion was held. The Board agreed that the County would not pay for the disposal of those items.

Mary Dorris, Director of the Cedar County Public Health Department and Connie Fett, CPC Administrator met with the Board to discuss waiving income requirements for flood victims to access mental health services at the Community Mental Health Center. It was noted the requirement is 150% of the poverty level or below to have no cost for the services. They do have a sliding fee schedule. The Board would need to make an exception to the Management Plan. The Mental Health Center has office hours in Tipton one day/week. The Director has indicated he would offer up to three visits with no paperwork, and it was noted there is a possibility that the Center might receive grants. Discussion continued. The Board agreed that Dorris and Fett should talk with FEMA regarding available funds, and the County should deal with this matter on a case by case basis.

Moved by Sup. Moeller seconded by Sup. Bell to approve the Board Minutes of July 3, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of July 2, 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sup. Moeller left the meeting.

The Board departed at 9:25 a.m. to look at roads, bridges and areas that were flooded. They went to the areas of Cedar Bluff, East Rochester and West Rochester. Chairperson Weih did not accompany the Board to the Rochester areas. Discussion was held. Members of the Board took note as to the amount of trash, sand bags and white goods that were piled in right-of-ways and other areas and structures that appeared to be on the right-of-way.

Chairperson Pro Tem Boedeker, Sup. Bell and Sup. Campion reconvened in the Board Room.

It was noted Handwritten Check #345695 dated 7/3/08 was issued to the Cedar County Treasurer in the amount of \$1,749.38, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:04 A.M., to July 10, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 10, 2008 with the following members present: Boedeker, Campion, Moeller, and Chairperson Weih. Sup. Bell was absent.

The Board recited the Pledge of Allegiance.

The Board viewed the Summer 2008 newsletter for "Council Insights" submitted by Katie Pfeifer.

The Board viewed an update from the Iowa Tourism Office dated 7-8-08.

The Board viewed July 2008 Legislative News from Speaker of the House Pat Murphy.

The Board viewed correspondence from Representative Jeff Kaufmann regarding the extension for FEMA individual assistance.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director regarding the closing of the temporary FEMA flood assistance office in Tipton.

The Board acknowledged receipt of correspondence from Stacie L. Steinick regarding a seminar on July 23, 2008 concerning a new suite of Wellmark health and wellness programs and services.

Phil La Rue, Zoning Director met with the Board to review minor subdivisions. Others in attendance were: Jeff Reichert, Dean Bickford, Mildred Eiler, Kenneth Walker and Connie Walker. The Final Plat of Reichert's First Addition was addressed. Discussion was held. La Rue noted this is in Zone A of the flood plain, there are covenants, a driveway has been approved by the County Engineer and the City of West Branch has waived their right of review. Soils and septic systems were discussed.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the petition by Jeff and Joanna Reichert and to approve and adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Reichert's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Reichert's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 10th day of July, A.D., 2008.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

The Final Plat of Eiler's First Addition was addressed. There is an existing dwelling at this site. La Rue noted this plat appears to comply with the requirements. Discussion was held.

Moved by Sup. Campion seconded by Sup. Moeller to approve the petition by Mildred Eiler and to approve and adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Eiler's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Eiler's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 10th day of July, A.D., 2008.

Ayes: Moeller, Campion, Moeller, Weih
Absent: Bell

The Final Plat of Behren's First Addition was addressed. Phil La Rue noted this plat appears to comply with the requirements. Discussion was held. The access will be off of Harding Avenue.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the petition by Gilbert & Phyllis Behrens and Dean & Twyla Bickford and to approve and adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Behren's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Behren's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 10th day of July, A.D., 2008.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

Chairperson Weih reported that Jane Pike thanked the Board for assistance with the removal of flood debris. Phil La Rue asked if the white goods will be picked up. Weih said Adam Ellerhoff will pick them up when there are enough for a truckload. It was noted there are tires to be picked up.

Kenneth and Connie Walker met with the Board to discuss their property at 1954 Atalissa Road. Phil La Rue was in attendance. They have had several people interested in purchasing their land and some of them want the house. Mr. Walker indicated they cannot get funds from the insurance company unless the house is condemned, and he indicated FEMA could also assist them. Mr. Walker told the Board he would like the County to condemn the house.

Moved by Sup. Campion seconded by Sup. Moeller to waive agenda requirements to consider the request of Kenneth and Connie Walker to condemn their house.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

Phil La Rue advised the Board that others may have the same request. He noted Cedar County does not have an ordinance for the removal of buildings. The County does have an Infraction Ordinance that would address health nuisances. Chairperson Weih thought the Board had never condemned a building and felt it was highly unusual. Weih noted assistance might be available through the County's General Assistance Office. Mr. Walker said they do have a place to live. Sup. Moeller referenced the possibility of the Board of Health condemning the house as unfit for inhabitation, which he thought would not prevent someone else from building a house or using the current house. Chairperson Weih stated the Board would need to talk to the County Attorney about this matter. Discussion continued. Phil La Rue felt the County may have to decide whether or not to hire a building inspector. Boedeker thought the State was supplying inspectors. La Rue indicated that was not happening. Kenneth Walker asked if the Board would pay for the dumpster he rented from ESI. He noted that Dave Lovell and Steve Curley rented one also. These dumpsters were rented prior to the County's decision to provide rollofs. Chairperson Weih noted the Board is concerned that if they leave rollofs for an extended period of time, that individuals will put homes, etc. in them. He indicated it is the property owner's personal responsibility to cleanup the debris, but he noted the County has gone ahead and done some things to assist. Discussion continued.

Moved by Sup. Boedeker seconded by Sup. Moeller to pay the ESI invoices for one rolloff, upon receipt of the invoices, for each of the following: Kenneth Walker, Dave Lovell and Steve Curley.

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Weih

Absent: Bell

Further discussion was held regarding the Walker's request to condemn their home. Chairperson Weih thought if the home was sold with the property, the home would likely not stay in the present state, indicating the home would need to be raised or the home would not be allowed at all. Weih said the Board would try to have a decision for Mr. & Mrs. Walker next week.

Sheriff Wethington met with the Board to request approval to hire a Correctional Officer. One of the current Correctional Officers might have to go for active military duty for 18 months. There is another Correctional Officer on FMLA and one that will be going on FMLA later. Wethington would like to hire a Correctional Officer in August, when he is sure that the individual is leaving for military duty. The Board had no objection.

In other business, the Sheriff reported the Jail is currently housing 15 Federal prisoners. The County receives \$65/day for each prisoner. Sheriff Wethington referenced the length of time it takes for an individual to get in to the provider for a pre-employment physical. He wondered if the Board had an objection to using another provider in addition to the current one. The Board had no objection. Wethington noted the Auditor would discuss the matter with the Board.

Deputy Assessor Marx met with the Board regarding a resolution concerning access of Homestead Credit & Military Exemption forms. Review and discussion were held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and adopt the following resolution:

RESOLUTION

Whereas, pursuant to Chapters 425.2 and 426A.14, Code of Iowa, the Cedar County Board of Supervisors adopts the policy that any person may request in writing from the Cedar County Assessor's Office the forms for the filing of the Homestead Tax Credit and/or the Military Service Tax Exemption.

Now, therefore, be it and it is hereby resolved by the Board of Supervisors, that the claimant may complete the form and return it or mail it to the Cedar County Assessor's Office on or before July 1st of the year in which the credit is to be applied. Be it further resolved that written request forms will be made available by the Cedar County

Assessor's Office and may be accessed on line via the Cedar County Assessor's website and/or the Cedar County website. The signatures of the claimant on the statement of homestead and/or military exemption application shall be considered the claimant's acknowledgement that all statements and facts entered on the form(s) are correct to the best of the claimant's knowledge.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Chairperson Weih returned a call to Mike Lucassen concerning a rolloff. Mr. Lucassen needed to know who he could call about obtaining a rolloff. Weih told him he could call Ron Challis. Mr. Lucassen will pay for the rolloff.

Discussion was held regarding rollofts authorized by the County. The Board agreed that the rollofts will be pulled on Friday, July 11th, and the Transfer Station will be notified to cease billings to the County for disposal of flood-damaged items from rural residents on that same date, except rollofts that may be brought in by Ron Challis on Monday, July 14th may still be billed to the County.

Discussion was held regarding a request to Engineer Fangmann from Sup. Campion to determine right-of-ways in Cedar Bluff. Chairperson Weih noted he received a call from the Engineer to discuss the matter. The Engineer told him his department usually hires Richard Kordick to do that type of survey work. Discussion continued. The Board agreed the Engineer should determine the right-of-way on Water Street, and if needed, he could hire someone to do the work.

Donald Grimm met with the Board concerning invoices from ESI for two rollofts. He has made a partial payment for the rollofts. The Board instructed him that when he receives the total amount due, to bring the invoices to the Auditor's Office.

Discussion was held regarding a proposed emergency contractor permit ordinance. The Board agreed they were interested in proceeding with this. County Attorney Benz was advised to proceed.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of July 7, 2008.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the renewal of a Class C Liquor License with Sunday sales for Schrod's Corner Stop.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to waive the building permit fees for qualified 2008 flood victims.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

County Attorney Benz met with the Board, as requested, to discuss requests for documentation from the County indicating a home is condemned/uninhabitable. Kenneth Walker and Sue Denny have indicated their insurance companies need documentation. Atty. Benz noted condemnation involves the County buying the homes. The flood plain portion of the Zoning Ordinance does not address this. Benz referenced another option which is asking the Court to abate a nuisance, under the County's Infraction Ordinance. Discussion continued. Chairperson Weih called Sue Denny to let her know the Board is working on her request. He then called Denny's insurance company to determine what exactly it is that they need. The insurance company will send a model letter. Atty. Benz noted the option of the County having a contractor look at the properties and then provide

documentation that without repairs the owners cannot live in the home. He said the County could pay the contractors, and Phil La Rue could write a letter to the insurance companies.

At 11:00 a.m. the Board met in the large meeting room. Jim Russell and Kelly George of Homeland Security and Emergency Management addressed a group of people. Among those in attendance were: Larry Nagle and Mark Schneider of the East Central Intergovernmental Association; Phil La Rue, Environmental & Zoning Director; two individuals with the Department of Natural Resources; and a representative from each of the Cities of Dyersville and Manchester. Mr. Russell reviewed documentation for the FEMA Hazard Mitigation Grant Program concerning property acquisition. Among other things, he reviewed the process to follow and deadlines. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Claim Checks #345697 - #345899.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

It was noted Handwritten Check #345900 dated 07092008 was issued to the Cedar County Treasurer in the amount of \$1,362.40, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345901 dated 7/9/08 was issued to the Cedar County Treasurer in the amount of \$2,738.47, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 12:15 P.M., to July 14, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 14, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a newsletter from the Iowa Department of Economic Development dated 7-10-08 regarding industry opportunities.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Matthew Prachar for a Correctional Officer position.

The Board acknowledged receipt of correspondence from Kevin W. Concannon, Director, Department of Human Services regarding approval of the amendment to the Management Plan.

The Board acknowledged receipt of correspondence from Adam Gross of the Office of Governor Chet Culver and Lt. Governor Patty Judge regarding a call to apply for Rebuild Iowa Task Forces.

The Board acknowledged receipt of correspondence from "American City & County" regarding a webinar concerning "Green Cleaning".

The Board acknowledged receipt of correspondence from Americans for Balanced Energy Choices regarding a convention on August 27th.

The Board acknowledged receipt of a copy of correspondence from Michael Johansen Coordinator for Legal and Compliance of the Iowa Department of Economic Development regarding the High Quality Job Creation Program contract between Pioneer Hi-Bred International, Inc., Cedar County and the Department.

Bob Klemme, Courthouse Custodian met with the Board to discuss the Safety Committee. He would like a representative from the Law Enforcement Center and the Secondary Road Department to be members of the committee along with himself, Fred Sander and Leanne Zearley. The consensus of the Board was that they had no objection. Klemme told the Board that in late August or early September the Heartland Insurance Risk Pool would like to hold a department head safety meeting.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following new hire:
Sheriff's Department
Matthew Prachar for a Correctional Officer position at \$12.91/hr effective 7-11-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to give them updates. He gave an update on the Rochester bridge. A Federal Highway Administration representative will be here today to look at the bridge. There is significant bank loss on the west side. Fangmann would like to use ER funds, and if approved, the Federal funding would be 100%. Divers were here last Friday to look at the bridge. There is minor scouring by the east two piers. He will receive a full report. Calhoun-Burns and a D.O.T. representative will do an assessment on Thursday. Sherry Snyder entered the room. Fangmann is working on an estimate concerning the bridge. Debris removal might fall under an NRCS program. Engineer Fangmann has contacted Richard Kordick to do survey work to determine the right-of-way of Water Street in Cedar Bluff. The Board agreed that Kordick could set the points for the fence line at the Darren Byers property while he is in Cedar Bluff. It was the consensus of the Board to leave the porta-pottys through this week in the areas where they are currently located. Engineer Fangmann gave brief updates on other projects.

Sherry Snyder of the Cedar County Historical Society met with the Board to discuss a contribution towards a culvert for an entrance on Plum Street. Engineer Fangmann was

in attendance. Minutes from November 2006 were reviewed. At that time, the Board approved a contribution of \$200 towards the purchase of a culvert. Sherry Snyder wondered if the Board would still be willing to contribute that amount. The Historical Society would hire someone to put in the culvert. Discussion was held. The Board agreed that their motion still stands to contribute \$200.

General discussion was held with the County Engineer.

At 9:30 a.m., the Board of Supervisors, convened as a Canvass Board to canvass votes cast in the City of Tipton Special Election held on July 8, 2008. Present were Supervisors Weih, Boedeker, Campion, Moeller and Bell. Auditor Gritton and Tarah Gates, Election Clerk were in attendance. Thereupon results from the precincts were opened and examined with the results duly entered in the Official Canvass Book and attested to by the Board and the Cedar County Auditor. The results were as follows:

Public Measure B

For the question, there were: two hundred seventeen (217) votes

Against the question, there were: one hundred sixty-eight (168) votes

The Public Measure was not to be adopted.

Thereupon the minutes of this session were reviewed and approved. The Board returned to regular session.

Auditor Gritton met with the Board to discuss a compensation time payout to Transfer Station employees concerning time worked during the flood emergency. The employees have asked when they would be paid for that time. Discussion was held. The Board agreed to pay the Transfer Station employees for the flood emergency compensation time when all of the flood expenses have been submitted.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of July 10, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #345902 dated 7/11/08 was issued to the Cedar County Treasurer in the amount of \$1,366.03, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:00 A.M., to July 17, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 17, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a report of fees collected for June 2008 submitted by the Clerk of the District Court.

The Board viewed correspondence from Jenni Tholen, Jail Administrator regarding a payroll change for Cole Hamilton, part-time Correctional Officer.

The Board viewed the July 2008 issue of GreeNetwork submitted by the Iowa Department of Economic Development.

The Board viewed an update from the Iowa Tourism Office dated July 15, 2008.

The Board viewed a "County Recorder's Report of Fees Collected" for the quarter ending 6/30/08.

The Board acknowledged receipt of correspondence from Cassie Hindman of MECCA regarding Executive Director candidate dinners.

The Board acknowledged receipt of a Register of Investments submitted by Treasurer Jedlicka.

The Board acknowledged receipt of correspondence from Mary Rump of the East Central Intergovernmental Council of Governments inquiring about trail damage due to flooding.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association asking if there is interest in traveling to the Iowa Tourism conference on a motor coach and open work shifts at the EITA booth at the Iowa State Fair.

The Board acknowledged receipt of correspondence from Amy Glick concerning questions regarding the recent flooding.

The Board acknowledged receipt of correspondence from Wellmark regarding a session on July 23rd concerning health and wellness programs.

The Board acknowledged receipt of the June 9, 2008 minutes of Volunteer Services of Cedar County.

Auditor Gritton met with the Board to discuss providers for pre-employment physicals. Inquiries were made as to the cost for the physical, which are as follows: Mercy Services-\$50, Tipton Family Medical-\$84, Niles Chiropractic Clinic-\$55 and Dr. Darlene Ehlers-\$34. Gritton recommended continuing to have all Workers Compensation incidents go to Mercy Services. Discussion was held. It was the consensus of the Board to allow each department head to decide which provider to use for pre-employment physicals and to continue to use Mercy Services for all Workers Compensation incidents.

In other business, discussion was held regarding flood debris removal by D.O.T. workers in Rochester. Some members indicated they felt the D.O.T. should have helped everywhere in Cedar County. Brief discussion continued concerning debris removal and inspections.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of July 14, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #132366 - #132536 for the period ending 7-12-2008 and to be paid on 7-18-2008.

Ayes: Boedeker, Campion, Moeller Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following payroll change:
Sheriff's Department

Cole Hamilton, part-time Correctional Officer, from \$12.91/hr to \$13.44/hr effective 7-21-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Phil La Rue, Zoning Director met with the Board to set public hearing dates to review zoning petitions. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to set July 31 and August 4, 2008 at 8:30 a.m. as the time to review/consider the following petitions:

1. Bill and Cheryl Kofron, 276 West Rochester Avenue, Atalissa (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on 1.00 acre in Lot 3, Marners Addition. Also, a change in zoning from AR-1 Agricultural Recreational to A-1 Agricultural for the purpose of eliminating this zoning class on Lots 11 - 15, Rainbow Valley Addition, consisting of 1.82 acres more or less. Said properties are located in the NE ¼ of the SW ¼, Section 34, T-80N, R-3W, in Iowa Township.
2. Jack Wonick, 257 West Rochester Avenue, Atalissa (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the SE ¼ of the SW ¼, Section 34, T-80N, R-3W, in Iowa Township, consisting of 2.37 acres more or less.
3. Alan and Simone Hansen, P.O. Box 294, Olin (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing two single family dwellings on property located in the SE ¼ of the NW ¼, Section 15, T-80N, R-3W, in Center West Township. Said petition is to rezone two, one acre parcels on a 38.00 acre tract.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Boedeker departed to attend a Heartland Insurance Risk Pool meeting.

Discussion was held with Phil La Rue concerning the flood event. Phil La Rue noted he would be preparing letters to be sent to homeowners indicating that their home is condemned. He told the Board he needs professional assistance to help him make a determination on the homes, and there needs to be money to fund this project. Sup. Bell stated the Board had told him to proceed. The Board agreed that La Rue should proceed with hiring contractors. Chairperson Weih stated the decision to build or rebuild starts with the Board of Supervisors. Weih asked Mr. La Rue to respond to items 3 & 4 of Amy Glick's correspondence to the Board.

Engineer Fangmann met with the Board to discuss a compensation time payout to Assistant Engineer Ben Hull and a payroll change for Mike Foulks, Maintenance Worker I. He noted Ben Hull has accumulated a lot of compensation time due to the flood event. He currently has 337.86 hours. Fangmann would like to pay him for 187.86 hours. He noted Hull would be accumulating more time due to upcoming projects. The gross payout amount would be \$5,374.67.

Moved by Sup. Moeller seconded by Sup. Campion to approve a compensation time payout for 187.86 hours to Assistant Engineer Ben Hull.

Ayes: Campion, Moeller, Bell, Weih
Absent: Boedeker

Engineer Fangmann told the Board he would like to give a pay increase to Mike Foulks, Maintenance Worker I for an incentive to stay on the bridge crew. If he would bid off of that crew, his hourly wage would go back to what it was prior to the increase. Discussion was held.

Moved by Sup. Bell seconded by Sup. Campion to approve the following payroll change:
Secondary Road
Mike Foulks, Maintenance Worker I, from \$14.96/hr-85% to \$15.84-90% effective 7-21-08 for an incentive to stay on the bridge crew.

Discussion was held.
Ayes: Bell, Moeller, Campion, Weih
Absent: Boedeker

Assistant Engineer Hull met with the Board, as requested, to discuss his conversation with Amy Glick in June at the time of the flood event. Engineer Fangmann was in attendance. Ben Hull noted he told her the river would be going over the dike and that there was about a half of a foot to go. When asked if he walked over to talk to her or if she walked over to talk to him, Hull indicated they walked towards each other. Hull reported he had been out there earlier, prior to that conversation. He and another employee were working on trying to find the low spot compared to the water level, and at that time he had told Amy Glick he wasn't sure how long it would be before the water would come over the dike. Hull noted the Secondary Road Department was not in the flood prediction business. Engineer Fangmann noted the emergency operations people were using the gauges at Cedar Rapids and Conesville. Sup. Bell felt the County went above and beyond with communications to the Glicks concerning the river level. The Board had no problem with Hull's actions concerning this matter. Warren Wethington entered the room. Brief discussion continued.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecommunications Service, Inc. to replace damaged cable at the Wapsi River at Massillon.

Ayes: Bell, Moeller, Campion, Weih
Absent: Boedeker

Residents of the West Rochester area met with the Board to discuss the 2008 flood event. There were approximately 19 residents and other individuals in attendance. Among those individuals were: Engineer Fangmann; Phil La Rue, Environmental & Zoning Director; Mary Vavra, 911/EMA Director; Sheriff Wethington and Auditor Gritton. Tom Reed asked why there was a timeline for the dumpsters provided by Cedar County, and he referenced a comment that he heard was made at a Board meeting. Pam Reed noted a church group was charged a disposal fee when they brought flood debris to the Transfer Station on Monday (July 14th). She felt it is hard to get the cleanup work done when they had to go back to their regular jobs. Chairperson Weih felt the comment about living along the river was not said in the Board Room. He noted the removal of any debris is everyone's personal responsibility, and it was the County's choice to assist with that. Weih felt that communications is a problem. He relayed that when the Board made the decision to pull the dumpsters, there had been approximately \$55,000 incurred for debris removal and the County is not sure if they will be reimbursed for that. The Board was worried about structures being put in the dumpsters. At the same time the dumpsters were pulled, Weih noted the Transfer Station was instructed to stop billing the County for flood-related debris disposal. Pam Reed inquired about FEMA reimbursing the County. Sup. Bell noted if the debris was in the public right-of-way, FEMA will reimburse. Tom Reed stated they were not told that, and he suggested people should have been contacted. Mr. Reed felt it is the County's responsibility to have a road with access out, indicating the road was at times not passable. Sup. Bell felt that at the time the property to the north was rezoned, the road was likely brought up. Phil La Rue felt it was. Russ Thomas referenced a sign that indicated there would be a fine for dumping. It was noted that

some of the residents live on a private road to the north. Chairperson Weih noted the debris has to be brought to a public right-of-way for the County to be considered for reimbursement for the disposal expenses. An unknown lady asked if it would be okay to put it on the road. Sup. Bell said they would be fined if they do that. Chairperson Weih noted the County would be applying for reimbursement for flood-related expenses, and the Board would be discussing continuation of flood debris removal. Tom Reed indicated they were monitoring readings from the Corps of Engineers, but he stated the flood event “caught us with our pants down”, the road was closed and there was no way to get out. Mr. Reed felt it is the County’s responsibility to fix that road or give the residents another access, noting there would be no way to get emergency vehicles back there. Chairperson Weih noted the road has been discussed by the Board, but it was determined that it was unfeasible to create a new road. He stated the options were to leave the road as is with people aware that it at times floods or to close the road. Tom Reed asked why they allowed homes to be built back there and collect taxes, and then note the road may be closed and it is up to them to find a way to get there. Weih indicated the cost of a new access was going to be about \$500,000. Someone asked about other possible funding. Weih noted the road does not have enough traffic. Engineer Fangmann said it is classified as a Local Road, not a Farm-To-Market Road. He noted of the taxes paid by those residents, only 5% goes to the roads and a lot of that is used for rock. Fangmann referenced the option of property owners donating or selling right-of-way, but he noted at this time the road has been raised as much as it can be. Tom Reed asked about access by an ambulance. Mary Vavra stated there is a plan for that, noting there is a boat that is ready for water in case of an emergency. The unknown lady felt that was ridiculous. Weih hoped that people would be out of there, but noted it would be a similar scenario with snow and people being accessed by snowmobile. Pam Reed felt the road has been impassable several times, and people still live there. Mary Vavra noted she was not trying to minimize the concern, but she was trying to indicate the matter has been thought about. Chairperson Weih felt this all requires cooperation, which they had in most areas. He noted evacuation orders were issued, and he asked if everyone left. Pam Reed felt it was not mandatory, indicating they had to make some hard choices. Sup. Moeller, Chairman of the 911/EMA Commission, noted the order went from voluntary to mandatory. Pam Reed asked if the Board felt what this County is doing is going over and above. Chairperson Weih felt that all counties responded and that Cedar County responded better than some and maybe not as good as others. Russ Thomas wondered who can stay and rebuild and who cannot. Phil La Rue felt that north of the West Rochester Road and West Rochester Avenue interchange they would not be throwing anyone out. He will help with the application process with the D.N.R. concerning elevations and flood plain determinations. He noted they would need an elevation certificate of the lowest floor plus one foot above the 100-year flood plain. La Rue noted he can only require them to comply with the 100-year flood plain requirements. He indicated he would be considering the properties to the south one by one, and he indicated the County may be interested in buying some properties. Russ Thomas noted he is interested in the Rogers property. La Rue said that property is zoned Light Industrial. Russ Thomas asked why the people to the south would be treated differently than the “gate people” (residents to the north). La Rue noted they are zoned differently. He reviewed other properties, zoning classifications and buildings in the right-of-ways. La Rue will be working with the Board on a decision. Mr. Thomas asked how the Board would feel if they couldn’t rebuild. Chairperson Weih said not very good. Mr. Thomas indicated he was going to rebuild. He referenced other buildings that should have been cleaned up. Thomas indicated he has, in the past, always asked Phil La Rue about things. Ed Cox indicated his property is out of the flood plain. Pam Reed asked why they are required to do things, since they were told they were not in the flood plain. Phil La Rue noted he cannot tell on the flood plain maps if their property is in the flood plain. He has been trying to get clearer maps. Tom Reed referenced getting the maps fixed and giving him a certificate. Pam Reed indicated if the determination is wrong, there would be a possibility of going back on the County. La Rue felt the burden of proof lies with the property owner. Chairperson Weih felt this all takes time. He noted we have no building inspectors, we are waiting for assistance, and we are moving as fast as we can. Weih stated if the County doesn’t make sure buildings are at the proper levels, it would jeopardize the people applying for flood insurance. Chairperson Weih felt the people want the government to help, but don’t want the government to tell them what to do with their property. Discussion continued. The subject of buyouts was brought up. Weih noted it is a two-year process, and it is being considered. Weih explained the

buyout process. The County has to apply for a grant, the County has to provide funds also, and it is an eighteen-month to two-year process. Weih asked for a show of hands as to interest in a buyout. Five people raised their hand. Engineer Fangmann noted he has been told by the Natural Resources and Conservation Service that the wetlands option previously discussed won't be an option through that office. Further discussion was held. Charlotte Hill asked if the County's request for help and funds is based on population. Weih indicated it is possible that our requests are being "sucked up" by someone else, but we don't know. Sup. Moeller noted they tell us that that is not the case. Steve Courtney asked if it is his responsibility to pay for disposal of his house. Chairperson Weih indicated the County is not paying for disposal of structures. The option of burning was brought up. Mr. Thomas asked about raising the road to the 1993 flood level. Engineer Fangmann advised that the road would have to be brought to current Federal standards to improve it, the County would have to buy right-of-way, and the County is bound by Federal law. Discussion was held regarding obtaining flood insurance. It was noted the Federal government runs the flood insurance program. The unknown lady indicated they were told they couldn't buy flood insurance through the Federal government. Chairperson Weih and Sup. Bell noted anyone can buy the insurance. Engineer Fangmann gave an update on the Rochester bridge and County Road F44 on both sides of the bridge. He indicated it could be two months before repairs are made. Pam Reed asked about the consequences if they don't raise their house and it is deemed to be in a flood plain. La Rue felt they wouldn't be able to get flood insurance. He noted the D.N.R. requires structures to be evaluated for damage and as to whether they are in the flood plain. He indicated if a home is damaged and it is not in the 100-year flood plain, then the County can help them. Pam Reed asked La Rue if he would rebuild if he owned their house, asking if they are foolish. Phil La Rue said he wouldn't say that. He noted many of her neighbors have been in his office to fill out forms, and they are now waiting to hear a response. La Rue indicated he had given forms to Reed. Discussion continued. Chairperson Weih stated that if people want to rebuild, they need to go through Phil La Rue's office, and he'll come back to the Board for a final decision. He doesn't want to jeopardize anyone from getting flood insurance. He asked for patience. Discussion was held regarding reinstating the placement of rolloffs/dumpsters by the County.

Moved by Sup. Moeller seconded by Sup. Bell to deliver rolloffs upon request for flood-related debris, the debris is to be placed close to County right-of-way and entire structures are to be excluded.

Discussion was held. It was felt that the Cedar Bluff and East Rochester areas do not need anymore rolloffs, but that the north and south ends of the West Rochester area do. White goods are to be emptied, doors removed and placed next to the rolloffs. Sand bags are to be placed in a pile. Sup. Campion noted the rolloffs have to be put in the right-of-ways.

Ayes: Campion, Moeller, Bell, Weih

Absent: Boedeker

Ron Challis will be contacted about rolloffs.

Chairperson Weih noted the Board will be investigating the buyout option, and they will attempt to look at the road issue if they can get right-of-way. Sup. Campion noted there are two cement structures under the road that could be a problem. The Engineer noted to replace the one structure would cost approximately \$100,000. Chairperson Weih noted the rolloffs would stop when there are no longer items being put in them or when there are items in them that are not flood-related. Things that cannot be put in the rolloffs were noted.

Discussion was held regarding billing the County for disposal of flood-related items brought to the Transfer Station. Sup. Bell felt the Reeds could turn in the bill to the County for items delivered by the church group. Pam Reed indicated the church wouldn't take their money.

Gracie Gritton asked if it would be okay to burn structures. Five individuals expressed interest in a controlled burn. Chairperson Weih said the Board would contact the West Branch and/or Atalissa Fire Departments to inquire about the possibility of a controlled

burn. Mary Vavra felt that a burn would need to be approved by the D.N.R. Sup. Moeller felt the fire departments would be aware of any restrictions. Tom Reed suggested that perhaps the Board consider a monetary donation to Don Maxson for the assistance he gave to residents in that area. Chairperson Weih indicated the Board could thank him, and he noted a lot of others also did things to help. Reference was made to action taken by the Board to waive the building permit fees for qualified 2008 flood victims.

Gracie Gritton asked about the assessments for a buyout. Auditor Gritton explained that the tax statements that will be sent out soon will be using the 2007 assessment and will be payable in 2008-2009. Deputy Assessor Marx was asked to come to the Board Room to explain the assessment process. She noted the Assessor's Department will be looking at the homes in the fall and next spring. They will then have a 2009 assessment with taxes payable in 2010-2011. The timelines are set by the State. Chairperson Weih asked if they will consider if the property floods. Marx indicated they will discuss that, and they will be sending letters to property owners.

Moved by Sup. Bell seconded by Sup. Moeller to instruct the Transfer Station to take flood debris based on their addresses and to bill the disposal to the County.

Ayes: Bell, Moeller, Campion, Weih
Absent: Boedecker

Discussion continued. Chairperson Weih noted the County is not allowed to "stockpile" tax money for a disaster. There is a plan in place, but we have no resources to back it up. The State and Federal resources would have to be used.

Steve Courtney noted when he bought his property he was told the house was above the 100-year flood plain. Engineer Fangmann noted it may be different for a bridge than a home. He doesn't know how it's calculated. Further discussion was held regarding flood plains and insurance. An inquiry was made as to whether elevation certificates could be done for an entire neighborhood rather than each owner having to pay a \$600+ fee. Chairperson Weih noted he would attempt to work on the cost of elevation certificates. Engineer Fangmann noted there would not be anything done with the road soon. Deputy Assessor Marx urged everyone to register with FEMA. Pam Reed wondered why the Red Cross was not on the west side of the river sooner. Mary Vavra explained her reporting process on the number of houses and people affected. When she learned the Red Cross was not in West Rochester, she became involved. Charlotte Hill noted Vavra made sure they had sand and bags. Hill indicated someone in Muscatine County had to pay for those things. She felt Vavra did a good job. Mary Vavra stated a lot of people did.

Another meeting with residents of West Rochester was scheduled for 6:30 p.m. on July 31st to be held at the Rochester Park shelter.

Brief discussion was held with County Attorney Benz and Phil La Rue concerning a proposed emergency contractor ordinance.

It was noted Handwritten Check #345903 dated 7/16/08 was issued to the Cedar County Treasurer in the amount of \$3,085.76, concerning an Administrative Solutions, Inc. flex claims ACH transfer.

It was noted Handwritten Check #345904 dated 7/16/08 was issued to the Cedar County Treasurer in the amount of \$192.71, concerning an Administrative Solutions, Inc. partial self funded claims ACH transfer.

On motion, the Board adjourned at 11:00 A.M., to July 21, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 21, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence between Dave Wilson of Johnson County and Mary Vavra, 911/EMA Director regarding the hazardous materials contract.

The Board viewed "General Assistance Reports" for the months of May and June 2008, submitted by Patty Hamann, Director.

The Board viewed documentation concerning the earned sick time converted to vacation time for Secondary Road employees.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Karis Horstmann, Dispatcher.

The Board viewed correspondence from Phil La Rue, Environmental & Zoning Director to Amy Glick in response to her questions to the Board concerning the flood event.

The Board acknowledged receipt of correspondence from Colleen Appleby, Intergovernmental Affairs Specialist regarding the amount of disaster assistance approved for individuals, businesses and communities in Iowa.

The Board acknowledged receipt of correspondence from Abby Kisling of the Eastern Iowa Tourism Association requesting members to donate overnight accommodation certificates and admission tickets to be given away at the Iowa State Fair.

The Board acknowledged receipt of a copy of correspondence from Mary Vavra, 911/EMA Director, to Barbara Vos at Iowa.gov regarding the Cedar County AVL project.

The Board acknowledged receipt of correspondence from Randy Zobrist, Executive Director of River Bend Transit regarding an expansion project.

The Board acknowledged receipt of correspondence from Gary L. Ray, President of Ray and Associates, Inc. regarding their collective bargaining services.

The Board acknowledged receipt of correspondence from Carl Wicklund, Executive Director of the American Probation and Parole Association requesting participation in a survey.

The Board noted correspondence from Amy Wehde, Home Health Supervisor, Cedar County Public Health, regarding a payroll change for Mary Stoskopf, Home Care Aide, from \$10.70/hr to \$11.20/hr effective 7-27-08.

General discussion was held.

Auditor Gritton met with the Board, as requested, to discuss items concerning the 2008 flood event. Chairperson Weih asked what the status is concerning the Public Assistance grant application. Gritton noted a representative would be here today to start the process. Possible reimbursement for the removal of sand bags was discussed. Weih asked who would be in charge of any research concerning a possible buyout. Discussion was held regarding a possible buyout, elevation certificates for an entire area or by individual homes, contacting a surveyor about the possibility of a discounted rate, hiring the members of the Board of Review or other individuals to form a team to do the buyout research, payment for those duties and utilizing someone from the Assessor's Office to assist. Sue Hall, a member of the Board of Review, indicated she would serve on the team. Assessor Lett met with the Board, as requested, to discuss this matter.

Chairperson Weih spoke to Phil La Rue. He has been working with Richard Kordick, a Licensed Surveyor, to determine the 100-year flood plain, but La Rue felt people still need their own personal flood elevation certificate. Sup. Campion noted there could be other areas where the property owners may be interested in a buyout. Chairperson Weih felt the Board would need to consider the cost to Cedar County for a buyout and the cost for future maintenance of the properties. Further discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to hire a committee of up to three members to research a possible buyout of property that was flooded and to pay \$15/hr for their work.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih reported that he spoke to Richard Kordick, and he indicated he spoke to the Department of Natural Resources. The State is working on determining the 100-year flood plain. Once that is done, Kordick indicated he could proceed.

Sup. Boedeker reported Judy Funk will check on whether there is a premiums advantage if the Courthouse has a sprinkler system.

Moved by Sup. Moeller seconded by Sup. Campion to approve the following payroll change:

Sheriff's Department

Karis Horstmann, Dispatcher from \$13.82/hr to \$14.56/hr effective 7-17-2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of July 17, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the cancellation of an unclaimed fee in the amount of \$95.76 as submitted by the Auditor's Office.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to appoint Carl Kohrt to the Planning & Zoning Commission to fill a vacancy to a term that expires on 12-31-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to set July 31 and August 4, 2008 at 9:15 a.m. as the time to review/consider the adoption of Ordinance No. 46 an ordinance amending the Code of Ordinances of Cedar County, Iowa, by adding an Emergency Contractor Permit Ordinance.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to give them updates. The Engineer reported that Richard Kordick has staked the right-of-way for Water Street in Cedar Bluff. Fangmann is working on an emergency funding application for repairs to County Road F44. The estimated cost for road repairs is between \$200,000 and \$400,000. Fangmann believes they will be able to reopen the Rochester bridge. He gave other project updates. Discussion was held in depth regarding the possible improvement of West Rochester Avenue, and the Board agreed the road will be maintained in its present condition due to cost and usage by the public.

Engineer Fangmann asked if the Board would like to have the porta-pottys pulled. It was the consensus of the Board to pull them when the rental timeframe is finished.

It was noted Handwritten Check #345905 dated 7/18/08 was issued to the Cedar County Treasurer in the amount of \$712.20, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:35 A.M., to July 24, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 24, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 7-22-08.

The Board viewed a "Report of Veteran Affairs" for the month ended 7-22-08.

The Board viewed copies of correspondence from Phil La Rue, Sanitarian & Zoning Director, to Harry & Susan Denny and Steve Courtney regarding public health and safety inspections.

The Board viewed July 2008 Wellmark news.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding a DCA on-line flood survey.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding the Iowa Downtown Summit on Aug. 26th & 27th.

The Board noted correspondence from Amy Wehde, Deputy Director, Cedar County Public Health regarding a payroll change for Cindy Campion, Administrative Assistant, from \$14.65/hr to \$15.15/hr effective 7-27-08.

Auditor Gritton met with the Board to review a proposed FY08-09 budget amendment. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Campion to set August 11, 2008 at 9:00 a.m. as the time to consider a FY08-09 budget amendment.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to issue Handwritten Check #346157 dated 7-24-08 in the amount of \$1,025.00 to Heartland Insurance Risk Pool for a Sheriff's vehicle insurance premium.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to issue Handwritten Check #346158 dated 7-24-08 in the amount of \$39.65 to VISA for Conservation camp supplies.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to discuss a Stop Sign Resolution concerning Co. Rd Y14 & 1st Street in Bennett, to award a letting for bridge replacement project #BROS-CO16(68)—8J-16 on Taylor Avenue in Sec. 5 T81N R1W in Springfield Township, and to award a letting for Co. Rd F28 paving project #FM-CO16(74)—55-16 (from Co. Rd X30 to Johnson County line).

Fangmann reviewed the proposed Stop Sign Resolution. The City is requesting this sign to reduce the risk to people crossing the road. Discussion was held. Members noted the number of Stop signs already in place during the school year. The Engineer recommended adopting the resolution with the understanding that he will tell the City of Bennett to pursue a designated route to the school.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and adopt the following resolution:

STOP SIGN RESOLUTION

RESOLUTION FOR THE ESTABLISHMENT OF STOP SIGNS

WHEREAS, under the provisions of Section 321.255 and 321.236 (1c) (6) of the 2007 Code of Iowa, the Board of Supervisors and County Engineer are empowered to designate the location and erection of stop signs,

AND WHEREAS, the County Board and County Engineer may designate certain roads as through roads with the erection of stop and/or yield signs at specified locations furnishing access thereto or designation of any intersection as a stop or yield intersection and erect like signs at one or more locations of access to such intersections.

AND WHEREAS, pedestrian traffic on 1st Street is endangered by traffic at the listed intersection,

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Cedar County on this 24th, day of July, 2008, recognize as official the location of stop signs at the intersection described below:

1. STOP signs at the intersection in the City of Bennett designated as the intersection of Union Avenue (Y14) and 1st Street (city street), causing southbound and northbound (Union Avenue) traffic to stop.

Discussion was held. Sup. Bell indicated this approval is being given due to the recommendation of the City and the County Engineer, but he doesn't totally agree with it. Other members of the Board agreed.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann reviewed the bids for bridge replacement project on Taylor Avenue. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to award the bid for Project #BROS-CO16(68)—8J-16 to Jim Schroeder Construction in the amount of \$334,133.11.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann reviewed the bids for the Co. Rd F28 paving project.

Moved by Sup. Boedeker seconded by Sup. Bell to award the bid for Project #FM-CO16(74)—55-16 to Streb Construction in the amount of \$673,164.58.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann gave project updates. Richard Kordick has put out points for Darren Byers concerning where to move his fence. The Engineer will assist Mr. Byers with determination of where the fence lines are. Fangmann noted the Secondary Road Department has put down two-inch rock on 250th Street between Old Muscatine Road and Quincy Avenue.

Moved by Sup. Moeller seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for new service to 128 West Rochester Road.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Assessor Lett and Sue Hall met with the Board to discuss the Flood Buy-Out Evaluation Task Force. Deputy Assessor Marx; Phil La Rue, Environmental & Zoning Director and Auditor Gritton were in attendance. At the previous Board meeting Sue Hall, who is a member of the Assessor's Board of Review, agreed to serve on the Task Force. Sue Hall reviewed the order of progression that she and Assessor Lett discussed, which is as

follows: 1)Phil La Rue's team will evaluate homes for a certificate of elevation, which is needed to proceed; 2)the Task Force will publish a notice to find out the interest in a buy-out; 3)the Task Force will follow up with a letter to property owners in the areas affected by the flood. Discussion was held. At this time, Assessor Lett and Sue Hall will be the members of the Task Force. The Board agreed to publication of the notice in The Tipton Conservative and the West Branch Times. They had no objection to sending the letter to property owners.

Jeannie Hein, Jolene Evans and Dave Shawver met with the Board to discuss flood damage on their farm property near Cedar Bluff. Evans presented pictures of flood debris. She indicated they have enormous amounts of debris on their property. Most of the debris is in fence lines and trees. The cropable farm ground owned by Hein and Evans is rented out. Their rentor did not have insurance that covers flood debris removal. Hein told the Board a FEMA representative told them they would have to come to the County for assistance and then FEMA would reimburse the County for a percentage of the costs to remove the debris. Chairperson Weih noted the County could be reimbursed for possibly 85% of the costs, if the debris is brought to the County right-of-way. The County could then haul it away. Jolene Evans asked if they could haul it to Water Street. Sup. Campion said yes. Sup. Boedeker noted the County cannot go on their property and take off the debris. Chairperson Weih noted tires, hazardous materials and appliances would need to be put in separate piles. Evans noted the majority of the debris is structures. Chairperson Weih noted the Board has restricted removal of structures by placing them in the rolloffs provided by the County. Chairperson Weih noted a FEMA representative told them if the County had a need for debris removal that they had equipment to assist, but the County didn't ask for the assistance because they felt it would take two to three months before the equipment would be here. Discussion continued. Phil La Rue asked what they intended to do with the area where there were cabins on leased land. Jeannie Hein indicated they want those individuals to come back. She noted there were seven cabins there prior to the flood. La Rue referenced Chapter 16 of the Zoning Ordinance concerning non-conforming uses. He noted the cabins would no longer be allowed in the agricultural district. La Rue noted the option of selling land to each cabin owner. Hein and Evans indicated they did not want to sell their land. Hein felt that is a separate issue, and they are concerned now about getting the debris removed. Chairperson Weih noted the property owners would have to work with Phil La Rue on the issue of rebuilding cabins. Weih telephoned Mike Hatley who is with FEMA to ask if there would be any possible assistance available to Jeannie Hein, Jolene Evans and Dave Shawver. After the call concluded, Weih reported that Mr. Hatley will be meeting with other FEMA representatives on July 28th, and he will discuss the matter with them to determine if there is an option for these property owners concerning debris removal assistance. The Board agreed they will wait to hear from FEMA on this matter. Some members indicated they may view the area. Jolene Evans noted they would have to walk a half mile to get to the debris. Brief discussion continued.

General discussion was held with Phil La Rue.

Patty Hamann, Veteran Affairs Secretary met with the Board to review the FY08-09 County Grant Program For Veterans Application. Hamann noted the State no longer requires a line by line budget for the grant. When asked about the amount listed for National training, Hamann told the Board it is a State mandate that she obtain the CEU's for the National accreditation. Discussion continued.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign the FY08-09 County Grant Program For Veterans Application for an amount of \$10,000.00.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Bell to appoint Jerry Grings to fill a vacancy on the Compensation Board.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve the Board Minutes of July 21, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih returned a call to Amy Mayfield concerning volunteers for debris removal. He told her the County does not have an organized group of volunteers for that purpose.

Moved by Sup. Bell seconded by Sup. Campion to approve the Semi-Annual Settlement of the Board of Supervisors and the Semi-Annual Report of Gary Jedlicka Treasurer Cedar County, Iowa for the period from January 1, 2008 to June 30, 2008, inclusive, and to place the same on file.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve Claim Checks #345906 - #346154.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #346155 dated 7-23-08 was issued to the Cedar County Treasurer in the amount of \$404.60, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #346156 dated 7-23-08 was issued to the Cedar County Treasurer in the amount of \$2,318.44, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

On motion, the Board adjourned at 11:00 A.M., to July 28, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 28, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board acknowledged receipt of correspondence from William R. Peterson, Executive Director of the Iowa State Association of Counties thanking the County for membership dues and notifying them of the percentage of the dues that is utilized for lobbying expenses.

Engineer Fangmann met with the Board, as requested, for general discussion. Chairperson Weih asked if Fangmann had heard about any problems with the new Kum & Go construction at Hwy 38 & I80. Fangmann noted he was aware of a concern of an adjoining property owner, but he has no agreement and is not involved with the construction in any way. Members of the Board indicated they had received calls concerning this matter. Fangmann noted these are State highways, and there are no grading plans for the County to review. He has told the Kum & Go owners their road would not become a County road. Further discussion was held.

Engineer Fangmann gave project updates. Lowell Salyars entered the room while discussion was in progress. It was noted that John Thumma told Auditor Gritton he would like the tires removed from the staging area in East Rochester. The Board asked Engineer Fangmann to have the tires picked up in East & West Rochester and Cedar Bluff.

Engineer Fangmann noted he would be sending out motor grader specifications. They are going to trade in a John Deere C.

Lowell Salyars met with the Board. He has heard that the County may be reimbursing residents for flood damage costs. Salyars wondered if they would reimburse for expenses incurred to take his house down. Chairperson Weih said the Board provided sand, bags and rollofs for flood-related debris, but are not reimbursing costs for disposing of structures or taking them down. Discussion was held. Salyars was advised of the buyout option. He indicated he intended to rebuild, and he is waiting for an elevation certificate.

Moved by Sup. Moeller seconded by Sup. Campion to convene as the Stanwood Drainage District Board.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Campion to return to regular session.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to make them aware of a developing situation. An individual that lives on 185th Street has talked to Johnson County about maintenance on a Level B road and is now asking Engineer Fangmann for Cedar County's Level B policy and names of adjoining Level B road property owners. Per a 28E Agreement, Johnson County maintains the west side of that road. Johnson County's policy indicates they do not blade a Level B road if the trees are hanging over the road. The property owner has to cut the trees. Fangmann noted this is Johnson County's section for maintenance, and Fangmann's staff does not have time to do the research this resident is requesting. Brief discussion continued.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign FY08-09 Contracts for Specialized Transportation between River Bend Transit and the Cedar County Board of Supervisors and Cedar County Community Services.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of July 24, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Senator Harkin's Office contacted the Board about meeting with a resident and the Board to get a flood update. Harkin's representative asked for the name of a resident that was affected by the flood. Weih gave her the names of Merle & Diana Waltz to contact about meeting with Senator Harkin. Sup. Boedeker will meet with Senator Harkin at 3:45 p.m. on August 4, 2008 at the church in East Rochester.

It was noted Handwritten Check #346159 dated 7-25-08 was issued to the Cedar County Treasurer in the amount of \$152.50, for a Delta Dental electronic deposit.

It was noted Handwritten Check #346160 dated 7-25-08 was issued to the Cedar County Treasurer in the amount of \$5,313.57, for an Administrative Solutions electronic deposit.

On motion, the Board adjourned at 10:17 A.M., to July 31, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 31, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 7-29-08.

The Board viewed a newsletter from Representative Jeff Kaufmann dated 7-25-08.

The Board acknowledged receipt of correspondence from Mark D. McIntyre of Russ Reid regarding federal funding for transportation projects.

The Board acknowledged receipt of correspondence from Adam Gross of Iowa.gov regarding a "Speak Up Iowa!" session on July 31, 2008.

The Board acknowledged receipt of the minutes of the July 16, 2008 meeting of the Cedar County Planning & Zoning Commission, submitted by Phil La Rue, Zoning Director.

The Board acknowledged receipt of copies of correspondence to Michelle Nutting, Ted Pence, Mark & Kathryn Worrell and Richard & Julie Achenbach, from Phil La Rue, Zoning Administrator & Sanitarian, notifying them that restoration or reconstruction work must be approved by Cedar County and the Iowa Department of Natural Resources.

At 8:30 a.m. the Board held a public hearing to review/consider the following petitions:

1. Bill and Cheryl Kofron, 276 West Rochester Avenue, Atalissa (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on 1.00 acre in Lot 3, Marners Addition. Also, a change in zoning from AR-1 Agricultural Recreational to A-1 Agricultural for the purpose of eliminating this zoning class on Lots 11 - 15, Rainbow Valley Addition, consisting of 1.82 acres more or less. Said properties are located in the NE ¼ of the SW ¼, Section 34, T-80N, R-3W, in Iowa Township.
2. Jack Wonick, 257 West Rochester Avenue, Atalissa (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the SE ¼ of the SW ¼, Section 34, T-80N, R-3W, in Iowa Township, consisting of 2.37 acres more or less.
3. Alan and Simone Hansen, P.O. Box 294, Olin (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing two single family dwellings on property located in the SE ¼ of the NW ¼, Section 15, T-80N, R-3W, in Center West Township. Said petition is to rezone two, one acre parcels on a 38.00 acre tract.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director; Engineer Fangmann; Bill & Cheryl Kofron; Jack Wonick; Dave & Tryeann Schultz; and John & Sherrie Falkers were in attendance.

Petition #1 was addressed. Phil La Rue noted there are no written or verbal objections on file. The Atalissa Fire Department noted they could provide services. The Corn Suitability Rating is less than 75. Septic limitations are due to slope. Building limitations are slight to moderate. Weih asked if the Kofrons had permission to use an alternate access if the road is not passable. Mr. Kofron said yes, but indicated there is nothing in writing. Weih asked if others could use the access. Kofron indicated other

residents have gone west through the Reeds' property. Chairperson Weih read Engineer Fangmann's letter concerning the river and West Rochester Avenue, indicating flows of the water may go over the road and access may be limited. Mr. Kofron told the Board he has been aware of that since 1984. Discussion continued.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Bill and Cheryl Kofron, Atalissa, Iowa (Owners), as defined above and to waive the second hearing scheduled for August 4, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Bill Kofron asked what the Board had found out about obtaining elevation certificates for an entire area. Chairperson Weih noted the Board is still checking on that. They have contacted Richard Kordick. He will survey if he can get elevation levels from the Department of Natural Resources. They are waiting on the D.N.R. Discussion continued. Phil La Rue noted he has had no input provided to him on flood plain determinations or elevation assistance.

Petition #2 was addressed. Phil La Rue noted there are no written or verbal objections on file. Phil La Rue referenced letters from the Atalissa Fire Department and the Engineer. The soils and C.S.R. are similar to the prior petition. There are severe limitations for the septic system due to slope. Chairperson Weih asked Mr. Wonick if he is aware that West Rochester Avenue can be inundated with water. Jack Wonick stated he's been aware of that for 38 years.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the petition by Jack Wonick, Atalissa, Iowa (Owners), as defined above, and to waive the second hearing scheduled for August 4, 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Petition #3 was addressed. It was noted the petitioners were not present. There were others in attendance that had concerns about this petition. Chairperson Weih asked if there was information to present concerning this petition. David Schultz presented a document. He addressed the Board. He is concerned about retaining the quality of life they've had for the last ten years. Mr. Schultz indicated he didn't want to see the petitioners selling off lots in 5 to 10 years. He was upset that the petitioners bought the 38 acres and then decided they wanted to sell off 10 acres. Schultz is most concerned about the placement of a home on the west side of the road. Phil La Rue referenced the parcel to the north owned by Cedar County. That parcel has public access and is designated for public hunting, but firearms would not be allowed. No residential structure would be allowed within 600 feet of the boundary. La Rue noted there is a lot of truck traffic from the quarry. Discussion continued. John Falkers felt the property was offered for auction for a one house residency. He didn't want a lot of neighbors, and he felt the petitioners have a history of building and then selling. Falkers agreed that there is a lot of truck traffic. He noted there are 9-10 lots available in Mentel's subdivision. Sup. Moeller noted the petitioners could build one home on the 38 acres they own. Phil La Rue agreed. He referenced discussion he had with Mr. Hansen concerning his future plan for the property, which was to sell off the west parcel. La Rue had urged Hansen to be up-front with his plan because his plan was not to keep this as a farm. John Falkers didn't mind having one new neighbor, but doesn't like the possibility of having two. The C.S.R. is below 75. There are moderate limitations for septic systems and building. Engineer Fangmann noted the proposed east driveway would have some restrictions and would need to have work done.

Moved by Sup. Moeller seconded by Sup. Boedeker to adjourn the hearing on the petition by Alan and Simone Hansen to the second hearing scheduled for August 4, 2008.

Discussion was held. Sherrie Falkers asked what would happen if the petitioners did not attend the second hearing. Phil La Rue noted the possibility of denying the petition. Chairperson Weih felt the Board would have to give the petitioners an opportunity. He noted the Falkers could put their concerns in writing. Weih read the letter from Mr. &

Mrs. Schultz. He reviewed the Planning & Zoning Commission's minutes. Weih noted the comments at this hearing will be considered at the second hearing.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil La Rue noted the zoning application says failure to appear may result in the petition being denied.

Brief discussion was held with Phil La Rue in preparation for the meeting later in the evening with residents of the West Rochester area concerning the 2008 flood. General discussion was held.

At 9:15 a.m. the Board held a public hearing to review/consider the adoption of Cedar County Ordinance No. 46, an Ordinance Amending the Code of Ordinances of Cedar County, Iowa, by Adding an Emergency Contractor Permit Ordinance. There were no written or verbal objections on file. Review and discussion were held. Sheriff Wethington was telephoned about this ordinance. The hearing was suspended until the Sheriff arrived at the Board Room.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of July 28, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to review the Request for Quotations for a new motor grader. The County may exercise the trade option. Discussion was held regarding motor graders and the request process. The Board had no objection to the Request for Quotations.

The Engineer gave an update on the Rochester bridge. He felt the bridge would open in about two months to at least limited traffic.

The public hearing on proposed Ordinance No. 46 continued with Sheriff Wethington in attendance. Review and discussion were held. The Sheriff's Office would issue the permits. Wethington had no objection.

Moved by Sup. Bell seconded by Sup. Moeller to approve Cedar County Ordinance No. 46, an ordinance amending the Code of Ordinances of Cedar County, Iowa, by adding an Emergency Contractor Ordinance and to waive the second hearing scheduled for August 4, 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The hearing concluded at 10:05 a.m.

Discussion was held regarding the Part-Time Custodian position.

Moved by Sup. Moeller seconded by Sup. Campion to approve Payroll Checks #132537 - #132693 for the period ending 7-26-08 and to be paid on 8-1-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #346161 dated 7/30/08 was issued to the Cedar County Treasurer in the amount of \$3,340.44, concerning an Administrative Solutions, Inc. flex electronic claims deposit.

It was noted Handwritten Check #346162 dated 7/30/08 was issued to the Cedar County Treasurer in the amount of \$4,894.29, concerning an Administrative Solutions, Inc. partial self funded electronic claims deposit.

The Board adjourned at 11:00 a.m.

At 6:30 p.m. the Board reconvened at the Rochester Park to meet with the residents of the West Rochester area. The following members were present: Bell, Moeller, Campion, Boedeker and Chairperson Weih. There were approximately 22 other individuals in attendance. Among those were Phil La Rue, Environmental & Zoning Director; Mary Vavra, 911/EMA Director and Sue Hall, a member of the Flood Buyout Evaluation Task Force.

Chairperson Weih reported that the County Engineer is pursuing repairs to County Road F44 utilizing emergency funding. The bridge will likely be open by November 1st or sooner to at least passenger cars and pickups.

Chairperson Weih asked Sue Hall to review the buyout process. Sue Hall noted the purpose of a buyout is to reduce loss of life in future disasters. The County applies to the State for funding. If approved, land is acquired by title and structures are removed for an open space, parks, etc. It cannot be developed or sold. The buyout is voluntary. The price for the property is pre-flood fair market value (County assessment plus 10%). Hall indicated there are provisions for displaced tenants for such things as moving and rental expenses. A Notice of Interest must be submitted, which is the step that the County is at now. Letters were sent out to property owners, and returning those will show interest in a possible buyout. Individuals can contact the Assessor to express their interest. After the Notice of Interest is submitted, the State will then let the County know if they are invited to submit an application. If FEMA approves, then the State authorizes the County to start the process. It could take up to 365 days to start the process for approval or denial of the project, and then the acquisition would begin. The priorities are as follows: 1)owner occupied; 2)rentals; 3)recreation; and 4)commercial. They will look at contiguous properties. The property does not have to be in a flood plain, but the property must have had substantial damage (one-half or more of the value to restore it). Tom Reed asked if the County had a reading of where their elevation is at. Bob Nettleton asked about the deadline for the buyout. Sue Hall said the Notice of Intent has to be in by September 12th. Jack Wonick asked who determines the amount of damage. Hall said the Assessor. The Assessor is also a member of the Buyout Evaluation Task Force. Charlotte Hill wondered if they could use FEMA's or the SBA's inspection as a reference. Weih thought they could. Russ Thomas wondered if Quit Claim Deeds would be adequate for the buyout or would an abstract be needed. Chairperson Weih didn't know, but indicated they could find out. Sup. Boedeker felt a Quit Claim Deed would be enough. Jack Wonick asked when he could be told that his property is totally damaged and that it can be removed. Sue Hall indicated it is the responsibility of the buyer to remove structures. Chairperson Weih felt this process will require patience, and he can't tell them what to do. He thought no one would object if he removed structures and cleaned up. Guy Bein noted he didn't live at his property, so he wondered about his eligibility. He said he walked away from a loan, because he could get cheaper interest at the bank. Bein indicated he was not sure whether to wait or redo his property so he could receive rent again. Chairperson Weih felt there would be no problem with putting money back into the property, but he suggested first getting documentation as to whether the property was substantially damaged. Mary Vavra asked if the Quit Claim Deed or Abstract question could be put on the buyout questionnaire. Sue Hall said it's not requested on the required form, but perhaps that information could be used later. Weih noted the buyout can be turned down at any time. Dennis Parrott noted he and his wife had called the Assessor and made an appointment. He asked if that meant they were on the list. Weih and Hall said yes. Pam Reed wondered if information would be given to the State that their road floods over. Sue Hall again referenced the purpose of the buyout, that being to reduce loss of life in future disasters. She noted there may be a provision for that information on the application. Hall felt any narrative given to her or the Assessor when they visit the property owner could be held until the time of the application. Members of the Board agreed.

Chairperson Weih asked Phil La Rue to address the issue of flood plain elevations. Phil La Rue noted the Department of Natural Resources has not given him the information he has requested. He felt it takes a long time, and he is trying to meet with people. Tom Reed wondered what the last reading was. Phil La Rue said there has never been one in Cedar County. Mr. Reed indicated if they got their own reading, they were told the State wouldn't recognize it. Phil La Rue noted a base elevation is needed, then the engineer

(surveyor) can give you a reading. Pam Reed referenced other counties redoing elevations and grandfathering in properties, but she wondered how that could happen here if they don't have a reading. La Rue noted Cedar is a small county, and we don't have that information here. Tom Reed wondered why people were allowed to build in certain areas. Phil La Rue indicated decisions were based on the 1985 flood maps, which is the last information we had at the time. Tom Reed noted he has \$85,000 damage to his home. La Rue indicated new elevations would improve mapping. Russ Thomas felt it wouldn't have made a difference for this flood if they'd raised their houses five feet, noting raising a home one or two feet would not make a difference with a flood catastrophe like they had this year. Tom Reed indicated they bought their home assuming that in a normal flood year the water shouldn't reach their house and they would be able to drive in and out to their home. Phil La Rue referenced flood insurance rate maps by FEMA. Pam Reed indicated their property was not deemed to be in a flood plain. Bob Nettleton indicated his property documentation says "excess overflow". Russ Thomas wondered if an owner doesn't raise a home above the 100-year flood plain, would they not be eligible for flood insurance. La Rue said potentially. Thomas indicated a FEMA representative told him everyone is eligible to buy flood insurance. Weih noted the Board told everyone that at the July 17th meeting. He stated Supervisors were told by FEMA that if there is not an effort to have people raise their houses, it would disqualify us from certification. Pam Reed felt the County has to inform you about this. Diana Waltz felt the catch phrase is "prone to flooding". She indicated those that don't do that think they should be able to move in. Waltz noted they are in Zone C. Russ Thomas noted that in 1993 his house was not flooded. Diana Waltz noted her insurance agent told her the flood insurance cost would be \$326/year and that they look at the FEMA map. Phil La Rue said the County has a horizontal map, but the County does not have elevations. Chairperson Weih felt if they are able to buy flood insurance..... Phil La Rue felt the County still needs to know if they are substantially damaged and if they made an attempt to be one foot over the 100-year flood plain. He thought the Supervisors can make a determination. La Rue advised them to be careful. Discussion continued. Sup. Bell noted Merle Waltz had given him the name of Michael J. McKenna of Stanley Consultants Inc. as a resource to call for information. Bell contacted Mr. McKenna and asked if the County is not doing something they should be, and McKenna said no. Stanley Consultants is currently helping the City of Cedar Rapids and FEMA is trying to put out an elevation map. He indicated the City of Cedar Rapids wants the hydrology map to be changed, which may change the 100-year flood area. Mr. McKenna indicated they cannot use G.I.S., and they have to use certified surveyors. Phil La Rue referenced the Board's decision to waive building permit fees. Russ Thomas indicated others are already redoing their homes. Phil La Rue didn't know what FEMA would say about that. Charlotte Hill referenced Stanley Consultants working on a special workforce. Bell agreed. Sup. Bell noted information has to come from FEMA. Elevation certificates can be done, but they have to wait on a determination. Hill gave Bell documentation pertaining to Stanley Consultants' assistance.

It was noted that Senator Harkin will be meeting with Merle & Diana Waltz in East Rochester on Monday, August 4th at 3:45 p.m. and that Senator Loeb sack will be at the ISU Extension Office in Tipton that day around 1 p.m.

Chairperson Weih hopes that one survey can be done for an entire area. He urged people to work with Phil La Rue. Discussion continued.

Mary Vavra noted she will be meeting with an individual that is trying to form long-term recovery committees to gather issues. Vavra will relay concerns that were discussed at this meeting.

Chairperson Weih felt update letters could be sent to property owners. Pam Reed wondered how many homes were destroyed in Cedar County. Phil La Rue noted 150 structures were affected by the flood. Russ Thomas wondered if an owner rebuilt, would they have to raise the structure. Phil La Rue indicated the State may say that. Bob Nettleton didn't think they could make you tear down a structure unless it is condemned. Chairperson Weih didn't know. Phil La Rue felt they are trying to bring property into compliance, and he wants to help people. Charlotte Hill noted her paperwork says she lives in an appraised mobile home park, and she wondered if she needed to do something

about that. Phil La Rue said no, noting longer ago some different things were done with zoning regulations. Hill wondered if that designation would give her a problem with the buyout option. La Rue didn't know.

Chairperson Weih asked Sup. Moeller to address the controlled burn issue. Sup. Moeller talked to the Fire Chief of Atalissa, and he indicated they do controlled burns, but they charge for the fuel used. Anyone interested in a controlled burn could contact the Atalissa Fire Department. Weih noted the Fire Department would take the responsibility for the burn.

Chairperson Weih asked if rolloffs are still being used. Some individuals in attendance noted there are two still being used. Weih indicated the rolloffs would not be left indefinitely. He thought Ron Challis might start to charge more if the rolloffs were there for a very long time. Mr. & Mrs. Young noted they still need access to a rolloff. Weih said the Board would contact them before they remove the rolloffs.

Russ Thomas asked if anyone else had heard about extending relief until August 21st. Weih hadn't heard anything about that, and no one else seemed to be aware of that. Chairperson Weih noted the County is not sure they will be reimbursed by FEMA for flood expenses they've paid for.

Chairperson Weih reported that the Board has decided that West Rochester Avenue will be maintained in its present condition.

Diana Waltz asked if they have flood insurance and they build 4 feet higher, could they go ahead and build a home. Phil La Rue didn't know what the D.N.R. would say. Merle Waltz asked if they could get a building permit. La Rue felt that would be a question for Bill Cappuccio at the D.N.R. He didn't know if they could put the building permit ahead of the development permit.

On motion, the Board adjourned at 7:40 P.M., to August 4, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 4, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

It was noted that Yvonne Gregory called because she heard there was a meeting with Senator Harkin at the Methodist Church in Rochester. Chairperson Weih indicated Ms. Gregory gave permission to use the church parking lot.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Broadview Acres, Owner-John Black.

The Board acknowledged receipt of a copy of correspondence between Representative Jeff Kaufmann and Jeanne Hein regarding soil erosion/loss of crop land, submitted by Kaufmann.

The Board acknowledged receipt of correspondence from Debi Flanders of the Iowa Department of Economic Development regarding the Iowa Downtown Summit on August 26 & 27.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding a change in law concerning extended health insurance coverage for children.

This being the time set for a public hearing to review/consider the following petition: Alan and Simone Hansen, P.O. Box 294, Olin (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing two single family dwellings on property located in the SE ¼ of the NW ¼, Section 15, T-80N, R-3W, in Center West Township. Said petition is to rezone two, one acre parcels on a 38.00 acre tract.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director; Alan & Simone Hansen; Engineer Fangmann; and Dave & Tryeanne Schultz were in attendance. The petition was addressed. Chairperson Weih read a letter from Mr. & Mrs. John Falkers. They indicated they would like the land left as agricultural or have a maximum of two lots allowed. Chairperson Weih asked if the Schultzs had any further comments. Mr. Schultz said no. Weih summarized that Mr. Falkers and Mr. Schultz are concerned about a multiple housing subdivision on that land and that they preferred not to have any homes there, but they could live with one home. Mr. Schultz indicated that is correct. Alan Hansen stated that their plan is to sell 10 acres and to rezone one acre on that parcel for a house. Their plan is to build a house on the remaining 28 acres. Weih asked if the remaining nine acres of the ten-acre parcel would remain agricultural. Hansen said yes. He noted on the larger parcel there is a 600 foot setback on both sides of the road, so there is not a lot of room for building. Sup. Moeller wondered if the scenario had been considered that Hansen would petition to build a house on the 28 acres and let whoever purchases the ten acres go through the process of petitioning to rezone. La Rue said it was discussed that the Hansens could build a home on the 38 acres, and if they wanted to build a second home for an immediate family member, they could do that also, but if the principal use was ever to be non-agricultural they'd have to change the zoning. La Rue thought if the intent was to sell off a parcel to the west with an acre rezoned, then they might as well ask for a change of zoning on the east side because they weren't going to have an agricultural exemption. Mr. Hansen indicated they thought it would be best to go through the zoning process now. La Rue felt it would be best to do it now, so they could define where the home would be. The Planning & Zoning Commission recommended approval of the petition with a restriction of one home per parcel. Weih asked what would guarantee that there would only be one home per parcel. Phil La Rue noted the Board could require a Conditional Zoning Agreement. If this was approved, neither parcel would have an ag exemption, and the owner would have to come back to the Planning & Zoning Commission and the Board if they wanted to build another home. He felt the proposed locations for the two homes are the best due to the terrain. The

Planning & Zoning Commission did not recommend that they enter into a Conditional Zoning Agreement. Discussion continued. La Rue noted he would be more worried about the truck traffic and dust. The process to try to split the parcels again was discussed. La Rue noted the option of a boundary line adjustment, but that the petitioners would still have to come back to the Board for action. Engineer Fangmann asked that if the rezoning is approved, that the Board make issuance of the building permit (on the east side) contingent on cutting the bank on the east side of the road and removal of a tree. Weih noted safety is always an issue of concern. Setbacks and potential surveys were discussed. Sup. Campion asked the petitioners if they intend to live on the east parcel. Mr. Hansen said yes. Campion didn't like turning something like this down, because the petitioners probably bought the 38 acres in good faith and thought they'd sell off ten acres on the west side to help soften the blow for the east side. Alan Hansen indicated that was their thought. Campion wondered how he could restrict people from trying to be enterprising. Weih felt that rather than put a restriction on this, he'd rather leave it as it is. He felt the objectors were not overly objecting to one home on each parcel, and that their objection was to a subdivision. Weih noted the driveway issue would be addressed. Campion said the Hansens would have to understand that "what you see is what you get" concerning the road. Mr. & Mrs. Hansen indicated they understood that. Moeller noted the Hansens could have built a home without coming before this Board. Bell felt if the property is rezoned, he'd rather have it restricted to one dwelling, because if it's done now no one has to worry about the rezoning. He thought a Conditional Zoning Agreement would lock it in. Moeller agreed. Moeller agreed that placement of an additional home on the parcels would be self-limiting. Campion sympathized with the Schultzs because they bought their property thinking they'd be by themselves, but he noted that just doesn't always happen.

Moved by Sup. Moeller seconded by Sup. Campion to approve the petition by Alan and Simone Hansen, Olin (Owners), as defined above, contingent on a Conditional Zoning Agreement with limitations of one home per parcel and that the driveway will have to meet the County Engineer's stipulations.

Discussion was held. Sup. Boedeker noted the large amount of traffic due to the quarry on that road. Mr. Hansen indicated he is aware of that. Campion again noted "what you see is what you get" concerning the road.

Ayes: Moeller, Campion
Nays: Bell, Boedeker, Weih

Moved by Sup. Weih seconded by Sup. Campion to approve the petition by Alan and Simone Hansen, Olin (Owners), as defined above, with the driveway stipulations as recommended by the County Engineer.

Discussion was held. Moeller felt this would work, because any future development (other than these two homes) would need to come before the Board. Bell was not enthused about rezoning the ten-acre parcel before a new owner purchases it, especially when there is an existing subdivision to the west. Bell was not opposed to the Hansens building a home.

Ayes: Moeller, Weih
Nays: Bell, Campion, Boedeker

Discussion was held.

Moved by Sup. Campion seconded by Sup. Boedeker to deny the petition by Alan and Simone Hansen, Olin (Owners), as defined above.

Ayes: Bell, Moeller, Campion, Boedeker
Nay: Weih

Mr. Hansen wondered about his options. Phil La Rue felt the options were: 1)live with it as is; 2)modify to eliminate the objections; or 3)appeal to District Court. Hansen asked what he would modify. Weih thought he could proceed to build his home on the 38 acres

without any permission from the Board. La Rue felt they could change the zoning on one parcel. Mr. Hansen wondered what the people would think that would be interested in purchasing the ten acres. He felt this action limits his sale of the property. Boedeker felt if the buyers came to the Board, the Supervisors can tell them there is, at times, a huge dust problem there. Mr. Hansen felt this ties his hands on telling a buyer what they can or can't do. Weih noted the option of selling the ten acres as agricultural ground and telling the potential buyers that if they choose to build, that you tried to have it rezoned and it was denied. Sup. Weih realized the Board's action limits his abilities concerning this property. Bell thought in the past the Board has had occasions when people purchased land contingent on a rezoning. La Rue agreed. Sup. Bell felt the issue is that the Board would be rezoning a tract not knowing who would be living there. He thought if potential purchasers come to the Board, they would know about all of the surroundings. Mr. Hansen referenced the hunting area to the north and asked if it is for bow hunting only. La Rue said yes, but noted it is a public hunting area. Boedeker noted there is enough distance to build. La Rue stated there is no separation distance if the property is used for agricultural only, and if for example a house was built 200 feet from the property line, it could never be split off for residential. It would have to stay a part of a farm of 35 acres. Brief discussion continued. Chairperson Weih suggested that the Hansens work with Phil La Rue on their options.

In other business, Phil La Rue noted the FEMA people started looking at all of the homes affected by the flood. Brief discussion was held.

Engineer Fangmann met with the Board to discuss FY08-09 right-of-way values. Documentation was reviewed. Discussion was held. It was noted that in the future landowners would be approached about right-of-way purchases prior to plans being completed for a project.

RESOLUTION

Moved by Sup. Bell seconded by Sup. Boedeker that the following policy be established for purchase of right-of-way easements for Fiscal Year 2008-2009.

1. Bare land purchased at 6 times the assessed value.
2. Cedar County to replace existing fence.
3. Damages and other items to be considered on an individual basis.

Approved this 4th day of August, 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for ITC Midwest LLC to rebuild overhead electric transmission lines along Co. Rd F44 due to flood.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Application for the Durant Municipal Electric Plant to run electrical power further to the west, contingent on receipt of the proper insurance values as requested by Engineer Fangmann.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann gave project updates. He told the Board he has been asked to attend a meeting at the new site of the Kum & Go at Hwy 38 and Interstate 80. Fangmann felt he should attend the meeting so that he could note that the private road was built to D.O.T. standards, not County standards as he has heard is being indicated by the owners of the Kum & Go. The consensus of the Board was that Fangmann should attend the meeting to protect the County's interest.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of July 31, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to adopt Cedar County Ordinance #46, an ordinance amending the Code of Ordinances of Cedar County, Iowa, by adding an Emergency Contractor Ordinance, and upon publication of a summary the ordinance shall be in effect.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #346163 dated 8/1/08 was issued to the Cedar County Treasurer in the amount of \$179.79, for a Delta Dental claims electronic deposit.

It was noted Handwritten Check #346164 dated 8/1/08 was issued to the Cedar County Treasurer in the amount of \$2,199.54, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:10 A.M., to August 7, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 7, 2008 with the following members present: Boedeker, Campion, Moeller, and Chairperson Weih. Sup. Bell was absent.

The Board recited the Pledge of Allegiance.

The Board viewed FY08-09 Expense and Revenue Summary Reports, submitted by the Auditor's Office.

The Board viewed correspondence from Jenni Tholen, Jail Administrator regarding payroll changes for Mike Hoy and Matt Prachar, Correctional Officers.

The Board viewed correspondence from Sheriff Wethington advising that Kevin Knebel has tendered his resignation as a part-time Dispatcher.

The Board viewed a "Report of Local Administrative Expense" for the quarter ending June 30, 2008, submitted by the Department of Human Services.

The Board viewed an update from the Iowa Tourism Office dated August 5, 2008.

The Board viewed a report of fees collected for July 2008, submitted by the Clerk of the District Court.

The Board acknowledged receipt of correspondence and FY07-08 annual report from the Eastern Iowa Tourism Association.

The Board acknowledged receipt of correspondence from Jan Schanbacher of Associated Industries of Missouri regarding seminars entitled "Primary Results and General Election Review" on August 26-28, 2008 in Missouri.

The Board acknowledged receipt of correspondence from Abby Kisling of the Eastern Iowa Tourism Association regarding disaster related assistance information.

The Board acknowledged receipt of a copy of correspondence from Barbara Vos, E911 Program Manager, Department of Public Defense, to the Cedar County E911 Service Board, regarding expenditures that are not eligible for surcharge funds under the Code of Iowa, Chapter 34A.

County Attorney Benz met with the Board to discuss a request by Ahlers & Cooney, P.C. for a decision concerning disposal of G.O. Capital Loan Notes and Jail election files. He reported that two of the files concern bonding for a lawsuit in 1992 and the other file concerns a jail election that failed in 1994. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Boedeker to allow the destruction of files as requested by Ahlers & Cooney, P.C. pertaining to G.O. Capital Loan Notes and Jail election files, as defined above.

Ayes: Moeller, Campion, Boedker, Weih

Absent: Bell

Sup. Boedeker gave a report on the meeting with Senator Harkin on Monday, August 4th in Rochester. He took Senator Harkin on a tour of flooded areas. They were invited to meet in the Methodist Church at Rochester. Boedeker estimated there were 30 people in attendance. Senator Harkin addressed the group. Mary Vavra, 911/EMA Director asked why she was not told that the hazard mitigation team was arriving on Sunday, August 3rd.

Sup. Moeller gave a report on the 911 Board/EMA Commission meeting held on August 6th. Discussion was held at that meeting regarding the budget and the budgeting process. It is likely that an amendment would be needed for the FY08-09 budget. Brief discussion was held.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Phil La Rue, Carolyn Wood, Patty Hamann, Cari Gritton, Dan Lett, Ben Hull, Sterling Benz, Charline Thumm, Gary Jedlicka, Mary Dorris, Amy Wehde, Mike Dauber and Paul Greufe. Everyone in attendance was given the opportunity to relay items concerning their departments. Phil La Rue reported he got through the RAGBRAI event okay, and he is now working on flood matters. He has given permission for some people to rebuild in the Zone C flood plain. Patty Hamann noted she would be attending a meeting on Aug. 13th at Camp Dodge. The County has been approved for a \$10,000 Veterans' Grant. Auditor Gritton reported that the School Election ballots have been ordered. She noted that she, Mike Dauber and Rob Fangmann are working with a new FEMA representative concerning reimbursements to the County. Assessor Lett reported that the G.I.S. project has been delayed for 30 – 45 days due to the loss of a vendor's office due to the flood. He noted the Flood Buyout Task Force is gathering information. Lett has been told by a FEMA representative that if a property owner removes a building and/or improvements in an area affected by the flood, they would only get reimbursed for the land if they are participating in an approved buyout. He has contacted property owners regarding the matter. Assistant Engineer Hull gave project updates. County Attorney Benz suggested that the Board pay attention to what is done by the City of Cedar Rapids concerning flood walls, etc. because it could change the water flows in Cedar County during a future flood. Chairperson Weih felt that would be an important thing to monitor. Benz noted the option of hiring consultants do to an analysis. Ben Hull felt they could address concerns to the Corps of Engineers. Recorder Thumm reported that deer licenses go on sale September 15th. Treasurer Jedlicka noted the Treasurer and Assessor Offices have been getting a lot of calls about property tax statements. Reference was made to the property taxes on property in the City of Durant. Assessor Lett stated he ran an analysis, and those taxes are where they are supposed to be. Paul Greufe, Human Resources consultant reported that he and the department heads have been working on Employee Handbook revisions. He asked how the Board would like them presented. The Board agreed that Greufe should provide two copies with the proposed revisions highlighted, and the Board will then set a date for a meeting to discuss them. Mr. Greufe noted he receives calls and emails from department heads concerning FMLA, disciplinary matters, etc. He felt the department heads are using his services in a good way by contacting him ahead of time before something becomes a larger issue.

Paul Greufe, Human Resources consultant met with the Board to give an update. Employee travel time was discussed. He wondered if the Board's intention was to follow Federal law or something else. Per the Fair Labor Standards Act, Greufe noted if two employees attend a one-day meeting, both employees would be compensated for their travel time. If it is a meeting requiring the two employees to stay overnight, then only the driver would get paid for all of their time. The passenger(s) would be paid only for the travel time during their regular shift hours, including time spent traveling on Saturday and Sunday even though that is not part of their normal work week. Greufe assumed the County followed Federal law, but then it was brought up that this matter has been handled both ways. He felt it would be cleaner to follow Federal law. Discussion continued. Mr. Greufe reviewed some of the other proposed handbook revisions that he felt would likely be discussed with the Board. He recommended eliminating employment contracts in the future. Greufe noted there was discussion about compensation for overtime for exempt and/or non-exempt employees. If an individual supervises two or more people, they do not get compensation time. There is one department head that he thinks should not be getting compensation time that currently receives it. Greufe noted the Board of Health allows exempt employees to get paid for overtime. He suggested that once the Employee Handbook revisions are complete, that the Board of Supervisors go to the Board of Health, Conservation Board, etc. to tell them they want them to do away with their specific handbooks. Members of the Board replied that they have asked other Boards to follow the Employee Handbook that other employees follow, but they didn't know if the Board of Health had complied. Sup. Moeller will ask about the matter at the Board of Health meeting on August 8th. Paul Greufe recommended that the County do employee physicals in a way that establishes a base line for Workers Compensation issues, for people that do more physical labor. He felt the benefit to that would be that if there is a Workers Compensation issue, the County's liability would be less. Patty Hamann entered the room. Greufe referenced the County's pre-employment physical

requirement. He wondered why the County does them. Greufe suggested doing a physical that is better or not doing one at all. Members will check with the County's insurance pool concerning this matter. Mr. Greufe noted bereavement leave was discussed at his meetings with department heads. Currently the handbook language reads an employee would be allowed five consecutive work days. Discussion was held. Greufe recommended allowing five consecutive days, not consecutive work days.

Patty Hamann, H.I.P.A.A. Compliance Officer met with the Board to review proposed privacy and security policies and procedures revisions. The revisions included, but were not limited to: Business Associate Agreement, training, hybrid entities, workforce designations, security, monitoring, data storage, backups, passwords, access controls and data disposal.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the H.I.P.A.A. Privacy Policies and Procedures revisions, as presented.

Ayes: Boedeker, Campion, Moeller, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the H.I.P.A.A. Security Policies and Procedures Amendment revisions, as presented.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Connie Fett, CPC Administrator met with the Board to discuss delaying payment of bills from the FY08-09 Mental Health budget and to give consumer updates. Fett presented documentation concerning the budget. She noted that in December and/or January the County could have a cash flow problem. She recommended delaying payment of the IME (Title19) bills (reimbursement to the State) if the County doesn't have enough money in the Mental Health Budget. The consensus of the Board was that the Board had no objection to delaying payment of the IME bills.

Discussion continued. Connie Fett reviewed consumer bills and services. She noted the Board might need to consider waiting lists for the following: voluntary hospitalizations, voluntary prescription medications, basic needs assistance and payee services. Fett also noted the option of putting caps on some services. Brief Discussion continued.

Connie Fett requested a closed session to give consumer updates.

Moved by Sup. Boedeker seconded by Sup. Moeller to go into closed session as allowed under Section 21.5.1(a), Code of Iowa.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Campion

Chairperson Weih noted the time as being 10:55 a.m.

Moved by Sup. Boedeker seconded by Sup. Moeller to return to regular session.

Ayes: Boedeker, Moeller, Campion, Weih
Absent: Bell

The Board acknowledged that no decision was made with regard to the prior closed session. The session pertained to the following projects: 130, 305, 395, 431, 492, 473, Q43, Q75, Q68, Q77, Q80, X01, X31, X52, X53 and X26.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of August 4, 2008.

Ayes: Moeller, Campion, Boedeker, Weih
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Campion to approve the following payroll changes:

Sheriff's Department

Mike Hoy, Correctional Officer, from \$12.91/hr to \$13.82/hr effective 7-2-08 and Matt Prachar, Correctional Officer, currently at \$12.91/hr is eligible for the following shift differentials, effective 9-1-08:

Weekdays			Weekends		
1 st	2 nd	3 rd	1 st	2 nd	3 rd
\$12.91	\$13.01	\$13.16	\$13.41	\$13.51	\$13.66

Ayes: Moeller, Campion, Boedeker, Weih

Absent: Bell

Auditor Gritton met with the Board to discuss the Courthouse Security Guard applications and to update the Board on a change for the location of the Fremont/Red Oak election polling site. She asked the Board if she could send the two applicants for the Security Guard position a letter indicating that due to circumstances, the County will not be hiring at this time. The Board agreed with that. Auditor Gritton told the Board she has changed the Fremont/Red Oak polling site from the Fire Station to the Masonic Lodge in Stanwood due to space issues. The Board had no objection. Brief discussion was held.

Discussion was held with the Auditor concerning employee travel time to and from meetings. The request for clarification by Patty Hamann was noted. Discussion was held. The Board consensus was to follow Federal law by allowing Hamann to have compensation for her hours spent traveling during her normal work hours, which is 8:00 a.m. to 3:30 p.m. Auditor Gritton left the room. Later in the meeting, the Board consensus was to put this matter back on the agenda for further discussion.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Claim Checks #346165 - #346356.

Ayes: Boedeker, Campion, Moeller, Weih

Absent: Bell

Sup. Boedeker left the meeting at 11:25 a.m.

Assessor Lett met with the Board to give them an update on the flood buyout procedures. Lett reported that he was asked by Phil La Rue to attend a meeting with a FEMA representative, and that individual made a comment that if buildings were removed the Federal government would only pay for the land. Assessor Lett then contacted Chairperson Weih and LeRoy Moeller to advise them. He has contacted property owners on the list of people interested in a buyout. The County can adjust the list at any time per FEMA. Assessor Lett and Sue Hall, members of the Flood Buyout Task Force, will be looking at the properties and talking to property owners. He believes they will have a completed list to the Board by September 1st. Discussion was held. Lett has been advised that access to those property owners not participating in a buyout could be an issue in an area where there is a private road.

It was noted Handwritten Check #346357 dated 8/6/08 was issued to the Cedar County Treasurer in the amount of \$2,783.93, concerning an Administrative Solutions, Inc. flex electronic deposit.

It was noted Handwritten Check #346358 dated 8/6/08 was issued to the Cedar County Treasurer in the amount of \$5,184.15, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #346359 dated 8/6/08 was issued to the Cedar County Treasurer in the amount of \$781.89, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 11:40 A.M., to August 11, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 11, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a General Assistance Report for the month of July 2008, submitted by Patty Hamann, Director.

The Board acknowledged receipt of correspondence from Robert C. Franke, FEMA Project Monitor, U.S. Department of Homeland Security regarding FEMA Flood Data Analysis for DR-1763-IA: Kickoff meeting/conference calls to inform about study goals, project deliverables and the schedule.

Mary Dorris, Director and Amy Wehde, Deputy Director of the Cedar County Public Health Office met with the Board regarding the hiring of a Direct Care Worker. Amy Wehde told the Board they have an opening, and they'd like to hire. Brief discussion was held. The Board had no objection. Sup. Moeller, Chairman of the Board of Health told the Board that Mary Dorris filed a very complete and impressive after-action report concerning the flood event. Mary Dorris said Sup. Moeller could share the report with the other Supervisors.

This being the time set for a public hearing on the proposed FY08-09 County Budget amendment. Auditor Gritton was in attendance. Chairperson Weih read the legal notice. There were no written or verbal objections on files. Review and discussion were held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the FY08-09 County Budget amendment, as presented, and authorize Chairperson Weih to sign the same.

Ayes: Boedeker, Bell, Moeller, Campion, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution and authorize Chairperson Weih to sign the same:

APPROPRIATIONS RESOLUTION

BE IT RESOLVED this 11th day of August 2008, to change the Appropriation made July 1, 2008 for the following department for Fiscal year 2008-2009.

Data Processing – From \$115,097 to \$122,024
(122,024 Fund 01000)

Medical Examiner – From \$27,000 to \$37,000
(37,000 Fund 01000)

Veterans Affairs – From \$51,611 to \$61,611
(57,566 Fund 01000; 4,045 Fund 02000)

Non-Departmental – From \$2,164,843 to \$2,266,843
(296,129 Fund 01000; 228,541 Fund 02000; 1,611,573 Fund 11000;
57,000 Fund 27000; 33,000 Fund 28000; 34,500 Fund 28001; 6,100 Fund
28002)

Ayes: Bell, Campion, Moeller, Bell, Weih

The Secondary Road Department requested cancellation of check #343793 to Iowa State University. The check was sent to the wrong location and cannot be located, therefore they would like to have a new check issued.

Moved by Sup. Bell seconded by Sup. Boedeker to approve cancellation of check #343793 to Iowa State University in the amount of \$130.00.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of August 7, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann and Assistant Engineer Hull met with the Board to review quotes/award quote for the County Road F44 (290th Street) flood repairs project #M-ER-2008B, to review the contract & bond for bridge replacement project #BROS-C016(68)—8J-16 on Taylor Avenue for Jim Schroeder Construction and to review an Offer to Buy Real Estate.

Engineer Fangmann presented quotes that were submitted for the County Road F44 project, which were as follows:

Rittmer Construction, Inc.	\$247,162.11
Kluesner Construction, Inc.	\$328,209.87.

The cost is 100% reimbursable from Federal funds if the project is completed by January 1st. Rittmer Construction could start on August 18th and they would have 20 working days to complete the project, but Fangmann noted that does not mean the road would be open then because there are other issues to deal with, such as the bridge and rip rap. The County will have to pay for the rip rap. Fangmann cannot find any reimbursement for that. He recommended awarding the low quote to Ritter Construction, Inc.

Moved by Sup. Bell seconded by Sup. Moeller to award the quote in the amount of \$247,162.11 for Project #M-ER-2008B to Ritter Construction, Inc.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann reviewed the contract and bond for project #BROS-C016(68)—8J-16. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the contract and bond between Cedar County and Jim Schroeder construction, Inc. for bridge replacement project #BROS-C016(68)—8J-16 for an amount of \$334,133.11 and authorize Chairperson Weih to sign the same.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann gave project updates. The Engineer noted Dan Strank has submitted his resignation. General discussion was held.

Engineer Fangmann presented an "Offer To Buy Real Estate and Acceptance" for property near the Tipton County Shop. County Attorney Benz was in attendance. The property is owned by Lawrence and Joanne Daufeldt. Discussion was held. Sup. Boedeker indicated he did not like the "Possession" language stating that the Sellers may occupy and use the garage until 12-1-09, because he felt the time period is too long. There were no other objections. The consensus of the Board was to proceed with the "Offer to Buy Real Estate And Acceptance", as presented.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the following new hire: Courthouse Alicia Remley for a part-time Custodian position at \$10.10/hr effective 8-11-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding how long to leave the rolloffs for flood debris disposal. Chairperson Weih phoned Ron Challis to discuss how the disposal was going. The Board

agreed to pull the rollofts on Monday, August 18th. Notification was given to Cedar Valley Stables and Mr. & Mrs. Dave Young.

Sup. Boedeker reported that he received a call from Kevin Slutts advising him that a lot of flood debris has been dumped on his property that needs to be cleaned up. He lives in the West Rochester area. The Board decided they would view this area on Thursday along with other areas that were flooded.

Discussion was held regarding employee travel time to and from meetings. The Board agreed that the Federal law should be followed concerning this matter.

On motion, the Board adjourned at 10:10 A.M., to August 14, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 14, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed inmate billing information submitted by Sheriff Wethington.

The Board viewed the August 2008 issue of the Heartland Insurance Risk Pool Loss Control Quarterly newsletter.

The Board viewed correspondence from Phil LaRue, Planning and Zoning Administrator to Kenneth and Connie Walker regarding their public health and safety inspection of their property.

The Board acknowledged receipt of correspondence from the Main Street Board of Directors regarding their activities and progress.

The Board acknowledged receipt of Manure Management Plan Annual Update for Prestage Farms of Iowa, LLC.

The Board acknowledged receipt of correspondence from River Bend Transit regarding a ribbon cutting ceremony.

The Board acknowledged receipt of correspondence from Abby Kisling of Eastern Iowa Tourism Association regarding an upcoming Disaster Recovery Forum.

The Board noted correspondence from Amy Wehde, Home Health Supervisor, Cedar County Public Health regarding a payroll change for Lisa Forest, Direct Care Worker, from \$8.95/hr to \$9.20/hr effective 8-11-08.

Engineer Fangmann met with the Board to review a contract and bond with Streb Construction Co. for resurfacing on County Road F28 in the amount of \$673,164.58, and to discuss payroll changes for Leanne Zearley, Ryan Freitag, Jeric Armstrong, and Jason MacDonald.

Moved by Sup. Bell seconded by Sup. Campion to approve and authorize Chairman Pro Tem Boedeker to sign a contract and bond for Streb Constuction Co. for County Road F28 resurfacing project #FM-C016(74)-55-16 from 223rd Street to the Johnson County Line.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Campion seconded by Sup. Bell to approve the following payroll change:
Engineer's Office
Leanne Zearley, Administrative Manager, from \$15.71/hr to 95%-\$16.58/hr effective 8-19-08.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve the following payroll change:
Engineer's Office
Ryan Freitag, Engineering Tech I from \$17.91/hr to 95%-\$18.91/hr effective 8-20-08.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve the following payroll change:
Secondary Roads
Jeric Armstrong, Maintenance Worker II, from \$16.07/hr to 95%-\$16.96/hr effective 8-26-08.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Campion seconded by Sup. Bell to approve the following payroll change:
Secondary Roads
Jason MacDonald, Maintenance Worker II, from \$16.07/hr to 95%-\$16.96/hr effective 8-26-08.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

General discussion followed including but not limited to bridge repairs throughout the county.

Engineer Fangmann discussed with the Board the purchase of property. Discussion followed.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairman Pro Tem Boedeker to sign an Offer To Buy Real Estate And Acceptance to Lawrence and Joanne Daufeldt.

Roll Call Vote:
Bell: Aye, Moeller: Aye, Campion: Aye, Boedeker: Aye
Absent: Weih

Discussion followed.

Moved by Sup. Moeller seconded by Sup. Campion to approve Payroll Checks #132702-#132860 for the period ending 8-9-08 and to be paid on 8-15-08.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of August 11, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

The Board departed with the County Engineer at 9:00 A.M. to tour the following areas that were flooded: East and West Rochester and Cedar Bluff.

It was noted Handwritten Check #346361 dated 8-14-08 was issued to the Cedar County Treasurer in the amount of \$834.52, concerning an Administrative Solutions, Inc. flex electronic deposit.

It was noted Handwritten Check #346362 dated 8-14-08 was issued to the Cedar County Treasurer in the amount of \$3,428.31, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #346360 dated 8-14-08 was issued to the Cedar County Treasurer in the amount of \$62.00, for a Delta Dental claims electronic deposit.

It was noted Handwritten Check #346363 dated 8-14-08 was issued to the Cedar County Treasurer in the amount of \$2,220.51, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 11:35 A.M., to August 18, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 18, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated August 15, 2008.

The Board viewed August 2008 Wellmark news.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Del DeWulf and Valley View Farms, Inc.

The Board acknowledged receipt of correspondence from Abby Kisling, of Eastern Iowa Tourism Association regarding a Business Damage Assessment Survey.

The Board acknowledged receipt of correspondence from Senator Tom Harkin regarding FEMA Public Assistance.

The Board acknowledged receipt of correspondence from Susan Drake, Iowa Department Economic Development regarding an Iowa Downtown Summit on Aug. 26th & 27th.

Patty Hamann, H.I.P.A.A. Compliance Officer met with the Board to discuss a Business Associates Agreement with GEO Comm concerning a 911/EMA laptop communications project. Mary Vavra, 911/EMA Director was in attendance. Hamann presented documentation to the Board concerning the request for access to systems. She has discussed this matter with Max Elg, H.I.P.A.A. consultant and Greg Davis at "Solutions", Inc. Discussion was held. Sup. Bell suggested that the groups that will be using the systems each have a policy concerning access control.

Moved by Sup. Bell seconded by Sup. Campion to approve and authorize Chairperson Pro Tem Boedeker to sign a Business Associates Agreement with GEO Comm, and Patty Hamann is to obtain documentation concerning costs that would be unduly burdensome to the County per section 164.306 of the Security Standards.

Ayes: Campion, Moeller, Bell, Boedeker

Absent: Weih

Auditor Gritton met with the Board to give them an update on the flood reimbursement paperwork she has been working on. The paperwork for the emergency work has been submitted requesting a reimbursement of \$38,559.15. Of that amount, \$7,708.84 would go to the Secondary Road Fund. The Auditor has also been working on the paperwork for debris removal. Sup. Bell suggested that an ad be placed in newspapers indicating that if individuals have flood-related bills, the last day to submit those bills to the County will be September 2nd. The Board agreed. Gritton noted that paperwork will be submitted by Mike Dauber, Conservation Board Director.

Chairperson Pro Tem Boedeker telephoned the Farm Service Agency to inquire about debris removal on farm ground. He was told that the F.S.A. will pay to center debris in the field, but not to remove it. Reference was made to inquiries by Jeanne Hein. The Board agreed the County cannot handle structures and cannot haul the debris away from a field.

Representative Jeff Kaufmann met with the Board to discuss calls he has received from residents of the Rochester area indicating their flood plain certificates are not being processed. He knew that a Department of Natural Resources employee was not returning Phil La Rue's calls. Repr. Kaufmann left messages with three D.N.R. employees, and this morning he received a call from the D.N.R. concerning this matter. He told the person that individuals at the local level have done what they can, and this matter is on the State's back. The individual concurred. Kaufmann asked what could be done to fix

this problem. The D.N.R. employee noted there is a waiting list of 500-530 applications to be processed. Six or seven of those are from Cedar County. Repr. Kaufmann expressed concern to the D.N.R. about the bottleneck. The individual indicated the D.N.R. would try their best to process the applications from the Rochester area this week. Further discussion was held with the Board concerning the possibility of the D.N.R. using additional workers to clear up the bottleneck, flood plain maps and flood insurance. The Board and Representative Kaufmann agreed that calls/emails should be directed to the State reiterating their conversations concerning this matter.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of August 14, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

On motion, the Board adjourned at 10:24 A.M., to August 21, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 21, 2008 with the following members present: Champion, Moeller, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an August newsletter submitted by Representative Jeff Kaufmann.

The Board viewed August Legislative News submitted by Speaker of the House Pat Murphy.

The Board viewed an ISAC Update dated August 18, 2008.

The Board viewed an update from the Iowa Tourism Office dated August 19, 2008.

The Board viewed a newsletter from Jessica O'Riley of the Iowa Department of Economic Development regarding industry opportunities.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding good things he heard concerning Cedar County's Veterans Affairs.

The Board acknowledged receipt of correspondence from Mary Vavra, 911/EMA Director regarding a Notice of Interest for local hazard mitigation planning.

The Board acknowledged receipt of a copy of correspondence from Representative Jeff Kaufmann to Jamie Cashman at the Lieutenant Governor's Office regarding a request for help for the citizens of the Rochester area concerning designations that homes are in or out of the flood plain.

Engineer Fangmann met with the Board to review a plan set for project #STP-S-CO16(66)—5E-16 for resurfacing County Road X30 from West Branch to County Road F28. The surface will be cold-in-place recycled material with an asphalt overlay. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the plan set for the X30 resurfacing project #STP-S-CO16(66)—5E-16, as presented.

Ayes: Bell, Moeller, Champion, Boedeker
Absent: Weih

Engineer Fangmann gave project updates. General discussion was held.

Phil La Rue, Zoning Director met with the Board to set public hearing dates to review zoning and subdivision petitions. Brief discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to set September 8th & 11th, 2008 at 10:00 a.m. as the time to review/consider the following petitions:

1. Dennis Ray, 1418 Hayes Road, Tipton (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located at 1418 Hayes Road, Tipton, in the SW ¼, NE ¼, NE ¼, Section 17, T-80N, R-3W, in Center West Township. Said petition is to rezone 1.00 acre of a 5.00 acre tract.
2. James and Maureen Bowie, 1595 Logan Avenue, Tipton (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the NW ¼, NW ¼, Section 16, T-80N, R-4W, in Gower Township, consisting of 2.70 acres more or less.

3. Michael Walter, 376 210th Street, Tipton (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the NE ¼, SE ¼, Section 22, T-81N, R-4W, in Cass Township, consisting of 4.1 acres more or less.
4. Pondview Acres, LLC, 319 Cedar Street, Tipton (Owners) – Requesting approval of a Preliminary Plat of Survey for Pondview Acres, Fifth Addition, an eight (8) lot subdivision located in the NW ¼, SW ¼, Section 14, T-79N, R-2W, in Sugar Creek Township, consisting of 13.88 acres more or less.

Ayes: Campion, Moeller, Bell, Boedeker
Absent: Weih

General discussion was held with Phil La Rue concerning areas that were flooded.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Pro Tem Boedeker to sign a FY07-08 Equitable Sharing Agreement and Certification to the Department of Justice concerning drug forfeiture funds.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of August 18, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve Claim Checks #346364 - #346586.

Ayes: Boedker, Campion, Moeller, Bell
Absent: Weih

It was noted Handwritten Check #346587 dated 8/21/08 was issued to the Cedar County Treasurer in the amount of \$2,078.09, concerning an Administrative Solutions, Inc. flex electronic deposit.

It was noted Handwritten Check #346588 dated 8/21/08 was issued to the Cedar County Treasurer in the amount of \$544.14, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #346589 dated 8/21/08 was issued to the Cedar County Treasurer in the amount of \$1,365.55, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:30 A.M., to August 25, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 25, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board acknowledged receipt of documentation from Gregory E. Davis, President of “Solutions”, Inc. regarding prohibitive costs concerning a project.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann concerning his communications with Jamie Cashman at the Lieutenant Governor’s Office and the Department of Natural Resources regarding flood plain designations for residents of the Rochester area.

The Board acknowledged receipt of correspondence from the Iowa Office of Energy Independence regarding an Energy Public Forum in Mt. Vernon on September 10th.

The Board acknowledged receipt of a Manure Management Plan Annual Update from Todd S. Mente for TSM Farms.

The Board acknowledged receipt of correspondence from the Iowa State University regarding a “Safety & Risk Management Academy” on September 24-25, 2008.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association regarding the membership meeting in Amana on September 3rd.

The Board acknowledged receipt of correspondence from Kristie Fortmann-Doser, Executive Director of the Domestic Violence Intervention Program regarding a Summer Celebration on October 3rd.

Engineer Fangmann met with the Board to discuss a detour revocation for the Iowa Department of Transportation regarding County Road X40 from I-80 to the Muscatine County Line and the amendment of the FY2009 Five-Year I.D.O.T. Secondary Road Construction Program. Discussion was held regarding the detour revocation. Fangmann noted the State will pay to the County Road Use Tax in the amounts of \$2,916.91 (Hwy 6) and \$5,837.10 (Hwy 22).

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign an Iowa Department of Transportation Detour Revocation Information Sheet concerning detours from Hwys 6 & 22 onto County Road X40.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann would like the Board to amend the construction program to include the joint bridge project with the City of Lowden, a bridge project on Hayes Avenue and a low water crossing on Echo Avenue. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Bell to approve and adopt the following resolution:

Resolution to Add Locally and FM Funded Project(s) to
the Accomplishment Year of the 2009 Five Year Road Program
Cedar County

Resolution No. 1

BE IT RESOLVED: That the Board of Supervisors of Cedar County, Iowa, initiates and recommends that the addition of the following project(s) to the Accomplishment year (FY 2009) be approved by the Iowa Department of Transportation (Iowa DOT) for improvement with local and/or FM funds for the period covering the current secondary road construction program.

Project Number Local ID TPMS #	Description of Work Location Section-Town-Range	AADT Length FHWA #	Type Work Fund basis	Prior FY	Accomplishment year (\$1000's of dollars)		
					Previous Amount	New amount	Net change

L-200711--73-16 200711 TPMS ID: 14083	380 270th St. Low Water Crossing: Over M Br Wapsinonoc Creek Low Water Crossing S34:T80N:R4W	10 103340	331 - Pipe Culverts County: Area Service		\$0	\$25	+ \$25
L-200807--73-16 200807 TPMS ID: 15266	2220 155th St. Bridge / 155th Street: Over stream Bridge Replacement w/ City of Lowden S35:T82N:R1W	90 104491	320 - Bridges County: Area Service		\$0	\$10	+ \$10
L-200809--73-16 200809 TPMS ID: 15268	790 Hayes Ave. Bridge / Hayes Ave.: Over stream Bridge Replacement S8:T81N:R3W	25 103860	320 - Bridges County: Area Service		\$0	\$50	+ \$50
Totals					\$0	\$85	+ \$85

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Utility Permit Application for Liberty Communications for a new house on Garfield Avenue.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangamnn gave project updates. He has obtained 1,200 tons of road salt. Fangmann has been talking to ITC Midwest regarding damage done to County Road F44, while work was being done on electric transmission lines.

General discussion was held.

The Board agreed to pay the FY2009 ISAC Supervisors' Affiliate dues in the amount of \$250.00, which is an increase of \$50.00. They also agreed that ISAC should be made aware that the Board would prefer to know about any possible increases at budget preparation time.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of August 21, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

On motion, the Board adjourned at 9:43 A.M., to August 28, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 28, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated August 26, 2008.

The Board viewed a "Report of Veteran Affairs" for the month ended August 26, 2008.

The Board acknowledged receipt of correspondence from Americans for Balanced Energy Choices regarding a message on the importance of clean coal.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Focus Farms LLC, now known as Fletcher Farm, submitted by Devon Schott.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding a press release concerning a special session to help flood victims.

Ken Fawcett met with the Board to discuss the flash flooding in the City of West Branch. Phil La Rue, Zoning Director was in attendance. Fawcett is a member of the West Branch Flood Control Committee and a Trustee for the Hoover Library Association. Mr. Fawcett presented a map of the Hoover Creek area north of West Branch. He wanted to inform the Board of what the Committee is doing. They are applying for a Watershed Development Assistance Grant to the State for funds to do an assessment of the stream. After the assessment is done, they will apply for funds for possible solutions which might involve water basins, which could involve County roads. Fawcett is not sure what will be developed. The City Administrator is addressing this matter with Johnson County. Ken Fawcett has discussed this matter with Phil La Rue, Cedar County Zoning Director. Phil La Rue felt the Cedar County Comprehensive Plan could lend itself to runoff and flood control prevention. He thought the area south of West Branch could potentially see flooding also due to development. La Rue indicated other organizations might be interested in helping with this project. Ken Fawcett felt some ideas take a cooperative effort. Chairperson Weih thought this sounds like an important project, and he noted the Board does look at water retention.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of August 25, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve a new Class C Beer Permit with carryout wine and Sunday sales for Kum & Go.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to review 2009 motor grader quotes and an I.D.O.T. Federal Aid Agreement for Surface Transportation Program Project #STP-C016(66)—5E-16 concerning resurfacing County Road X30 north of West Branch. Mike Yerington, Shop Foreman and Denny Cook, Equipment Manager for Altorfer, Inc. were in attendance. Engineer Fangmann noted the following quotes were submitted for the purchase of a 2009 motor grader:

<u>Bidder</u>	<u>Make/Model</u>	<u>New Cost</u>	<u>Trade-in</u>	<u>Net Price w/ Trade-in</u>	<u>Buyback 7/7500</u>	<u>Full Machine Warranty</u>
Altorfer Machinery	Caterpillar 140M	\$213,940	\$62,000	\$151,940	\$110,000	\$9,330
Altorfer Machinery	Caterpillar 140M AWD	\$242,594	\$62,000	\$180,594	\$115,000	\$18,990

Discussion was held regarding buybacks, warranties and all-wheel drive. Engineer Fangmann recommended purchasing the Caterpillar 140M with AWD and the full machine warranty. Mike Yerington also recommended purchasing that machine.

Moved by Sup. Boedeker seconded by Sup. Moeller to purchase the Caterpillar 140M with all-wheel drive and a full machine warranty from Altorfer Machinery for an amount of \$199,584.00.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann reviewed an I.D.O.T. Federal Aid Agreement for Surface Transportation Program Project #STP-C016(66)—5E-16 concerning County Road X30 north of West Branch.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign an I.D.O.T. Federal Aid Agreement for project #STP-C016(66)—5E-16.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

In other business, Engineer Fangmann reported that Assistant Engineer Ben Hull has turned in a letter of resignation. His last day of work will be in October. Fangmann gave project updates. Brief discussion was held.

Assessor Lett and Sue Hall met with the Board at 9:30 a.m. to give a Flood Buy-out Evaluation Task Force Report. They presented a "Notice of Intent Data Sheet for Structural Acquisition (Buy Out) Projects-HMGP 1763". Lett reported that 20 people expressed somewhat of an interest, but all of them may not participate. Discussion was held regarding, but not limited to: order of consideration, the buy-out process and the Notice of Intent.

Chairperson Weih left the meeting at 9:50 a.m. to attend a Solid Waste Commission meeting.

Further discussion was held with Lett and Hall. The County would have an estimated \$280,000 commitment if this buy-out is completed as presented. Mary Dorris, Amy Wehde and Patty Hamann entered the room while discussion was in progress. The Board agreed the Notice of Intent should be electronically submitted as discussed, and if required, documentation should be sent regarding the County's recommendations and findings.

Mary Dorris, Director of the Public Health Department met with the Board to discuss a Virtual Private Network connection for the Nurses. Amy Wehde, Deputy Director and Patty Hamann, H.I.P.A.A. Compliance Officer were in attendance. Dorris presented documentation which included, but was not limited to: her request for approval, budget savings, continuity-of-operation benefits and costs that would be incurred for the V.P.N. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to authorize Mary Dorris to proceed with the Virtual Private Network for five laptops.

Ayes: Campion, Moeller, Bell, Boedeker
Absent: Weih

Engineer Fangmann met with the Board to request approval of a Utility Permit Application for Mediacom Cable for a new fiber line to a tower south of the West Branch High School. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Bell to approve a Utility Permit Application for Mediacom Cable, as presented, and authorize Chairperson Pro Tem Boedeker to sign the same.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve Claim Checks #132870 - #133040 for the period ending 8-23-08 and to be paid on 8-29-08.

Ayes: Campion, Moeller, Bell, Boedeker
Absent: Weih

It was noted Handwritten Check #346590 dated 08/28/08 was issued to the Cedar County Treasurer in the amount of \$158.94, concerning an Administrative Solutions, Inc. flex electronic deposit.

It was noted Handwritten Check #346591 dated 08/28/08 was issued to the Cedar County Treasurer in the amount of \$3,196.44, concerning an Administrative Solutions, Inc. partial self-funded claims electronic deposit.

It was noted Handwritten Check #346592 dated 08/28.08 was issued to the Cedar County Treasurer in the amount of \$2,295.93, for an Administrative Solutions dental claims electronic deposit.

It was noted the Board would not be meeting on Monday, September 1st due to the Labor Day holiday.

On motion, the Board adjourned at 10:30 A.M., to September 4, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., September 4, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated September 2, 2008.

The Board viewed a copy of correspondence between Representative Jeff Kaufmann and Connie Fett, CPC Administrator regarding help for a handicapped individual.

The Board acknowledged receipt of the minutes of the August 20, 2008 meeting of the Cedar County Planning & Zoning Commission.

The Board acknowledged receipt of a copy of correspondence from Dennis Ostwinkle, Field Office Supervisor, Department of Natural Resources, to Randy Pedersen regarding confined animal feeding operation construction requirements.

The Board acknowledged receipt of a Manure Management Plan Annual Update for Allen Wiese.

The Board acknowledged receipt of correspondence from Cedar County Farm Bureau inviting them to their Annual Meeting on September 8th.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director regarding a final "Mayor's Bike Ride".

The Board acknowledged receipt of correspondence and an "HMGP Property Acquisition" handbook from Iowa Homeland Security and Emergency Management, submitted by Mary Vavra, 911/EMA Director.

Assessor Lett and Sue Hall, members of the Flood Buy-Out Evaluation Task Force met with the Board to discuss the proposed flood buy-out. Discussion was held. Mr. Lett noted he received information from a FEMA representative indicating the County can state that there is more than 50% damage to a structure if we have the local official's verification. Lett was told there is a different Notice of Intent form that should be submitted, rather than the one the County was previously given. He reviewed the new form with the Board. The Board agreed that the Point of Contact for Cedar County should be Phil La Rue in the Environmental & Zoning Office since he is the Flood Plain Manager. Lett has left a message for Mary Vavra, 911/EMA Director concerning information to be submitted. He has been told the County needs to mail documentation pertaining to the Notice of Intent and the locations need to be plotted on a flood insurance rate map. Chairperson Weih wanted to make sure that people are aware that the Board of Supervisors has the final say concerning proceeding with a proposed buy-out and that the property owners can back out. Assessor Lett noted that he and Sue Hall made that clear to the individuals that wanted to be included in the buy-out.

Moved by Sup. Boedeker seconded by Sup. Campion to approve a new 5-Day Class B Beer Permit for the Tipton Chamber of Commerce for a "Rock The Roof Road Show" event at the fairgrounds.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of August 28, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

Sheriff Wethington met with the Board to request approval to fill a Dispatcher vacancy. Brief discussion was held. The Board approved the request.

Sup. Campion reported that Jeanne Hein has indicated she would like a response from the Board concerning assistance with flood debris removal from rural property. He indicated he has relayed information to her concerning what the County can and cannot do concerning this matter. Chairperson Weih noted he had never heard back from the FEMA representative. He telephoned Jeanne Hein and left a message to call him.

Moved by Sup. Boedeker seconded by Sup. Campion to approve Claim Checks #346593 - #346783.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

It was noted Handwritten Check #346784 dated 9/4/08 was issued to the Cedar County Treasurer in the amount of \$84.23, concerning a Delta Dental claims electronic deposit.

It was noted Handwritten Check #346785 dated 9/4/08 was issued to the Cedar County Treasurer in the amount of \$1,134.96, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #346786 dated 9/4/08 was issued to the Cedar County Treasurer in the amount of \$3,077.88, concerning an Administrative Solutions, Inc. partial self-funded claims electronic deposit.

It was noted Handwritten Check #346787 dated 9/4/08 was issued to the Cedar County Treasurer in the amount of \$580.30, for an Administrative Solutions dental claims electronic deposit.

At 8:10 a.m. Chairperson Weih and Sup. Boedeker departed to attend a Heartland Employment Practices/Current Events Seminar.

On motion, the Board adjourned at 8:10 A.M., to September 8, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 8, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed FY08-09 County Budget expense and revenue summary reports for the month ending 8-31-08.

The Board viewed an ISAC Update dated September 5, 2008.

The Board acknowledged receipt of correspondence dated 9-4-08 from Americans for Balanced Energy Choices regarding clean coal.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association regarding a 2008 Tourism Conference on October 19th.

The Board acknowledged receipt of correspondence from Alliant Energy regarding grain bin safety.

The Board acknowledged receipt of correspondence from the Iowa Department of Human Services, to the CPC's and Auditors regarding Risk Pool Application materials.

The Board acknowledged receipt of correspondence from the Tipton Community Development Director regarding the postponement of the "Gazebo Get Together" to September 11th.

The Board acknowledged receipt of the minutes of the July 12, 2008 meeting of Volunteer Services of Cedar County, submitted by Rhoda Barnhart.

Chairperson Weih telephoned Jeanne Hein to let her know about a new ASC program to assist with flood debris removal.

Moved by Sup. Bell seconded by Sup. Moeller to convene as the Stanwood Drainage District Board.

Ayes: Moeller, Bell, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to return to regular session.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding payment by the County for employees' flu shots. The cost per dose would be \$9.50. Last year the cost was \$12.32.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve payment for employees' flu shots for the year 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of September 4, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Campion to appoint Jackie Barten as Director and Dennis Weih as Alternate to the Eastern Iowa Tourism Association.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the issuance of Handwritten Check #346788 dated 9/8/08 to US Bank in the amount of \$11.06 for room tax on a hotel bill charged on a Case Management Department credit card .

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion (out of room)

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Charline Thumm, Connie Fett, Julie Tischuk, Patty Hamann, Warren Wethington, Amy Wehde, Rob Fangmann, Bev Boots, Bob Klemme, Phil La Rue, Sterling Benz and Gary Jedlicka. Bev Penningroth reported that there is a School Election on September 9th. The ballots for the General Election will be here around the end of September. The Auditor's Office has received a lot of General Election absentee ballot requests. Recorder Thumm reported the Recorder's Office has been busy selling deer hunting licenses, and she noted that ATV & snowmobile licenses will need to be renewed. Patty Hamann reminded department heads that they need to return the H.I.P.A.A. revisions sign-off sheets to her acknowledging that the employees have read the revisions. She noted there will be ads in the newspapers concerning a Veterans vision care program which will utilize grant funds. The Veteran's family must be under 300% of the poverty level to qualify. Sheriff Wethington reported that the concrete parking lot work is finished. He is trying to find funds to purchase equipment to use in conjunction with the cameras at the Law Enforcement Center. Amy Wehde said the Public Health Department will soon have a new Direct Care Worker. The flu shots for employees will likely be administered on November 7th. Engineer Fangmann gave staff and project updates. Bob Klemme reported he hired a part-time Custodian. Phil La Rue reported that the application for the flood buy-out has been submitted. Treasurer Jedlicka noted that first half property taxes are due. Sup. Moeller brought up something he heard concerning Social Security numbers on real estate records. Recorder Thumm noted she didn't put that information out on the Iowa Land Records web site. Discussion continued. Chairperson Weih asked if the departments had any surplus items. Bob Klemme said there are some metal desks that didn't sell at auction. Sup. Boedeker suggested taking them to the Transfer Station.

Engineer Fangmann met with the Board to discuss filling Assistant Engineer, Maintenance Worker I and Maintenance Worker II vacancies. Fangmann requested approval to advertise for and hire an Assistant Engineer. He noted the average salaries of the Assistant Engineer positions in intermediate counties. With a Civil Engineer degree the average salary is \$65,000 and without that degree it is \$55,689. The Engineer would like to hire an Assistant Engineer with a Civil degree at a starting salary of \$50,000. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the hiring of an Assistant Engineer with a Civil degree at a starting salary of \$50,000.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann requested approval to hire two individuals to fill the Maintenance Worker I & II positions. There is currently a vacancy on the Excavator Crew and another employee will be retiring. Fangmann would like to have 29 non-management employees. There are ten blade districts and 13 snow routes. He reviewed employees' duties. The Engineer felt the Secondary Road Department needs at least 28 employees to function efficiently. He is concerned about the upcoming winter season and noted that last winter there was a lot of overtime. Currently there are 27 employees working. Fangmann noted they have hauled a lot of rock year-round, and he reviewed projects that need to be done. Discussion continued.

Moved by Sup. Moeller seconded by Sup. Campion to allow the Engineer to hire two new employees.

Discussion was held. Sup. Bell wondered if the new employees would be on the Bridge Crew. Fangmann noted one of them would be on the Excavator Crew because that position had been posted, but he didn't know about the other person. Sup. Campion felt

the Union doesn't allow the Engineer to put people in positions. Further discussion was held. Sup. Bell felt if there is another retirement, perhaps they could hold off hiring until Spring.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

In other business, Engineer Fangmann told the Board he received an email from the D.O.T. that indicated the Federal Highway Trust Fund is in danger of becoming insolvent, and the Federal Aid project reimbursements could be delayed. Fangmann reviewed projects that could be affected by this. Bonnie Conner entered the room while discussion was in progress. Fangmann noted Emergency Funding has also been delayed. Sup. Boedeker suggested contacting Legislators about the above funding matters. Fangmann indicated he would do that. Further discussion was held.

This being the time set to review/consider the following petitions:

1. Dennis Ray, 1418 Hayes Road, Tipton (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located at 1418 Hayes Road, Tipton, in the SW ¼, NE ¼, NE ¼, Section 17, T-80N, R-3W, in Center West Township. Said petition is to rezone 1.00 acre of a 5.00 acre tract.
2. James and Maureen Bowie, 1595 Logan Avenue, Tipton (Owners) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the NW ¼, NW ¼, Section 16, T-80N, R-4W, in Gower Township, consisting of 2.70 acres more or less.
3. Michael Walter, 376 210th Street, Tipton (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing a single family dwelling on property located in the NE ¼, SE ¼, Section 22, T-81N, R-4W, in Cass Township, consisting of 4.1 acres more or less.
4. Pondview Acres, LLC, 319 Cedar Street, Tipton (Owners) – Requesting approval of a Preliminary Plat of Survey for Pondview Acres, Fifth Addition, an eight (8) lot subdivision located in the NW ¼, SW ¼, Section 14, T-79N, R-2W, in Sugar Creek Township, consisting of 13.88 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director was in attendance. Others in attendance were: Dennis Ray, Jim & Maureen Bowie, Justin Worrell, Bonnie Conner, Michael Walter, Stuart Werling, Richard Kordick and Engineer Fangmann.

Petition #1 was addressed. Phil La Rue noted there are no written or verbal objections on file. He noted objectives in the Comprehensive Plan. There was a home on this property. Dennis Ray addressed the Board. He told them his home was substantially damaged due to the flood, and his daughter's home was destroyed. Mr. Ray would like to give one acre to his daughter to build a home. There would be a new driveway and culvert. Letters from the County Engineer and Tipton Fire Department were reviewed. The Corn Suitability Rating is 85. The ground has never been farmed. There are slight septic limitations. Sup. Moeller noted the petitioner has the right to rebuild without rezoning since there was a prior home there.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the petition by Dennis Ray (Owner), Tipton, as defined above, and to waive the second hearing scheduled for 9-11-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Petition #2 was addressed. Phil La Rue noted there was one verbal objection at the Planning & Zoning Commission meeting. Jim Bowie addressed the Board. He noted they have a 156-acre farm a mile west of Plato. His nephew rents the ground and Justin Worrell helps him farm the ground. Worrell and his wife rented a house near the Cedar River, which was destroyed by the flood. They are looking for a place to build a house and approached the Bowies. On the northwest corner of the farm there is a little isolated field that they are looking at for the Worrells to build on. It is on high ground. A driveway has been approved, and the West Branch Fire Department would provide services. Mr. Bowie noted the Corn Suitability Rating is way below 85. A portion of the ground is being farmed now. Mr. Bowie noted most likely a portion of the parcel would be farmed after a home is built there, but he stated that would be up to Justin Worrell. Bonnie Conner noted there are about five new homes in that area. Her concern is about losing farm ground to new homes. Justin Worrell would be building directly east of her driveway. After thinking about it, she doesn't have any objections to Justin Worrell building there, but she wanted to point out to the Board that she felt we have to start thinking about our future and people building in agricultural areas. Chairperson Weih felt she is not alone with her concern. Bonnie Conner noted the road is hilly, and it is a high-traffic road. Jim Bowie told the Board that Justin Worrell building a home at this location would not change the traffic count, since the Worrells travelled the same road to get where they lived before. Phil La Rue noted there is a high water table, so they'd have to be very aware for the placement of a home and septic system. Chairperson Weih felt the Zoning Commission and the Board make sure that safety and drainage issues are addressed. He noted this petition is for a relocation due to the flood, as was the first petition. Weih felt the Board takes into consideration the neighbors' concerns. He felt some members of the Board might have philosophical differences. Brief discussion continued.

Moved by Sup. Moeller seconded by Sup. Campion to approve the petition by James and Maureen Bowie (Owners), Tipton, as defined above, and to waive the second hearing scheduled for 9-11-08.

Discussion was held. Sup. Bell asked Justin Worrell if he would be cropping the ground around the house. Mr. Worrell said yes, in the bottom area where crops grow better. Sup. Moeller noted the petition is only for 2.70 acres and one acre of that would likely be for the home.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Petition #3 was addressed. Phil La Rue noted there are no written or verbal objections on file. Michael Walter addressed the Board. Mr. Walters said there is 160 acres of farm ground. His son wants to move back to this area from Chicago. Mr. Walter would like to make it easier for his son. The Corn Suitability Rating is 13 – 25. Phil La Rue noted they would have to be careful with the septic design and installation to avoid groundwater contamination. There would be an easement for the driveway, which would be a dry-fill entrance.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Michael Walter (Owner), Tipton, as defined above, and to waive the second hearing scheduled for 9-11-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Petition #4 was addressed. Phil La Rue noted there are no written or verbal objections on file, but that there was a petition circulated noting concerns. The petition was read by Chairperson Weih. Stuart Werling addressed the Board. He discussed the roads in the Pondview Acres subdivisions. He noted that at the Planning & Zoning Commission meeting only one concerned person attended. The developers, which includes Werling, do not want the lot owners to be unhappy. Since the P&Z meeting, Merv Pasvogel has met with almost everyone that signed the petition. Most of them apologized and indicated they thought the petition would help to have the County take over the roads. The Supervisors indicated that would not happen. Mr. Werling noted one or two people were unhappy with the roads, and he felt vehicle speed is the cause of the road problems.

The roads have a seal coat, which Werling noted take maintenance. There has also at times been construction equipment on the roads. New lot owners have been asked to have construction equipment unload on their lots rather than on the road. The developers have purchased an oiler and patching materials. Maintenance of the roads is the duty of the lot owners in the subdivision, who are members of a road association. Werling felt the Board should encourage that concept. He noted the developers have personally made some road repairs. In the past, Werling noted Mr. Pasvogel has maintained the roads, but that is really the road association's responsibility, and he felt the lot owners understand that. Werling felt that the recent discussions with the lot owners should take care of the complaints. Chairperson Weih asked if there is a road assessment. Mr. Werling replied that each lot owner pays \$200/yr. It was noted the roads were built to County standards, and Werling stated the developers have repaired any road construction problems. The covenants were discussed. If this petition is approved, there would be a total of 40 lots. Mr. Werling told the Board it is noted in the by-laws that the roads will not be taken over by the County. There will be another well if this petition is approved. Each lot would have a septic system. Discussion continued. Chairperson Weih inquired about septic rules. Phil La Rue referenced Chapter 6 of the Subdivision Ordinance and having a community sewer if there are more than 40 lots, but he indicated the way they've interpreted that is if a 40-lot subdivision is done in phases, La Rue has no problem with individual septic systems.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution and to waive the second hearing scheduled for 9-11-08:

RESOLUTION APPROVING MAJOR PLAT

WHEREAS, a Preliminary Plat of Pond View Acres 5th Addition, a Subdivision in Cedar County, Iowa, has been filed with the Planning and Zoning Commission of Cedar County, Iowa, and a recommendation approving the same has been duly passed by the Planning and Zoning Commission of Cedar County, Iowa, and referred to the Board of Supervisors of Cedar County, Iowa, and after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Preliminary Plat of the said Pond View Acres 5th Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 8th day of September, A.D., 2008.

Discussion was held. Sup. Bell asked why one P&Z Commission member abstained on the vote. La Rue said her husband had done work for the developer. Chairperson Weih asked why a member voted nay. La Rue said the member was concerned about the roads.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a new Cigarette Permit for Pilot Travel Center #496.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

County Attorney Benz met with the Board to discuss zoning litigation by Alan & Simone Hansen. Atty. Benz noted a Writ of Certiorari has been filed by the Hansens to review the Board's action concerning a zoning decision. Benz requested a closed session.

Moved by Sup. Boedeker seconded by Sup. Bell to go into closed session as allowed under Section 21.5.1(c), Code of Iowa.

Ayes: Boedeker, Bell, Moeller, Campion, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to return to regular session.

Ayes: Boedeker, Moeller, Bell, Campion, Moeller

Moved by Sup. Bell seconded by Sup. Boedeker to not accept their proposal to settle the litigation on the basis of restrictive covenants being imposed on these two parcels, specifically to allow one home on each parcel.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

On motion, the Board adjourned at 11:28 A.M., to September 11, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 11, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Rhonda Wells-Stiteler for a Correctional Officer position.

The Board viewed correspondence from Jenni Tholen, Jail Administrator regarding payroll changes for Becky Severin and Elisabeth Remetch, Correctional Officers.

The Board viewed an update from the Iowa Tourism Office dated September 9, 2008.

The Board viewed a report of fees collected for August 2008, submitted by the Clerk of the District Court.

The Board acknowledged receipt of correspondence from Attorney Jeffrey L. Goodman of Goodman & Associates, P.C. regarding an ordinance related to bicycle events on County roads.

The Board acknowledged receipt of a copy of correspondence between Bret Voorhees, Iowa Homeland Security and Emergency Management and Mary Vavra, 911/EMA Director regarding the amount FEMA will pay for all categories of Public Assistance work.

The Board acknowledged receipt of correspondence from Jeffrey Wetherington of FEMA External Affairs-IGA regarding important deadlines.

The Board acknowledged receipt of correspondence from Yvonne Knapp of the Lee County Economic Development Group regarding a tourism development project concerning preserving a building in the City of Montrose for a community project.

The Board acknowledged receipt of correspondence from Scott Meyer of The Des Moines Register regarding the last issue for the year of the Eastern Iowa Section.

The Board acknowledged receipt of correspondence, a publication entitled "Energy Keepers, Energy Killers" and a DVD entitled "Unstoppable Solar Cycles" from Trevor R. Martin, Vice President-Government Affairs of The Heartland Institute.

The Board acknowledged receipt of correspondence and a draft of a Disaster Recovery Plan from the Iowa Department of Economic Development requesting comments.

The Board acknowledged receipt of correspondence from East Central Intergovernmental Association regarding a Council meeting on September 17th.

The Board noted correspondence from Amy Wehde, Deputy Director, Cedar County Public Health regarding a payroll change for Barbara Smith, Nurse, from \$20.26/hr to \$20.55/hr effective 8-26-08.

Moved By Sup. Boedeker seconded by Sup. Bell to approve issuance of Handwritten Check #366792 dated 9-11-08 in the amount of \$572.42 to US Bank for payment of a Public Health credit card statement.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of September 8, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the following new hire:
Sheriff's Department
Rhonda Wells-Stiteler for a Correctional Officer position at \$12.91/hr effective 8-27-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:
Sheriff's Department
Becky Severin from \$12.91/hr to \$13.44/hr effective 10-15-08 and
Elisabeth Remetch from \$13.82/hr to \$14.56/hr effective 9-26-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Patty Hamann, Veteran Affairs Secretary/General Assistance Director met with the Board to discuss office coverage during her vacation time. She will prepare assistance applications with letters which Sharon Laucamp in the Environmental & Zoning Office has agreed to hand out. The Auditor has agreed to assist with any burials. Discussion was held. The Board had no objection.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Payroll Checks #133041 - #133207 for the period ending 9-6-08 and to be paid on 9-12-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held with Auditor Gritton regarding flood-related expense reimbursements.

It was noted Handwritten Check #346789 dated 9/11/08 was issued to the Cedar County Treasurer in the amount of \$150.22, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #346790 dated 9/11/08 was issued to the Cedar County Treasurer in the amount of \$107.21, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #346791 dated 9/11/08 was issued to the Cedar County Treasurer in the amount of \$1,591.08, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:00 A.M., to September 12, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

TIPTON, IOWA

September 12, 2008

The Cedar County Board of Supervisors met in special session at 10:00 A.M., September 12, 2008 with the following members present: Campion, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih and Sup. Moeller were absent.

The Board convened as a Canvass Board to canvass votes cast in the School Election on September 9, 2008. Auditor Gritton and Tarah Gates, Clerk were in attendance.

Thereupon the returns from the precincts were opened and examined with the following results determined:

BENNETT COMMUNITY SCHOOL – Arthur J. Ahrens and David W. Rixe were determined to be elected. Public Measure C-The proposition did pass.

DURANT COMMUNITY SCHOOL – Sheila Compton and Richard Stoltenberg were determined to be elected. Public Measure D-The proposition did pass.

NORTH CEDAR COMMUNITY SCHOOL – Jane Malaby and Duane Stonerook were determined to be elected.

TIPTON COMMUNITY SCHOOL – Duane Webb was determined to be elected.

WEST BRANCH COMMUNITY SCHOOL – Kathy Knoop, Marty Jacobson and Richard M. Paulus were determined to be elected.

EASTERN IOWA COMMUNITY COLLEGE DISTRICT (Merged Area IX) – Bill Vetter for Office of Director-247 votes.

On motion, the Board adjourned at 10:25 a.m., to September 15, 2008.

Cari Gritton, Auditor

Dennis Boedeker , Acting Chairperson
Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 15, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed the minutes of the September 4, 2008 Heartland Insurance Risk Pool Trustee Meeting.

The Board acknowledged receipt of correspondence from Mark D. McIntyre, Senior Vice President of Russ Reid regarding federal funding for transportation projects.

Bob Klemme, Courthouse Custodian met with the Board to discuss parking lot lighting. He would like to have the City of Tipton install flood lights facing the east parking lot on two poles along Meridian Street. John Packwood of the City of Tipton has told him the cost would be \$40-\$50/mo. for both lights. Discussion was held. It was the general consensus of the Board to allow the installation of the two flood lights, pending that the fee be reduced to writing and then viewed by the Board. In other business, Bob Klemme noted the City will be planting three non-bearing Pear trees and two Locust trees (one on each end) along the street on the east side of the Courthouse.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of September 11 & 12, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

Paul J. Greufe of PJ Greufe & Associates LLC met with the Board to discuss his Human Resources consulting services contract and Employee Handbook revisions. Mr. Greufe reviewed a summary of H.R. services performed in the past year. He presented a proposal for his contract renewal. The monthly fee increased from \$1,000 to \$1,500. The Board will consider the proposal.

Proposed Employee Handbook revisions were reviewed. Others in attendance were: Cari Gritton, Mary Dorris, Amy Wehde, Carolyn Wood, Rob Fangmann, Bob Klemme and Dan Lett. Discussion was held. Mr. Greufe would like to meet with other boards and commissions to discuss making their policies match the handbook. Some areas of discussion were, but not limited to: holidays, vacation time, meal reimbursement, name badges, computer use, FMLA, orientation period, and funeral leave. The Board made no final decision on the proposed revisions. They will discuss the revisions further during an upcoming meeting(s).

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Proposal for Human Resource Consulting Services for PJ Greufe & Associates LLC which is effective 10-1-08.

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve a new Cigarette permit for Kum & Go #267 and a new Class C Beer Permit with Sunday Sales for Pilot Travel Centers.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve a Utility Permit Application for Iowa Telecom for new service to 1075 – 273rd Street.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board noted that Handwritten Check #366793 dated 9-12-08 in the amount of \$3,285.98 was issued to IPERS since there was a due date of September 15, 2008.

On motion, the Board adjourned at 11:50 A.M., to September 18, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 18, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated September 16, 2008.

The Board viewed a GreeNetwork September 2008 issue from the Iowa Department of Economic Development.

The Board viewed correspondence from Katie Pfeifer of The National Council For Public-Private Partnerships.

The Board viewed Legislative News dated 9-17-08 submitted by Speaker of the House Pat Murphy.

The Board acknowledged receipt of a copy of correspondence from Jim Russell of Homeland Security and Emergency Management Division regarding receipt of the County's Notice of Interest for the Hazard Mitigation Grant Program DR-1763.

The Board acknowledged receipt of correspondence from Atty. Wm. B. Norton regarding funding for Project #145.

The Board acknowledged receipt of correspondence from Julie Rutz of iowapolitics.com regarding a news release concerning Dennis Van Roekel, President of the National Education Association.

The Board acknowledged receipt of correspondence from Travis B. Alden, Tipton Community Development Director regarding his appointment as a representative for Cedar County on the Eastern Iowa Tourism Association.

The Board acknowledged receipt of correspondence from the City of Mechanicsville requesting support for their sidewalks project to the North Cedar Elementary School and a grant application.

The Board acknowledged receipt of correspondence from the Annual Iowa Hunger Summit to be held on October 14th.

The Board acknowledged receipt of correspondence from GreenStreets regarding positions available in Rebuild Iowa Green Corps and West Union AmeriCorps VISTA-Iowa Department of Economic Development.

The Board noted correspondence from Amy L. Wehde, Home Health Supervisor, Cedar County Public Health regarding the hiring of Barbara Jones for a Direct Care Worker position at \$8.95/hr effective 9-15-08.

Moved by Sup. Bell seconded by Sup. Boedeker to convene as the Stanwood Drainage District Board.

Ayes: Bell, Moeller, Campion, Boedeker, Bell

Moved by Sup. Bell seconded Sup. Boedeker to return to regular session.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of September 15, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Teresa Reed of the Natural Resources Conservation Service and Engineer Fangmann met with the Board to discuss an Emergency Watershed Protection Program project concerning debris removal from the Rochester bridge on County Road F44. Fangmann noted a low water crossing on Echo Avenue has been removed from the project. Teresa Reed noted the total project cost is \$39,200. Of that amount, 75 % (\$29,400) would be funded by the EWP Program and the remainder would be an in-kind contribution by the Engineer's Office (design and contract work). The project has to be completed by March 9, 2009 to receive the funds. Reed reviewed the requirements for the funding. The Engineer noted a letting would be done after his office receives a Notice to Proceed. He told the Board they are planning to use the parking lot of the Rochester Park south of the project to burn debris. The County Attorney would do a title opinion to indicate that Cedar County owns the park and it is okay to burn there. This assurance is needed to do the project. They will follow D.N.R. guidelines for burning. Discussion continued.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a United States Department of Agriculture Natural Resources Conservation Service Project Agreement Locally LED Contracting and an Operation and Maintenance Agreement and Plan concerning the Emergency Watershed Protection Program for debris removal from the Rochester Bridge, contingent on a title opinion from the County Attorney.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The County Engineer gave project updates. General discussion was held. Engineer Fangmann reported that he received correspondence from Senator Grassley indicating that \$8 billion has been transferred to the Highway Trust Fund.

Sharon Laucamp of the Environmental & Zoning Office met with the Board to set public hearing dates to review a zoning petition. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to set October 2 & 6, 2008 at 9:00 a.m. as the time to review/consider the following petition:

Randy and Linda Weaver, 1524 Highway 130, Tipton (Contract Buyers) and Rebecca Penningroth, 110 Daybreak Ridge, Tipton (Owner)-Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of relocating the Buchanan House to the property located in the NW ¼, NW ¼, Section 8, T-80N, R-3W, in Center West Township. Said petition is to rezone 1.99 acres of a 9.1 acre tract.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution:

**BRIDGE EMBARGO
RESOLUTION**

WHEREAS: The Board of Supervisors is empowered under authority of Sections 321.236 Sub. (8), 321.471 to 321.473 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

WHEREAS: the Cedar County Engineer has caused to be completed the Structure Inventory and Appraisal of certain Bridge Inspection Standards and has determined (or it has been determined) that they are inadequate for two-lane legal loads at allowable operating stress.

NOW, THEREFORE, BE IT RESOLVED by the Cedar County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridge listed.

Bridge Number 018490 on F44 (290th Street) over the Cedar River in Section 11, T79N, R3W of Iowa and Rochester Townships be limited as follows:

Load Limit 28, 40, 40 Ton

Passed and approved this 18th day of September, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Mayor Furry of the City of Mechanicsville met with the Board to discuss the City's request for support for a sidewalks project to the new North Cedar Elementary School and a Safe Route to School Grant application. He noted their grant application was denied last year, and they are resubmitting it. Discussion was held. Sup. Boedeker noted the County Engineer indicated he would help with in-kind work, if needed, as his time allows. Mayor Furry felt that the grain bins do not need to be moved.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign a letter of support for the Safe Route to School Grant application.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with Mayor Furry.

Moved by Sup. Bell seconded by Sup. Boedeker to approve Claim Checks #366794 - #367082.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #367083 dated 9/18/08 was issued to the Cedar County Treasurer in the amount of \$851.15, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367084 dated 9/18/08 was issued to the Cedar County Treasurer in the amount of \$2,456.24, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367085 dated 9/18/08 was issued to the Cedar County Treasurer in the amount of \$1,090.53, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 11:22 A.M., to September 22, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 22, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board acknowledged receipt of a copy of a proposed Matthews Memorial Airport Tall Structures Ordinance submitted to Phil La Rue, Zoning Director, by Doug Boldt, City Manager for the City of Tipton.

The Board acknowledged receipt of correspondence from the NADO Research Foundation regarding a workshop on brownfields redevelopment scheduled for Nov. 5-6, 2008.

The Board acknowledged receipt of Cedar County Environmental and Zoning monthly newsletter.

The Board acknowledged receipt of correspondence from Chad Petersen, River Valley Co-Op to Phil LaRue, Environmental and Zoning Director regarding changing a 30,000 gallon LP tank into Anhydrous Ammonia storage.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of September 18, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Deputy Auditor Carpenter discussed with the Board different options for the employees Christmas Club account for the upcoming year. It was suggested by Carpenter to stay with Community State Bank.

Engineer Fangmann met with the Board regarding a petition he received from landowners in the Mechanicsville area of Badger Road to Old Lincoln Highway. They would like that part of the road made a Level C. Fangmann was told to pursue this further.

Engineer Fangmann discussed with the Board a request by Road Machinery to borrow our newest Komatsu motor grader and use it as a demo for 4 days at a convention. They would pick it up and detail it for the show and then return it to us. They would also give the County \$1,000.00 credit. No decision was made.

Paul Greufe of PJ Greufe & Associates LLC met with the Board to discuss proposed employee handbook revisions. Discussion was held. Some areas of discussion were, but not limited to: holidays, vacation time, meal reimbursement, name badges, computer use, cell phone use, FMLA, orientation period, and funeral leave. Greufe will make revisions as asked and then present to the Board for final approval.

It was noted Handwritten Check #367086 dated 9/19/08 was issued to the Cedar County Treasurer in the amount of \$535.00, concerning an Administrative Solutions, Inc. flex claims credit electronic deposit.

On motion, the Board adjourned at 11:00 A.M., to September 25, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 25, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated September 23, 2008.

The Board viewed minutes from the Veterans Commission meeting for the month of September 2008, submitted by Patty Hamann, Secretary.

The Board viewed minutes from the River Bend Transit Board meeting for the month of September.

The Board acknowledged receipt of a copy of correspondence to the Leland Smith Foundation, from Keith Hogan regarding a grant proposal for a stone with a date, to preserve an intellectual historic site (boundary line corrections).

The Board acknowledged receipt of Manure Management Plan Annual Updates for Crock & Sons.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association regarding grant applications.

Sup. Boedeker reported that he talked to Mark Schneider of the East Central Intergovernmental Association. Schneider indicated there would be additional funding for flood victims. He will meet with the Board on September 29th at 10:00 a.m. to discuss the matter.

Engineer Fangmann met with the Board to discuss loaning the Komatsu motor grader to Road Machinery for a convention, final plans for bridge replacement project #BROS-CO16(72)—8J-16 on Franklin Avenue in Sec. 36 T79N R4W in Springdale Township and final plans for bridge replacement project #BROS-CO16(73)—8J-16 on King Avenue in Sec. 26 T82N R3W in Fremont Township. Discussion was held regarding loaning the Komatsu motor grader to Road Machinery.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize the County Engineer to allow Road Machinery to use the Komatsu motor grader for a convention subject to them having adequate insurance and the assurance that the County would have a motor grader to use if needed.

Discussion was held. Sup. Campion referenced a grader that was damaged when it was received by the County. Sup. Bell noted that is why he made the motion as he did. Engineer Fangmann noted the salesman told him they could get a grader to the County in two days. Brief discussion continued.

Ayes: Boedeker, Bell, Moeller

Nays: Campion, Weih

Discussion was held regarding the bridge replacement projects on Franklin and King Avenues. Engineer Fangmann told the Board that the amount budgeted for the Franklin Avenue project is \$300,000. The estimate for the project is \$443,000. This is a locally funded project. He recommended delaying this project until Spring until they can see how the Winter goes, indicating snow removal costs could be high. Fangmann felt this is a matter of finances. Further discussion was held. Discussion was then held regarding the King Avenue project. Plans were reviewed. Fangmann recommended proceeding with this project.

Moved by Sup. Boedeker seconded by Sup. Bell to delay the Franklin Avenue bridge replacement project and to proceed with the King Avenue bridge replacement project #BROS-CO16(73)—8J-16 and approve the plans for the same.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann gave project updates. General discussion was held.

Moved by Sup. Moeller seconded by Sup. Campion to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecommunications for service to a new hog building on Monroe Avenue just west of the Old Muscatine Road.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the following payroll change:

Case Management

Jennifer Boedeker, Office Manager, from \$11.50/hr to \$11.75/hr effective 7-3-08.

Ayes: Moeller, Campion, Bell, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of September 22, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding the request by River Valley Cooperative for a letter from the Board of Supervisors stating they are not in charge of zoning. River Valley wants to convert an LP tank into Anhydrous Ammonia storage, and the State is asking them to do certain things.

Moved by Sup. Moeller seconded by Sup. Boedeker to instruct Phil La Rue, Zoning Director to present to the Board of Supervisors a letter of instructions for River Valley Cooperative concerning the tank conversion.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann briefly met with the Board to let them know the Secondary Road Department will be doing some work outside of the right-of-way to correct a culvert problem on 260th Street near the Honey Grove Cemetery.

Sup. Boedeker gave an Eastern Iowa Rural Utility Services System meeting report. A system has been completed in Center Junction.

Moved by Sup. Bell seconded by Sup. Moeller to approve Payroll Checks #133208 - #133382 for the period ending 9-20-08 and to be paid on 9-26-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #367087 dated 9/25/08 was issued to the Cedar County Treasurer in the amount of \$55.63, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367088 dated 9/25/08 was issued to the Cedar County Treasurer in the amount of \$2,320.14, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367089 dated 9/25/08 was issued to the Cedar County Treasurer in the amount of \$1,763.00, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:10 A.M., to September 29, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 2, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 9-30-08.

The Board acknowledged receipt of correspondence from Doug Boldt, City Manager for the City of Tipton regarding an informational meeting on October 6, 2008 concerning the City's emergency procedures during power outages.

Roberta Stackhouse and Ron Wiechert entered the room while discussion was in progress.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Claim Checks #367091-#367259.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of September 29, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

This being the time set for a public hearing to review/consider the following petition: Randy and Linda Weaver, 1524 Highway 130, Tipton (Contract Buyers) and Rebecca Penningroth, 110 Daybreak Ridge, Tipton (Owner)-Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of relocating the Buchanan House to the property located in the NW ¼, NW ¼, Section 8, T-80N, R-3W, in Center West Township. Said petition is to rezone 1.99 acres of a 9.1 acre tract.

Chairperson Weih read the legal notice. Sharon Laucamp, Office Manager for the Zoning Office was in attendance. Others in attendance were: Randy & Linda Weaver, Ron Wiechert, Roberta Stackhouse, Atty. Doug Simkin and Engineer Fangmann.

Sharon Laucamp noted there are no written or verbal objections on file. She asked the Board to consider the petition in accordance with Chapter 18.2(3) of the Zoning Ordinance. The Tipton Fire Department letter stated they can provide service, but noted it is the owner's responsibility to construct and maintain a suitable driveway for emergency vehicles. The County Engineer's letter indicated an approved entrance permit is on file. Laucamp reviewed the soils inventory. The limitations for building are moderate, and the limitations for septic systems are slight to severe, with the severe limitations due to slope alone. The Corn Suitability Ratings are 45-85. If this zoning petition is approved, a minor subdivision would be required since the property has been split once already. This ground is currently in CRP. Chairperson Weih noted there was a concern about the weight of the house on the County's roads. Linda Weaver told the Board they are hiring Patterson out of Washington, Iowa to move the house. They'll cut the house and put beams under it. Patterson will obtain the weight, so they know how to place the axles under it. Randy Weaver said there would be multiple dollies under the house, and Patterson will know the weight before it goes on the road. Sup. Boedeker wondered if it would still be over the allowed gross weight limit. Engineer Fangmann indicated they would be responsible to get the weight distributed so there is only 20,000 pounds per axle/dolly. Linda Weaver noted that Patterson has moved larger structures than this house. Randy Weaver noted the load would be distributed over the entire roadway. Fangmann told the Board that yesterday he had a request for a 340,000 lb. load to travel on a County road and bridge. Calhoun-Burns did a special assessment on the bridge to check to see if that would be possible. Sup. Boedeker wondered if transporting

the house destroys the road, who fixes it? Fangmann felt if the house falls on the road and they see some stress...he felt the D.O.T. officers would likely be there anyway to check things. Chairperson Weih thought the mover would have insurance for that. Sup. Moeller wondered how thick X40 is in Buchanan. Fangmann thought it is 6 inches in the center and then 7 – 7 ½ at the edges. Weih wondered if they had an estimate of what the house weighs. Randy Weaver indicated they didn't know. Fangmann wondered when they would be moving the house. He has a concern if the house would be moved in the Spring when the frost is coming out. Randy Weaver indicated they hoped to move the house this Fall or when the ground is frozen. Fangmann noted the base of the road would need to be solid. Mr. Weaver felt they'd have to wait until it is suitable. Ron Wiechert owns property adjacent to the proposed site for this house. As a taxpayer he is concerned about whose liability it is if the road is destroyed and how they would move the house without significant damage to the gravel road, and the potential loss of use of his own property if that road is damaged. Moeller asked if that is the only way out from his property. Wiechert said yes. The estimated time on Green Road would be a partial day. Linda Weaver told the Board that when they excavate for the basement, they would increase the width of the road and then they would later take that extra width back out. She noted any damage to the road would be corrected at that time. Moeller asked if the mover is confident about moving the house. Linda Weaver said yes. Moeller wondered if the mover signed a waiver of responsibility. She said the mover had some insurance. Randy Weaver told the Board that he and his wife would have insurance on the structure and for any damages before they move the house down the road. He noted he would need to talk to the Engineer about how much insurance would be needed. Discussion continued. Ron Wiechert felt the house seemed too large to be a single family dwelling. He has heard that the house is to be turned into a bed and breakfast, and there is to be a vineyard and winery. Mr. Wiechert is concerned about his property being adjacent to a commercial property. He indicated that he understood that the ultimate purpose for the land is not residential. Chairperson Weih noted that if the property is not used for residential purposes, it's a violation of zoning. Randy Weaver stated that only two acres would be rezoned residential, and the rest of the property would still be in agricultural use. He noted a vineyard is an agricultural use, and the winery would produce a value-added agricultural product. Linda Weaver said they are not looking to go large scale. Mr. Weichert does not want a commercial operation in his back yard. Mrs. Weaver noted this would be up-scale. Weichert didn't want people travelling up and down that road to get to a commercial establishment. He felt this is pristine agricultural land. Mr. Weichert noted he has strong objections to this petition. Sup. Moeller noted there is another bed and breakfast in the County. Sharon Laucamp stated that when and if that comes about, they would have to go to the Board of Adjustment. Chairperson Weih noted the request is for residential zoning, and they can't anticipate what might happen in the future. Laucamp noted that once a use is approved by the Board of Adjustment, it would be reviewed annually by that same Board. Mr. Wiechert felt that if the ultimate use had been made known to other neighbors, they'd have been at this hearing also, and he asked for an opportunity for other neighbors to be able to discuss this matter. Linda Weaver noted her initial plans were to save this historic house. There are plans on linen for this house in the Historic Library in Iowa City. She felt it would take her a while to get it completely up and refurbished. Mrs. Weaver noted that having a bed and breakfast is not her ultimate goal right now, and since this is marginal ground and they do make wine themselves, it seemed like a possibility. She indicated they are just talking about possibilities right now. They just want to save this house. Sup. Bell felt the State is promoting wineries in Eastern Iowa. He is on the Limestone Bluffs Resources & Conservation Development Council, and we are designated as a wine region. Bell stated that the wineries he has visited are very friendly to the neighborhood, and he doesn't see a lot of problems. He doesn't think the traffic would be too terribly bad. Bell thought they are one of the more friendly value-added crops in the State of Iowa. There are funds available for starting up wineries, and Bell noted it is a targeted industry by the State for people to get into. Mrs. Weaver felt the house projects dignity, and that is what they want to return it to. She noted whatever they do would be tasteful and subdued. Sup. Moeller felt there are always hypothetical scenarios brought forward. He noted the petition is for residential zoning.

Moved by Sup. Moeller seconded by Sup. Champion to accept the petition by Randy & Linda Weaver, Tipton (Contract Buyers) and Rebecca Penningroth (Owner), as defined above, and to waive the second hearing scheduled for October 6, 2008.

Discussion was held. Mr. Wiechert noted he has communicated with the seller and the real estate agent, and both parties indicated the use of the property is to be a commercial endeavor. He felt this is a foot in the door, trying to get this established as residential, and the ultimate use is going to be a commercial operation. Moeller asked if Wiechert would object to any residence on this parcel. Weichert said no. Moeller wondered if his objection was that the potential for another use is there. Wiechert felt it was more than a potential and that there has been a stated use. Linda Weaver noted that no where in the purchase was that stated. Sup. Boedeker brought up the reference by Wiechert that other neighbors didn't know about this. Wiechert indicated he was given notice about the residential zoning request, but felt other neighbors should be made aware of the potential commercial use. Boedeker suggested amending the motion to not waive the second hearing. Moeller and Champion were agreeable to that amendment. Moeller noted a commercial use would have to go before the Board of Adjustment, which would be another chance to voice concerns.

Moved by Sup. Boedeker seconded by Sup. Bell to amend the motion to not waive the second hearing on the petition.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

The vote on the amended motion was as follows:

Ayes: Boedeker, Champion, Moeller, Bell, Weih

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Cari Gritton, Connie Fett, Patty Hamann, Malissa Woolley, Dan Lett, Bob Klemme, Amy Wehde, Mary Dorris, Mike Dauber, Gary Jedlicka, Carolyn Wood and Rob Fangmann. Auditor Gritton reported that, at this time, over 1,100 absentee ballots have been requested. Patty Hamann, Veteran Affairs Secretary and General Assistance Director noted she will be attending a meeting on October 7th with Community Action of Eastern Iowa to discuss how to assist people this winter. She will also be attending a Fall School in Des Moines on October 13th – 15th. Five Veterans were assisted with vision care utilizing grant funds. Malissa Woolley reported the Recorder's Office has 647 antlerless deer licenses left. They are selling about 100 deer licenses per week. She noted other activities in the office. Assessor Lett said he would be attending an Assessor's Conference in Des Moines next week. He has been appointed to the position of Chair for the District Assessor's group. The Assessor's Office will be sending out annual service post cards at the end of October. Dan Lett and Sue Hall have been working on a Flood Buyout Task Force. Bob Klemme, Custodian noted the new sidewalk from the Courthouse to the south has been completed. Mary Dorris, Director of Cedar County Public Health reported that she attended a Homeland Security Conference in Des Moines. She noted it was a very good conference, and she learned a lot for emergency planning. The laptops for the Nurses are up and running well. Cedar County has received a trailer purchased by Region 6 Emergency Management. The trailer contains supplies, including a generator. Dorris noted the Public Health Office has been receiving a lot of calls concerning rabies from bats. There is a rabies vaccine shortage. She explained the process to obtain the vaccine. It was noted that employee flu shots will be given on November 7th from 7 a.m. to 9 a.m. Mike Dauber, Conservation Director reported that the restoration (due to the flood) of the Rochester Park shelter is complete. They are now working at the Cedar Valley Park. Engineer Fangmann gave project updates. Sup. Bell noted information concerning the Jumpstart Housing Programs assistance through E.C.I.A.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign a quarterly Payment Voucher to the Iowa Department of Public Health concerning FY08-09 substance abuse funding.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

It was noted Handwritten Check #367260 dated 10/2/08 was issued to the Cedar County Treasurer in the amount of \$1,223.10, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367261 dated 10/2/08 was issued to the Cedar County Treasurer in the amount of \$6,235.44, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367262 dated 10/2/08 was issued to the Cedar County Treasurer in the amount of \$1,221.79, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:20 A.M., to October 6, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 6, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed County Budget Expense & Revenue Summaries, submitted by the Auditor's Office.

The Board viewed correspondence from Julie Tischuk, Director of the Case Management Department regarding a payroll change for Larissa Stern, Case Manager.

The Board viewed an ISAC Update dated October 3, 2008.

The Board acknowledged receipt of correspondence from ArcaSearch regarding a mobile scanning unit, MAX.

The Board acknowledged receipt of Manure Management Plans submitted by Allen Wiese and Steve Weets.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding Wall Street vs. community banks.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding a link to obtain information on judges that are on the ballot.

The Board acknowledged receipt of correspondence from Kay Neumann-Thomas of the Iowa Association of Business and Industry Foundation regarding an Iowa Leadership Conference on November 6th.

Engineer Fangmann met with the Board to review a Snowmobile Permit and Agreement with Cedar County Winter Warriors. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign the Snowmobile Permit and Agreement with Cedar County Winter Warriors.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

The Engineer gave project updates. General discussion was held. Roberta Stackhouse entered the room while discussion was in progress.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of October 2, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

Discussion was held with Roberta Stackhouse and Engineer Fangmann regarding who is responsible to place a street sign in the Pheasant Run Subdivision. Fangmann said it is the 911 Board's responsibility. He has been authorizing the Secondary Road Department to put up street signs (purchased by the 911 Board) that are just off of the County roads to subdivisions. General discussion was held.

This being the time set for a public hearing to review/consider the following petition: Randy and Linda Weaver, 1524 Highway 130, Tipton (Contract Buyers) and Rebecca Penningroth, 110 Daybreak Ridge, Tipton (Owner)-Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of relocating the Buchanan

House to the property located in the NW ¼, NW ¼, Section 8, T-80N, R-3W, in Center West Township. Said petition is to rezone 1.99 acres of a 9.1 acre tract.

Chairperson Weih read the legal notice. Those in attendance were: Randy & Linda Weaver, Ron Wiechert, Roberta Stackhouse and Engineer Fangmann. Chairperson Weih asked if there was any additional information or comments. He noted this second hearing was being held to give the neighbors an opportunity to voice their opinions. Ron Wiechert noted he had not heard from his neighbors, and he had no further comment. Randy Weaver told the Board the mover has \$2 million of insurance for any damage to the roads. Chairperson Weih felt the road concerns have been addressed. He reminded everyone that this petition is only for a request to change the zoning classification for almost 2 acres to Suburban Residential. Weih noted a public hearing would be required for a minor subdivision, so there would be other opportunities to comment.

Moved by Sup. Bell seconded by Sup. Champion to approve the petition by Randy and Linda Weaver, Tipton (Contract Buyers) and Rebecca Penningroth (Owner), as defined above.

Discussion was held. Sup. Champion said he had a concern about the road, but apparently that has been resolved. He referenced insurance coverage and that the D.O.T. would make sure the correct weight is on the axles. Engineer Fangmann indicated the building mover has equipment that determines the weight on each axle. Champion asked if Green Road would be widened out. Fangmann indicated yes. Ron Wiechert asked if Green Road would be paved. Fangmann said no, that it would be widened, and after the house is moved, it would be reshaped. Champion noted what you see is what you get concerning the road, and nothing special will be done to the road. Sup. Bell asked if the road would be reshaped before it freezes. Fangmann did not want to see any reshaping after the frost is in the ground. Randy Weaver indicated that he understood. Champion asked how much wider they would make the road. Mr. Weaver said 8 feet. Brief discussion continued.

Ayes: Boedeker, Champion, Bell, Weih
Absent: Moeller

Engineer Fangmann met with the Board to report on his review of the proposed agreement with Calhoun-Burns and Associates for work on the concrete dump floor at the Solid Waste Transfer Station. He reviewed the agreement. His recommended changes were made by Calhoun-Burns. Fangmann recommended hiring the consultant to do Phases I & II. He said he could oversee the final construction and inspection phase. Chairperson Weih will talk to the Transfer Station Manager about bringing this matter before the Solid Waste Commission.

On motion, the Board adjourned at 9:50 A.M., to October 9, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., October 9, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed a report of fees collected for the month of September 2008, submitted by the Clerk of the District Court.

The Board viewed correspondence and quarterly reports from Inukshuk Technologies, LLC regarding Cedar County's web site.

The Board viewed a news update from the Iowa Tourism Office dated October 7, 2008.

The Board viewed an October newsletter from Precision Structural Engineering, Inc.

The Board viewed correspondence from Amy Wehde, Deputy Director, Cedar County Public Health regarding a payroll change for Direct Care Workers Ginger Tenley and Janeen DeWulf, from \$9.45/hr to \$9.70/hr effective 10-10-08.

The Board acknowledged receipt of a copy of correspondence to Phil LaRue, from Dan Jones of the Iowa Homeland Security and Emergency Management inviting the County to complete a Hazard Mitigation Grant Program application for property acquisition.

The Board acknowledged receipt of correspondence from Michelle Platt regarding maintenance on a Level B portion of 145th Street.

The Board acknowledged receipt of correspondence from Kevin Barrett regarding a Lund University Cardiopulmonary Assist System for medical facilities.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of October 6, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

Moved by Sup. Campion seconded by Sup. Bell to approve Payroll Checks #133383 - #133543 for the period ending 10-4-08 for the regular payroll and a compensation, vacation and personal time lump sum payout to Ben Hull, and to be paid on 10-10-08.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Moved by Sup. Bell seconded by Sup. Campion to approve the following payroll change:
Case Management
Larissa Stern, Case Manager, from \$14.28/hr to \$14.78 effective 9-30-08.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

Engineer Fangmann met with the Board to give a report on the lump sum vacation, personal and compensation time payout to Ben Hull, former Assistant Engineer.

Chairperson Weih asked if Darren Byers had moved his fence in Cedar Bluff. Fangmann said he talked to Mr. Byers and told him the fence must be moved before the snow flies, or the Engineer would have the fence pulled out. Byers indicated to Fangmann that he understood.

Engineer Fangmann referenced a letter from Michelle Platt regarding a portion of 145th Street. Johnson County is responsible for the maintenance on that portion of road per a

28E Agreement with Cedar County. The Johnson County Level B policy, created in 1983, states that Johnson County will not grade a Level B road especially when trees hit the machines. Apparently Johnson County had graded the road for a period of time in the past. Fangmann noted Platt would like to have trees cut. A bridge was closed on that road in 1997. Engineer Fangmann does not want to jeopardize breaching the 28E Agreement. Fangmann has had conversations with Michele Platt concerning this road, and he has told her that the maintenance is Johnson County's responsibility. The Board agreed. Warren Wethington entered the room while discussion was in progress. Fangmann has discussed this matter with the Johnson County Engineer. Discussion continued. The Board agreed that Engineer Fangmann should respond to Platt's letter.

It was noted Handwritten Check #367263 dated 10/09/08 was issued to the Cedar County Treasurer in the amount of \$789.78, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367264 dated 10/09/08 was issued to the Cedar County Treasurer in the amount of \$3,001.80, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367265 dated 10/9/08 was issued to the Cedar County Treasurer in the amount of \$1,116.63, for an Administrative Solutions dental claims electronic deposit.

Sup. Boedeker departed at 8:15 a.m. to attend a Heartland Insurance Risk Pool meeting.

Moved by Sup. Champion seconded by Sup. Weih to approve the renewal of a Class C Liquor Permit with carryout wine and Sunday sales for JMD Oil.

Ayes: Bell, Champion, Weih

Absent: Moeller, Boedeker

Auditor Gritton met with the Board to discuss the provider the County uses for Workers' Compensation incidents. The Board agreed the Auditor should send the provider correspondence indicating that employees need to be seen in a timely manner.

Bob Klemme, Courthouse Custodian met with the Board to report on the topic of emergency power that was discussed at the City of Tipton Council meeting on October 6th. At that meeting there was discussion concerning how much power the City's generator would put out during a power outage. If the generator usage is not kept below a certain amount, the generator will trip and then they have to start the generator process all over again. They basically asked for the cooperation of residents and businesses. There are no plans to increase the generator power.

On motion, the Board adjourned at 9:30 A.M., to October 13, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 13, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an I.S.A.C. Fall School Update dated 10-10-2008.

David Furry, Mayor of the City of Mechanicsville, briefly met with the Board to comment on a couple matters. County Attorney Benz was in attendance. Furry told the Board that the 911 Board is having a hard time getting the 911 signs put up. He indicated that it was suggested that perhaps a fee could be added to the building permit fee, and the Secondary Road Department's sign crew could put up the signs. Sup. Moeller thought the Fire Departments had agreed to put up the signs to get caught up. Furry agreed. Sup. Bell has talked to the Engineer about determining a cost to put up the signs. Regarding another matter, Mayor Furry noted some of the Mayors in the County wondered if the amount of road salt needed by the towns could be added on to the bid that the County submits for salt, so the towns can get a better price. He suggested it could be something to investigate.

County Attorney Benz met with the Board to discuss a Return to Writ of Certiorari concerning the Alan & Simone Hansen zoning petition. Atty. Benz requested a closed session.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(c) Code of Iowa.

Ayes: Bell, Boedeker, Moeller, Campion, Weih

Chairperson Weih noted the time of 8:30 a.m.

Moved by Sup. Bell seconded by Sup. Boedeker to return to regular session.

Ayes: Bell, Boedeker, Moeller, Campion, Weih

Chairperson Weih noted the time of 8:45 a.m.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign a Return to Writ of Certiorari.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sup. Boedeker gave a report on the Heartland Insurance Risk Pool meeting he attended on October 9th. The Risk Pool has more assets than they've ever had.

Engineer Fangmann met with the Board, as requested, to discuss the possibility of charging a fee for putting up 911 signs and including the towns in the County on the bid for road salt. Fangmann noted he has supplied some salt to some of the towns and then billed them. The County received salt last Friday, but not the whole amount we asked for. If we have an average winter, Fangmann felt the amount of salt and mix the County has now would be adequate. He noted he had suggested to one Councilperson that the Cities of Mechanicsville, Stanwood, Clarence and Lowden consider getting a rail car loaded with salt. The County bid for salt through the D.O.T. this year. Fangmann felt the towns would have to be understanding on who gets what amount of salt, indicating there may not be enough to supply the amount each town requests. He has been told there are difficulties in getting the salt shipped, and he doesn't know when we will get our full allotment. Fangmann has told representatives of the towns that he talked to not to count on the County this year, but if he can help them he will. He noted the County could not supply all of the salt needs for all of the towns in the County. Brief discussion continued.

Engineer Fangmann noted he thought fees were collected for the placement of 911 signs. He has sent out a request to other counties in Iowa regarding their policy concerning this matter. Discussion was held. Sup. Boedeker felt the Secondary Road Department doesn't have time to do this. Sup. Bell suggested that the Engineer prepare documentation concerning his thoughts about the matter and what it would cost for the Secondary Road Department to place the signs, which could then be submitted to the 911 Board. Members agreed. Other suggestions for this matter were to hire a private individual to do the work or to pay the Fire Departments for putting up the signs.

In other business, Engineer Fangmann gave project updates. He has a meeting later with FEMA officials to look at the flow of the Cedar River at the Rochester bridge on County Road F44. General discussion was held.

Moved by Sup. Champion seconded by Sup. Bell to approve the Board Minutes of October 13, 2008.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

On motion, the Board adjourned at 10:00 A.M., to October 16, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 16, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding payroll changes for Lynn Bixler and Rhonda Wells-Stiteler, Correctional Officers.

The Board viewed an update from the Iowa Tourism Office dated October 14, 2008.

The Board viewed an I.S.A.C. Update dated October 14, 2008 regarding actuarial service providers to meet the GASB 45 requirements.

The Board viewed correspondence to Michelle Platt, from Engineer Fangmann in response to her letter concerning a portion of 145th Street.

The Board viewed a Heartland Insurance Risk Pool Fourth Quarter Safety Packet, submitted by Alternative Risk Services.

The Board acknowledged receipt of a loss control visit report from Russ Van Ness, Senior Loss Control Consultant for Alternative Risk Services, LLC concerning the Sheriff's Department.

Assessor Lett met with the Board to discuss the City of Tipton's request to use Cedar County's aerial photography to perform mapping services and to discuss the future roles of himself and Sue Hall concerning flood buy-out matters. Deputy Assessor Cyndi Severs-Marx and Phil La Rue, Environmental Director were in attendance. Assessor Lett told the Board that Doug Boldt, City Manager for the City of Tipton has requested permission to use the County's fly-over maps. Lett does not want to let those maps out before the County can look at them and/or approve them first. Other jurisdictions have told him there should be a data exchange agreement in place. Lett and his staff are currently busy with annual service work. Discussion was held. The Board agreed with the Assessor's recommendation to not release the aerial maps, at this time. Assessor Lett noted the Conference Board would give final approval concerning this matter. Deputy Severs-Marx left the room.

Assessor Lett and Sue Hall wondered what their future roles would be concerning flood buy-out matters, since the evaluation process is complete. Lett suggested that someone needs to oversee the process. Phil La Rue wondered if the East Central Intergovernmental Association would allow a staff member to assist the County. If so, he felt the 911 Board, Board of Supervisors, County Attorney and ECIA should review documents concerning any proposed buy-out. Sue Hall felt the work should be done in the proper order. The Board agreed that Sup. Boedeker should contact Mark Schneider at E.C.I.A. to inquire about a meeting concerning this matter, with the Supervisors and other individuals that may be involved in the process.

Auditor Gritton met with the Board, as requested, to explain a proposed vacation and personal time lump sum payout to Mary Vavra.

Engineer Fangmann met with the Board for an Assistant Engineer applicant review. He referred to the individual as Applicant A. Fangmann felt the applicant could bring an interesting benefit possibility to the County. He reviewed the applicant's qualifications. Discussion was held. The Engineer requested permission to offer the applicant an additional \$5,000 over the previously approved \$50,000 annual salary. Fangmann noted he laid out ground rules with the applicant, and the applicant agreed. Discussion continued. The Board agreed that the Engineer could offer the applicant \$55,000/yr.

In other business, Engineer Fangmann presented documentation for the 911 Board concerning the Secondary Road cost for placing E911 address signs. Placement of the

signs would be subject to availability of the employees. Sup. Bell felt it may be better to pursue placement of the signs through a private individual. Fangmann agreed.

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power regarding service to a new house on Harding Ave. owned by Dean Bickford.

Ayes: Boedeker, Champion, Bell, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for service to Clear View Heights Subdivision (Dan Kohl).

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

General discussion was held with the Engineer. Some areas of discussion were, but not limited to: road widths, bridge widths and bike paths.

Moved by Sup. Bell seconded by Sup. Champion to approve the Board Minutes of October 13, 2008.

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following payroll change:
Sheriff's Department
Lynn Bixler, Correctional Officer, from \$12.91/hr to \$13.44/hr effective 11-5-08.

Ayes: Boedeker, Champion, Bell, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to approve the revised Cedar County Employee Handbook, for applicable employees, effective 10-16-08.

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claims #367266 - #367532.

Ayes: Boedeker, Champion, Bell, Weih
Absent: Moeller

It was noted Handwritten Check #367533 dated 10/16/08 was issued to the Cedar County Treasurer in the amount of \$1,220.60, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367534 dated 10/16/08 was issued to the Cedar County Treasurer in the amount of \$7,822.58, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367535 dated 10/16/08 was issued to the Cedar County Treasurer in the amount of \$1,298.15, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:12 A.M., to October 20, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 20, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a mental health budget cost comparison, submitted by Connie Fett, CPC Administrator.

The Board acknowledged receipt of correspondence from Mary Vavra regarding an email account and voice mail.

The Board acknowledged receipt of correspondence from MidAmerican Energy regarding informational meetings.

The Board acknowledged receipt of correspondence from E.C.I.A. regarding the October 22nd meeting of Eastern Iowa Regional Utility Service Systems.

Phil La Rue, Zoning Director met with the Board to review/consider the following minor subdivisions:

- 1) Wapsi Creek Subdivision
 Owners/Subdividers: Randy G. & Kathy L. Pedersen
 Location: NE ¼ NW ¼ Section 6 T79N R3W Iowa Township
 5.18 acres more or less
- 2) Williams First Addition
 Owners/Subdividers: Dale & Mindy Williams
 Location: NW ¼ NW ¼ Section 31 T81N R2W Center West Twp
 1.29 acres; more or less

Those in attendance were: Randy Pedersen, Atty. Lowell Dendinger, Dale & Mindy Williams and Engineer Fangmann. There are no written or verbal objections on file for either petition.

The Wapsi Creek Subdivision was addressed. Phil La Rue noted the requirements have been met. Randy Pedersen told the Board they are doing a split to sell the existing building site. The boundary of the farm land would be moved over, so Outlot A would then be vacated. Phil La Rue indicated that if the 40 acres had been platted and resurveyed, they wouldn't have needed to include Outlot A. They would have had just Lot 1, and a minor subdivision wouldn't have been needed.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Randy G. & Kathy L. Pedersen and to adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Wapsi Creek Subdivision, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Wapsi Creek Subdivision, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 20th day of October, A.D., 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Williams First Addition was addressed. Phil La Rue said everything appears to be correct. La Rue noted he has not received anything from the City of Tipton indicating

they approve or that they waive their right to review. Atty. Dendinger stated he has been told the City has approved this. Dendinger noted this request is for a boundary adjustment.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the petition by Dale & Mindy Williams and to adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Williams First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Williams First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 20th day of October, A.D., 2008.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The minor subdivision reviews concluded at 8:40 a.m.

Engineer Fangmann gave project updates.

Moved by Sup. Campion seconded by Sup. Moeller to waive agenda requirements to allow the Board to convene as the Stanwood Drainage District Board.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller to convene as the Stanwood Drainage District Board.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to return to regular session.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Jim Cary entered the room. General discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of October 16, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

Don Grimm met with the Board regarding dumpster expenses. On July 10, 2008 Mr. Grimm had met with the Board to discuss the expenses, and the Board had told him to bring in the total expenses when he was finished. Mr. Grimm noted several others in the Werling Addition also used the dumpsters. The E.S.I. bills paid by Grimm were reviewed. The Board agreed to reimburse Mr. Grimm for a total of \$1,187.38.

The Board noted Handwritten Check #367536 dated 10/16/08 in the amount of \$47.18 was issued to Rural Employment Alternatives for an administrative correction.

On motion, the Board adjourned at 10:05 A.M., to October 23, 2008.

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 23, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a "County Auditor's Report of Fees Collected" for the quarter ending 9-30-08.

The Board viewed a report of fees collected for the quarter ending 9-30-08, submitted by Recorder Thumm.

The Board acknowledged receipt of correspondence from Americans for Balanced Energy Choices regarding clean coal technology.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding an Iowa Disaster Recovery Conference on December 9-10, 2008.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding trade shows entitled "Harvesting Resources for Communities" to be held on October 31st and November 14th.

Deputy Auditor Carpenter met with the Board to discuss allowing employees who started employment with Cedar County prior to October 16, 2008 to use vacation time after six months of employment. It was noted that the revised Cedar County Handbook, for non-Union employees, allows new employees to use vacation time after six months of employment. Discussion was held. The Board agreed that employees hired prior to October 16, 2008 should be allowed to use vacation time after six months of employment.

Sup. Bell reported that he and Sup. Boedeker attended a meeting at which they received new flood recovery maps from FEMA. The Board reviewed the maps.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of October 20, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Darrell Brown entered the room. General discussion was held.

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #133544 - #133711 for the period ending 10-18-08 and to be paid on 10-24-08 for the regular payroll and a lump sum vacation and personal time payout to Mary Vavra.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check # 367537 dated 10/23/08 was issued to the Cedar County Treasurer in the amount of \$1,051.17, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367538 dated 10/23/08 was issued to the Cedar County Treasurer in the amount of \$2,812.68, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367539 dated 10/23/08 was issued to the Cedar County Treasurer in the amount of \$1,327.44, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 9:57 A.M., to October 27, 2008.

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 27, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Legislative News from Speaker of the House Pat Murphy.

The Board viewed correspondence from Dick Davidson, Property Tax Division, Iowa Department of Revenue, to Auditor Gritton regarding the 2008 Assessment Limitations Order (Rollback).

The Board acknowledged receipt of correspondence from John E. Shimko regarding an event on November 11th in memory of Agent Orange Victims.

The Board acknowledged receipt of the financial report of River Bend Transit for the fiscal year 2008.

The Board acknowledged receipt of a Manure Management Plan Annual Update submitted by Steve Weets.

Moved by Sup. Bell seconded by Sup. Moeller to approve Handwritten Check #367540 dated 10/24/08 to U.S. Cellular in the amount of \$1,880.56.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board reviewed correspondence from Hunt, Kain & Associates, P.C. regarding the FY07-08 County Audit. Chairperson Weih signed the "Communication With Auditee Officials".

Engineer Fangmann met with the Board to review a Utility Permit Application for Eastern Iowa Light & Power Cooperative.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power Cooperative for new service for Tom Whetstone at 1607 – 300th Street.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann gave project updates.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of October 23, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih left the room at 9:35 a.m. to attend a meeting.

On motion, the Board adjourned at 10:00 A.M., to October 30, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 30, 2008 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Sup. Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 10-28-08.

The Board viewed an ICARE (Iowa Center For Aids Resources And Education) Fall newsletter.

The Board viewed an Industry Opportunities newsletter dated 10-27-08 from the Iowa Department of Economic Development.

The Board viewed a Veteran Affairs Commission report for the month ended 10-28-08, submitted by Patty Hamann, Secretary.

The Board viewed correspondence from Mary Dorris, Director, Cedar County Public Health regarding a payroll change for Vickie Byrd, Direct Care Worker, from \$9.20/hr to \$9.45/hr effective 10-30-08.

The Board acknowledged receipt of a correspondence from I.S.A.C. requesting a response to a 2008 Disaster Recovery Funds Survey.

The Board acknowledged receipt of correspondence from Mary Vavra dated 10-28-08 regarding voice mail and email.

The Board acknowledged receipt of correspondence from Jack J. Shipley regarding his concerns about maintenance on Red Star Road.

The Board acknowledged receipt of a "Report of Local Administrative Expense" for the quarter ending 9-30-08, submitted by the Department of Human Services.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of October 27, 2008.

Ayes: Bell, Campion, Boedeker, Weih
Absent: Moeller

Connie Fett, CPC Administrator met with the Board to discuss an exception to the income and resource policy in the County Management Plan concerning Project #425. Fett told the Board that the Auditor did a preliminary accrual report, and it looks like the Mental Health ending fund balance will probably be about \$44,000, which is less than half of a percent fund balance. Fett contacted the State to inquire about the amount of funds the County could expect. They indicated the County would receive approximately \$630,000 and that we could expect about the same amount next year regardless of our fund balance. Connie Fett requested a closed session to discuss Project #425.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(a), Code of Iowa.

Ayes: Bell, Boedeker, Campion, Weih
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Bell to return to regular session.

Ayes: Boedeker, Bell, Campion, Weih
Absent: Moeller

The current date and time of 8:50 a.m. were noted by Chairperson Weih.

Moved by Sup. Bell seconded by Sup. Boedeker to grant an exception to policy in the County Management plan concerning Project #425.

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

Engineer Fangmann met with the Board to review a proposed contract with Richard Kordick for the position of Assistant County Engineer, to set a public hearing date for establishing Franklin Avenue from Old Lincoln Highway to Badger Road and Franklin Road from 100' west of 540 Franklin Road west to the west section line of Section 36 81N R4W as Area Service C, and to discuss a step wage increase and classification change for Mike Foulks to 95% of a Maintenance Worker II wage. Engineer Fangmann first reviewed maintenance that has been done on a segment of Red Star Road known as "watermelon hill". Discussion was held. It was noted that proper action has been taken. Fangmann reviewed the proposed contract with Richard Kordick. The annual salary commencing 11-17-08 would be \$55,000. A request was made for one week of vacation time at the start of his employment, which is included in the proposed contract. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Employment Contract And Agreement with Richard Kordick for the Assistant County Engineer position.

Ayes: Boedeker, Champion, Bell, Weih
Absent: Moeller

Engineer Fangmann requested that a public hearing date be set to consider establishing segments of Franklin Avenue and Franklin Road as Area Service C. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Bell to set November 17, 2008 at 9:00 a.m. as the time for a public hearing to consider establishing Franklin Avenue from Old Lincoln Highway to Badger road and Franklin Road from 100' west of 540 Franklin Road west to the west section line of Section 36 81N R4W as Area Service C.

Ayes: Bell, Champion, Boedeker, Weih
Absent: Moeller

Discussion was held regarding a payroll change for Mike Foulks.

Moved by Sup. Boedeker seconded by Sup. Champion to approve the following payroll change:

Secondary Road

Mike Foulks, from 90%-MWI-\$15.84/hr to 95%-MWII-\$16.96/hr effective 11-1-08.

Ayes: Boedeker, Champion, Bell, Weih
Absent: Moeller

The Engineer gave project updates. He told the Board he has been asked if one employee would be allowed to donate vacation time to another employee. The matter was discussed. The consensus of the Board was to do some research on this matter and to consult with the County's Human Resource consultant and the County Auditor. In other business, the Engineer told the Board there will be a new high visibility standard in the near future. It requires that all Secondary Road employees wear a Class II vest (reflective clothing) when they are in the right-of-way out of the truck on a Federally funded highway. The Engineer is going to enforce this requirement on all County roads. He has had inquiries about allowing the employees to wear a reflective coat and if the County would contribute toward a one-time purchase of a coat for each employee. Only a certain amount would be allowed toward the purchase. The Engineer has created a policy to address this new standard. The Secondary Road employees would be required to wear either a reflective vest or coat. The Board agreed to leave the decision up to the Engineer if there are adequate funds in the budget.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #367541 - #367731.

Ayes: Boedeker, Campion, Bell, Weih
Absent: Moeller

It was noted Handwritten Check #367732 dated 10/30/08 was issued to the Cedar County Treasurer in the amount of \$1,074.98, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367733 dated 10/30/08 was issued to the Cedar County Treasurer in the amount of \$1,228.94, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367734 dated 10/30/08 was issued to the Cedar County Treasurer in the amount of \$1,227.53, for an Administrative Solutions dental claims electronic deposit.

Chairperson Weih left at 9:47 a.m. to attend a Solid Waste Commission meeting.

On motion, the Board adjourned at 9:55 A.M., to November 3, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 3, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Weih. Sup. Boedeker was absent.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Paul J. Greufe, H.R. consultant regarding his recommendation concerning employees donating vacation time and/or sick leave time to other employees.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of October 30, 2008.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Discussion was held regarding requests to allow employees to donate vacation time and/or sick leave to other employees. The Human Resource consultant's recommendation was reviewed. The Board will talk to the Auditor before making a final decision.

Moved by Sup. Bell seconded by Sup. Moeller to approve the following:

2009

COURTHOUSE CLOSING SCHEDULE

<u>DATE</u>	<u>HOLIDAY OBSERVED</u>
JANUARY 1, 2009	NEW YEAR'S DAY
FEBRUARY 16, 2009	PRESIDENTS' DAY
MAY 25, 2009	MEMORIAL DAY
JULY 3, 2009	INDEPENDENCE DAY
SEPTEMBER 7, 2009	LABOR DAY
NOVEMBER 11, 2009	VETERANS' DAY
NOVEMBER 26 & 27, 2009	THANKSGIVING DAY & DAY AFTER
DECEMBER 24 & 25, 2009	CHRISTMAS EVE DAY & CHRISTMAS DAY

NOTICE

The Board meeting days for 2009 have been established as Monday and Thursday of each week from 8:30 A.M. to 4:00 P.M. with a break for lunch, or until the day's agenda is completed. The Board will not meet on the above dates, but may meet for special sessions, as required.

Ayes: Campion, Moeller, Bell, Weih

Absent: Boedeker

General discussion was held.

On motion, the Board adjourned at 9:50 A.M., to November 6, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 6, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 11-4-08.

The Board viewed an ISAC Update dated 11-4-08.

The Board viewed a General Assistance report for the months of August, September and October, submitted by Patty Hamann, Director.

The Board viewed FY08-09 County Budget expense and revenue reports, submitted by the Auditor's Office.

The Board acknowledged receipt of correspondence from the City of Durant regarding a Durant Urban Renewal Area Amendment, a meeting concerning the same scheduled for November 12th at 3 p.m. and a public hearing scheduled for November 25th at 7 p.m.

The Board acknowledged receipt of a Title Opinion from County Attorney Benz regarding Lots 3 and 4, Block 53, Starr's Addition to Tipton.

The Board acknowledged receipt of correspondence regarding an Amendment to the State of Iowa Action Plan and the CDBG Disaster Recovery Funding from the Iowa Department of Economic Development.

Tim Malott observed during the meeting.

Moved by Sup. Campion seconded by Sup. Moeller to issue a Class C 5-day Liquor License for the Tipton Golf & Country Club.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sup. Bell gave a report on the Cedar County Economic Development Commission meeting that he and Sup. Boedeker attended. The Commission received a \$50,000 grant to start a new region.

Discussion was held regarding the City of Durant Urban Renewal Area Amendment.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of November 3, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding requests to allow employees to donate vacation and/or sick leave time to other employees. Auditor Gritton joined the discussion, as requested. Chairperson Weih asked the Auditor for her recommendation concerning this matter. Auditor Gritton noted she has to figure the long-term liability for the auditors each year. She has a concern about how to track the time if for instance a First Deputy donates time to a Clerk. The First Deputy's hourly rate would be higher than a Clerk's rate. There could be an accounting issue. Sup. Campion wondered why. Gritton explained a scenario to him. Discussion continued. Gritton felt donation of time might work in some counties if their employees are each given a lump sum of PTO (Paid Time Off). The Board had no objection to the concept of donating time, but they were concerned about the accountability issues. The consensus of the Board was that the Auditor should ask other counties if they allow donation of time.

Auditor Gritton gave the Board a FEMA funds update.

General discussion was held.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Dan Lett, Bob Klemme, Gary Jedlicka, Phil La Rue, Warren Wethington, Mike Dauber, Rob Fangmann, Mary Dorris, Amy Wehde, Sterling Benz, Connie Fett, Julie Tischuk, Charline Thumm and Carolyn Wood. Chairperson Weih noted the Board has not yet made a decision on an employee being allowed to donate time to another employee. Assessor Lett noted he and his staff have been working on 2009 items. Additional work is being done on G.I.S. photography. Bob Klemme reminded everyone there are safety meetings on November 19th & 20th. Treasurer Jedlicka said the vehicle registration fees will be changing at the first of the year. Phil La Rue reported that he is continuing to work on items related to the flood. Sheriff Wethington presented a report to the Board concerning the Law Enforcement Center. He indicated some of the Deputies are having problems with the in-car cameras. Some of the cameras are ten years old. Mike Dauber, Conservation Director noted the Secondary Road Department is removing a fence for his department. Engineer Fangmann said Richard Kordick was hired for the Assistant Engineer position. Fangmann will soon be hiring two individuals for Maintenance Worker II positions. He gave project updates. Mary Dorris reported that the Public Health Department is conducting flu clinics. Recorder Thumm said her department is down to 151 antlerless deer licenses. Applications for passports are up again.

Mr. Malott left the room after the department heads meeting.

County Attorney Benz briefly met with the Board to let them know he has an employee that will be on leave for 4-6 weeks, so he will need to hire temporary clerical help. He noted a budget amendment would be needed to cover this expense.

Phil La Rue, Environmental & Zoning Director met with the Board to discuss flood buy-out matters.

Engineer Fangmann met with the Board to review a plan set for bridge replacement project #BROS-C016(69)—5F-16 on 310th Street in Section 20 of Springdale Township. The Corps of Engineers has given clearance on the wetland mitigation site. There would be a February letting. The project estimate is over \$397,000. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the plans for bridge replacement project #BROS-C016(69)—5F-16.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #133712 - #133875 for the period ending 11-1-08 and to be paid on 11-7-08.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #367735 dated 11/06/08 was issued to the Cedar County Treasurer in the amount of \$193.90, concerning an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #367736 dated 11/06/08 was issued to the Cedar County Treasurer in the amount of \$816.45, concerning an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #367737 dated 11/6/08 was issued to the Cedar County Treasurer in the amount of \$1,584.63, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:00 A.M., to November 10, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 10, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an I.S.A.C. Update dated November 7, 2008.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Heather Ford, Dispatcher/Jailer.

The Board viewed correspondence from the 7th Judicial District Department of Correctional Services regarding the 2008 Fiscal Year Annual Report.

The Board viewed correspondence from Volunteer Services of Cedar County regarding the Board Minutes of September 15, 2008.

The Board acknowledged receipt of correspondence from Katie Pfeifer regarding a National Council For Public-Private Partnerships annual meeting on November 20-21, 2008.

The Board acknowledged receipt of correspondence from Susan Drake of the Iowa Department of Economic Development regarding a tradeshow entitled "Harvesting Resources for Iowa Communities" on November 14, 2008.

The Board acknowledged receipt of correspondence from ISAC regarding Wellness Benefit Plans.

The Board acknowledged receipt of correspondence from Jacki Bock, MECCA, regarding an All Staff Holiday Party.

Chairperson Weih called Judy Funk, Heartland Insurance Risk Pool regarding newly elected officials training in December and whether they would be covered under Cedar County's Workman's Compensation or Auto Liability Insurance since they are not yet employed by Cedar County.

Engineer Fangmann met with the Board to discuss final payment to L.L. Pelling in the amount of \$996,019.46, for resurfacing project #STP-S-CO16(64)-5E-16-X30.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Chairperson Weih to sign the final payment voucher as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board received a call from Judy Funk, Heartland Insurance Risk Pool, and Beth Long, ARS regarding newly elected officials training in December. The Board questioned if the person going to the school is not employed with the county until after the first of the year, would they be covered under Cedar County's Workman's Compensation or Auto Liability Insurance. It was the consensus of both Judy Funk and Beth Long they would not be covered under the County's insurance.

Engineer Fangmann met with the Board to discuss the hiring of Brian Wood for a Maintenance Worker II position and Merle Waltz for a Maintenance Worker I position.

Moved by Sup. Moeller seconded by Sup. Bell to approve the following new hires:

Secondary Roads

Brian Wood for Maintenance Worker II position at 80%-\$14.28/hr effective 11-17-2008.

Merle Waltz for Maintenance Worker I position at 80%-\$14.08/hr effective 11-17-2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih.

Engineer Fangmann presented the Board a new Worker Visibility Requirement Policy that will go into effect 11/24/08 for his department. He will have a safety meeting to explain it to all Secondary Road employees. General Discussion followed.

Auditor Gritton met with the Board to discuss the Cedar Valley Golf Course Urban Renewal Area (Tax Increment Finance District) and to set a public hearing date regarding issuance of non-current debt. Engineer Fangmann was in attendance.

Moved by Sup. Bell seconded by Sup. Boedeker to set Noember 24, 2008 at 9:00 A.M. as the time for a public hearing regarding the issuance of non-current debt concerning the Cedar Valley Golf Course Urban Renewal Area.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of November 6, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the following payroll change:

Sheriff's Office

Heather Ford, Dispatcher/Jailer to \$15.25

Ayes: Boedeker, Campion, Moeller, Bell, Weih

At 10:30 A.M., The Cedar County Board of Supervisors convened as a Canvass board to canvass votes cast in the General Election on November 4, 2008. Present were Supervisors Bell, Moeller, Campion, Boedeker, and Chairperson Weih. Auditor Gritton and Tarah Gates, Election Clerk, were present. Thereupon results from the several precincts were opened and examined with the results duly entered in the Official Canvass Book and attested to by the Board and the Cedar County Auditor. Chairperson Weih left at 11:10.

Declared duly elected in Cedar County were:

- Jon E. Bell-----Board of Supervisors
- Dennis Boedeker-----Board of Supervisors
- Wayne Deerberg-----Board of Supervisors
- Cari Gritton-----County Auditor
- Warren Wethington-----County Sheriff
- Robert Glick-----Soil and Water Conservation District Commissioner
- Michael Moes Jr.-----Soil and Water Conservation District Commissioner
- Randy Rouse-----Soil and Water conservation District Commissioner
- Mike Boyle-----Agricultural Extension Council Member
- Dan Conrad-----Agricultural Extension Council Member
- Dan Driscoll-----Agricultural Extension Council Member
- Debbie Mohr-----Agricultural Extension Council Member
- Linda Jacobsen-----Agricultural Extension Council Member Vacancy

Public Measure - Constitutional Amendment: (Changes the language that describes a person who cannot legally vote from "idiot or insane person" to "a person adjudged mentally incompetent to vote")

For the measure-----Six Thousand Five Hundred Ten (6,510)

Against the measure-----One Thousand Three Hundred Forty Six (1,346)

Public Measure E (To authorize a change in the use of 1% Local Sales and Service Tax for the City of West Branch, effective February 4, 2009.)

For the measure-----Seven Hundred Sixty One (761)

Against the measure-----Three Hundred Forty Eight (348)

Public Measure F (Shall the Board of Trustees of the Durant Municipal Electric Utility change from three members to 5 members effective January 1, 2009)

For the measure-----Three Hundred Forty One (341)

Against the measure-----Five Hundred Seventy Eight (578)

Cass Township Trustee-----Larry Glick
Cass Township Trustee-----Steve Agne
Center Township Trustee-----Robert Langley
Center Township Trustee-----John A. Schott
Dayton Township Trustee-----Robert J. Dircks
Dayton Township Trustee-----Karen Bachman
Fairfield Township Trustee-----Gary Deerberg
Fairfield Township Trustee-----Kevin Wright
Farmington Township Trustee-----Rob Bohnsack
Farmington Township Trustee-----Robert Timmsen
Fremont Township Trustee-----Ed Fisher
Fremont Township Trustee-----Rex Idlewine
Gower Township Trustee-----Barry Anderson
Gower Township Trustee-----Karl Jennings
Inland Township Trustee-----Ron Weih
Inland Township Trustee-----Jim Von Muenster
Iowa Township Trustee-----Harvey Peden
Iowa Township Trustee-----Cory Simpson
Linn Township Trustee-----Walter Johnston
Linn Township Trustee-----Julie Thomson
Massillon Township Trustee-----Robert C. Bunge
Massillon Township Trustee-----William Ihns
Pioneer Township Trustee-----Joel Brown
Pioneer Township Trustee-----Jay Hartman
Red Oak Township Trustee-----Allan Haynes
Red Oak Township Trustee-----Mike Moes Jr.
Rochester Township Trustee-----Glen Nebergall
Rochester Township Trustee-----Jon Zobel
Springdale Township Trustee-----Wayne Frederick
Springdale Township Trustee-----Richard Paulsen
Springfield Township Trustee-----Henry O. Boedeker
Springfield Township Trustee-----Pam Hartwig
Sugar Creek Township Trustee-----Mike Kaufmann
Sugar Creek Township Trustee-----Barry L. Langley

On motion, the Board adjourned at 12:20 P.M., to November 13, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 13, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih. Also present was Wayne Deerberg.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from David Jamison, IRCOA regarding a Fall Reception at ISAC.

The Board viewed a report of fees collected for the month of October 2008, submitted by the Clerk of the District Court.

The Board viewed an update from Engineer Fangmann regarding road travel restrictions.

The Board viewed a Bank Statement for Cedar County Solid Waste, submitted by Cedar County Treasurer.

The Board viewed a November Newsletter from Solutions.

The Board viewed an agenda for the River Bend Transit, Regular Board Meeting to be held November 19, 2008.

The Board viewed a newsletter from Iowa Department of Economic Development Community Development Division.

The Board viewed correspondence from The Iowa Department of Economic Development regarding the Neighborhood Stabilization Program Draft Plan.

The Board viewed correspondence from The Iowa Department of Economic Development regarding a developing Hazard Mitigation Grant Program application.

Assessor Lett met with the Board to discuss the allowance/disallowance of Family Farm Credits. The Board reviewed proposed credits to be allowed and those to be disallowed as recommended by the Assessor. Discussion was held. Tim Malott entered the room.

Moved by Sup. Moeller seconded by Sup. Boedeker to allow properly filed Family Farm Credit Applications, as on file and to disallow the Family Farm Credit Applications for tracts that are not eligible.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih relayed his conversation with Wayne Deerberg about the New County Officers School in December and why Cedar County is not able to pay for his mileage or room at the meeting. Sup. Boedeker then said he received a call from Judy Funk of Heartland Insurance Risk Pool. She said Mr. Deerberg could be treated as a volunteer. Cedar County does not reimburse volunteers for mileage etc. General discussion followed.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of November 10, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve Claim Checks #367738-#368055.

It was noted Handwritten Check #368058 dated 11-13-2008 was issued to the Cedar County Treasurer in the amount of \$2,108.50, for an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #368056 dated 11-13-2008 was issued to the Cedar County Treasurer in the amount of \$957.88, for an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #368057 dated 11-13-2008 was issued to the Cedar County Treasurer in the amount of \$2,651.56, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:00 A.M., to November 17, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 17, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

Wayne Deerberg observed during the meeting.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Amy Willey for a Dispatcher position.

The Board viewed an update from Engineer Fangmann regarding road travel restrictions.

The Board viewed correspondence from Auditor Gritton regarding a payroll change for Christine Wright, Clerk.

The Board viewed correspondence from Treasurer Jedlicka regarding a payroll change for Barbara Smith, Clerk.

The Board viewed correspondence from Barbara Archer, Office Manager, Law Enforcement Center that her last working day would be December 19, 2008 and she would be using vacation time until January 9, 2009.

The Board viewed correspondence to Jenni Tholen, Jail Administrator, from Harry C. Denny regarding his resignation as a part-time jailer.

The Board viewed a Heartland Insurance Risk Pool quarterly newsletter.

The Board acknowledged receipt of correspondence from Katie Pfeifer regarding a NCPPP Annual Meeting and Awards Banquet November 20-21, 2008.

The Board acknowledged receipt of correspondence regarding an Iowa Disaster Recovery Conference December 9-10, 2008.

The Board acknowledged receipt of a Construction Permit Application with a Manure Management Plan submitted for James Lilienthal.

The Board acknowledged receipt of correspondence from Mark D. McIntyre of Russ Reid regarding funding for energy efficiency initiatives.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding actions needed to assist flood victims.

Bob Klemme, Courthouse Custodian met with the Board to ask if the Tipton Chamber of Commerce could place the RAGBRAI bicycle with lights on the Courthouse square. The Board had no objection.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of November 13, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:
Auditor's Office
Christine Wright, Clerk, from \$11.85/hr to \$12.20/hr effective 11-19-08.

Ayes: Campion, Moeller, Bell, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:
Treasurer's Office
Barbara Smith, Clerk, from \$11.85/hr to \$12.10/hr effective 11/8/08.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Assessor Lett met with the Board to let them know an official contacted him again about the use of the County's aerial maps. The official is not happy about the decision not to release the maps, at this time. Assessor Lett again told the official that the maps are not yet ready. Lett recommended waiting for the finished product. The Board is still agreeable with that recommendation. Brief discussion continued.

This being the time set for a public hearing to consider establishing the following as Area Service "C":

1. Franklin Avenue in Sections 11, 12, 13, & 14, Township 82 North, Range 4 West starting at the right-of-way of Old Lincoln Highway, hence north to the right-of-way of Badger Road approximately 1.1 mile.
2. Franklin Road in Section 36, Township 81 North, Range 4 West starting 100 feet west of 540 Franklin Road, hence west to the west section line of 36, 81N, R4W approximately 0.4 miles.

Chairperson Pro Tem Boedeker read the legal notice. There were no written or verbal objections on file. Those in attendance were: Engineer Fangmann, Bill & Jean Penningroth and Terry Swick. Engineer Fangmann noted the purpose of establishing these segments of roads as Area Service "C" is to prevent damage during inclement weather and to reduce maintenance due to traffic. He reviewed Area "C" maintenance, signs and roads. On request, blading could be done. Gates with padlocks would be put up so that maintenance would be reduced. Adjacent landowners would have keys. Forest Johnson entered the room. Petitions were received for these proposed changes. Terry Swick asked if a residency is wanted later on Franklin Road, what is the process to reverse this action? Fangmann noted the landowners would have to petition for the road to go back to a Level A. Sup. Bell wondered if the landowner(s) would be responsible to bring the road back to Level A condition. Fangmann said possibly. Discussion continued. Mr. Johnson asked if the landowner could do spraying. The Board said yes. Johnson noted there are now ridges on both sides of Franklin Avenue, therefore he felt the road would not drain properly. He thought they should put a crown on the road. Engineer Fangmann said he would discuss the matter with the blade operator. Discussion continued. In other business, Mr. Johnson asked why they tear through the dust control by his property and not by others. He was advised that the dust control is torn up after October 15th in preparation for winter maintenance. Fangmann noted one type of dust control may come back to the surface after it has been torn up, therefore possibly making it appear that it had not been torn up.

Moved by Sup. Bell seconded by Sup. Moeller to approve and adopt the following resolution:

RESOLUTION FOR ESTABLISHING ROADS AS AREA SERVICE "C"

WHEREAS, Cedar County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance and access by mean of gate or barrier; and

WHEREAS, the County, after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service "C" Roads pursuant to Iowa Code Section 309.57; and

WHEREAS, the only persons who will have access rights to the roads shall be:
(1) the owner, lessee, or person in lawful possession of any adjoining land,

- (2) the agent or employee of the owner, lessee or person in lawful possession of any adjoining land,
- (3) any peace officer,
- (4) any magistrate,
- (5) any public employee whose duty it is to supervise the use or perform maintenance of the road,
- (6) any agent or employee of any utility located upon the road.

WHEREAS, the minimal level of maintenance will be as follows:

1. Blading. Blading or dragging will not be performed unless requested.
2. Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded or salted.
3. Signing. Except for load limit posting for bridges, signing shall not be continued or provided.
ALL AREA SERVICE LEVEL C ROADS SHALL BE IDENTIFIED WITH A SIGN AT ALL POINTS OF ACCESS TO WARN THE PUBLIC OF THE LOWER LEVEL OF MAINTENANCE.
4. Weeds, Brush and Trees. Mowing or spraying weeds, cutting brush and tree removal may not be performed. Adequate sight distances will not be maintained.
5. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
6. Road Surfacing. There will be no surfacing materials applied to Area Service System "C" Roads.
7. Shoulders. Shoulders will not be maintained.
8. Crown. A crown will not be maintained.
9. Repairs. There will be no road repair on a regular basis.
10. Uniform Width. Uniform width for the traveled portion of the road will not be maintained.
11. Inspections. Regular inspections will not be conducted.
12. Dust Control. Dust Control will not be provided.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CEDAR COUNTY that this County does hereby establish the following road described as an Area Service "C" Road, with restricted access and a minimal level of maintenance.

1. Franklin Avenue in Sections 11, 12, 13, & 14, Township 82 North, Range 4 West starting at the right-of-way of Old Lincoln Highway, hence north to the right-of-way of Badger Road approximately 1.1 mile.
2. Franklin Road in Section 36, Township 81 North, Range 4 West starting 100 feet west of 540 Franklin Road, hence west to the west section line of 36, 81N, R4W approximately 0.4 miles.

Ayes: Bell, Moeller, Campion, Boedeker

Absent: Weih

Connie Fett, CPC Administrator met with the Board to give them a FY09-10 Mental Health Budget update and to discuss prescriptions funded in the county of residence. Discussion was held regarding the budget, services, funding, expenditures and holding bills. Connie Fett reviewed the amount of funds expended for prescriptions. Some of the consumers live in other counties. Linn County has staff that assists consumers with getting on prescription programs and then does reviews. Fett wondered if Linn County could assist some of Cedar County's consumers that live in that county with obtaining a lower cost prescription program. Linn County is checking on what the cost to Cedar County would be. Discussion was held. The Board was agreeable to allowing Linn County to assist if it works out for Cedar County.

George Miller met with the Board to discuss a matter concerning the Public Health Department. Mary Dorris, Director and Amy Wehde, Deputy Director of the Cedar

County Public Health Department were in attendance. Mr. Miller reviewed the history of a hospital stay and visits by a nurse. Another blood sample was needed so Mr. Miller thought he would stop by the Public Health Office at the Courthouse and then the information could be sent to Cedar Rapids. He noted a nurse here suggested that he have his family doctor draw the blood. He told the Board the nurse refused to take his blood and indicated there was too much paperwork involved. Miller said his family doctor is in Iowa City which is a 96-mile round trip. He wanted the Board to know what happened, and he didn't think it was fair. Mary Dorris remembered that she was asked about a blood draw and noted the person would have to be admitted to our services which is about a 45-minute process. George Miller said he was told if he needed help, to stop in. Mary Dorris apologized to Mr. Miller. She noted the Public Health Department could have drawn the blood after the proper paperwork had been completed. They would have billed for an office fee. Dorris was sorry for the miscommunication/misunderstanding. Mary Dorris said she would look into the matter. Discussion continued. Mr. Miller left the room. Brief discussion was held with Mary Dorris concerning this matter.

Auditor Gritton met with the Board to ask if one of the Supervisors would be available in person or by phone for an exit interview with the auditors on Tuesday. Chairperson Pro Tem Boedeker said he would be available. Gritton asked the Board if they had any objection to handing out the FY09-10 budget worksheets prior to the end of November. The Board had no objection.

It was noted that Handwritten Check #368059 dated 11/14/2008 was issued to the Secondary Road Fund in the amount of \$10,094.83 for an administrative correction.

On motion, the Board adjourned at 10:45 A.M., to November 20, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 20, 2008 with the following members present: Champion, Moeller, Bell and Chairperson Weih. Sup. Boedeker was absent due to attendance at the I.S.A.C. Fall School. Wayne Deerberg observed during the meeting.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Cynthia Severs Marx to Assessor Lett regarding her resignation from the position of Deputy Assessor effective 12-8-08.

The Board viewed a GreeNetwork November newsletter from the Iowa Department of Economic Development.

The Board viewed an E-Traveler update from the Iowa Tourism Office dated 11-18-08.

The Board viewed an Americans For Balanced Energy Choices Fall news.

The Board viewed an Aerial Services, Inc. update dated 11-19-08.

The Board noted correspondence from Mary Dorris, Director, Cedar County Public Health to Auditor Gritton regarding a payroll change for Diane Wehde, Secretary/Receptionist, from \$12.40/hr to \$12.65/hr effective 11-19-08.

The Board prepared a memo to departments concerning preparation of the FY09-10 budgets. They spoke to Phil Waniorek of Administrative Solutions, Inc. regarding future health insurance rates. He will likely meet with the Board in January to give a renewal presentation.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of November 17, 2008.

Ayes: Bell, Moeller, Champion, Weih
Absent: Boedeker

Moved by Sup. Bell seconded by Sup. Moeller to approve the following new hire:
Sheriff's Department
Amy Willey, Dispatcher at \$12.91/hr effective 11-17-08.

Ayes: Champion, Moeller, Bell, Weih
Absent: Boedeker

Moved by Sup. Bell seconded by Sup. Champion to approve and authorize Chairperson Weih to sign an Administration Services Proposal for the Flexible Benefit Plan administration by Administrative Solutions, Inc. effective 1-1-09.

Ayes: Bell, Champion, Weih
Absent: Moeller (out of room)
Absent: Boedeker

Moved by Sup. Moeller seconded by Sup. Bell to approve issuance of the following Handwritten Checks:

- #368063 Administrative Solutions, Inc. \$1,683.75 Dec. admin.
- #368064 Wellmark Blue Cross and Blue Shield of Iowa \$80,806.46 Dec. premiums
- #368065 VISA \$799.80 Elect. Boxes/Supplies-CVP-FEMA
- #368066 VISA \$171.27 Boo Hike Supplies/Furs-EE Pgms
- #368067 VISA \$12.95 Internet/Website

Ayes: Champion, Moeller, Bell, Weih
Absent: Boedeker

Moved by Sup. Moeller seconded by Sup. Campion to approve Payroll Checks #133876 - #134044 for the period ending 11-15-08 and to be paid on 11-21-08 for the regular payroll and vacation buybacks for eight Secondary Road employees.

Ayes: Campion, Moeller, Bell, Weih
Absent: Boedecker

It was noted Handwritten Check #368060 dated 11/20/08 was issued to the Cedar County Treasurer in the amount of \$4,089.39, for an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #368061 dated 11/20/08 was issued to the Cedar County Treasurer in the amount of \$489.18, for an Administrative Solutions, Inc. partial self funded medical claims electronic deposit.

It was noted Handwritten Check #368062 dated 11/20/08 was issued to the Cedar County Treasurer in the amount of \$1,783.34, for an Administrative Solutions dental claims electronic deposit.

Supervisors Moeller, Bell and Chairperson Weih left the room to attend the annual safety training in the large meeting room.

On motion, the Board adjourned at 9:30 A.M., to November 24, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 24, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board viewed a November newsletter from Representative Jeff Kaufmann.

The Board viewed correspondence from Mary Vavra to Paul Greufe, Human Resources consultant regarding a copy of her personnel file and pay check information.

The Board acknowledged receipt of correspondence from Abby Kisling of the Eastern Iowa Tourism Association regarding the need for District leaders.

Sup. Boedeker gave a report on the I.S.A.C. Fall School meetings he attended. New legislation allows a County to collect delinquent fines. The County can use the funds to pay for a Security Guard position. Some other areas of discussion were, but not limited to: flood-related items, the livestock confinement master matrix process, ability to borrow money for more Conservation parks and human resources.

Discussion was held regarding a request by Bridge Community Bank for written authorization for the Sheriff's Department's employees to use credit cards.

Moved by Sup. Bell seconded by Sup. Moeller to have the Sheriff make the final decision within the Sheriff's Department as to who is authorized to use credit cards.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve issuance of Handwritten Check #368068 dated 11-24-08 in the amount of \$330.00 to Wendy Daedlow for November Empowerment Secretary duties.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve cancellation of unclaimed fees in the amount of \$140.50 as submitted by the County Treasurer.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Rick Christensen, Roadside Superintendent met with the Board to give a 2008 Weed Commissioner's Report. Discussion was held. Christensen would like to try a new product for shoulder sterilization. He told the Board there is equipment to spray chemicals from a mower deck, and he will be talking to other counties about the equipment.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign the 2008 Weed Commissioner's Report.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

9:00 a.m.

This being the time set for a public hearing on the issuance of non-current debt, pursuant to Chapters 331.478 and 331.479 of the Code of Iowa regarding road rock expenditures and prior loan repayment concerning the Cedar Valley Golf Course Urban Renewal Area. Auditor Gritton was in attendance. Chairperson Weih read the legal notice. There are no written or verbal objections on file. Discussion was held. Auditor Gritton reviewed the Tax Increment Finance District process and the Districts created concerning the Cedar Valley Golf Course and CDC Limited (HWH).

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution:

CEDAR COUNTY
TAX INCREMENT DEBT CERTIFICATE

Pursuant to the requirement contained in paragraph 5 of Section 403.19 of the Code of Iowa, I hereby certify that Cedar County has outstanding loans, advances, indebtedness or bonds in the amounts and with respect to the Urban Renewal Tax Increment Areas listed below, which qualify for payment from the special fund referred to in paragraph 2 of Section 403.19 and in the ordinance of Cedar County providing for the division of taxes within said areas:

<u>Amount of Debt</u>	<u>Name of Increment Area</u>
\$ 30,000.00	Cedar County Urban Renewal Area-Dist 041
\$ 36,500.00	Rochester Township Urban Renewal Area-Dist 300 001
\$ 6,500.00	Rochester Township Urban Renewal Area-Dist 300 002

For the fiscal year beginning July 1, 2009, Cedar County requests that taxes be allocated and paid to the special fund to the full extent permitted by Section 403.19 and said ordinances.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The hearing concluded at 9:10 a.m.

Phil La Rue, Environmental & Zoning Director met with the Board to set public hearing dates to review a zoning petition. Mr. La Rue gave the Board an update on flood buy-out matters, hazardous demolition, meeting with property owners, elevations by FEMA for flood buy-out properties and the possibility of asbestos in homes.

Moved by Sup. Boedeker seconded by Sup. Bell to set December 11th & 15th at 11:00 a.m. as the time to review/consider the following petition:

Gary Swart, P.O. Box 681, Sterling, IL (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing single family dwellings on a proposed four (4) lot subdivision located in the NW ¼, NW ¼, Section 10, T-79N, R-4W, in Springdale Township, consisting of 5.78 acres more or less.

Ayes: Boedeker, Moeller, Campion, Bell, Weih

Sup. Moeller left the meeting at 9:50 a.m.

Discussion continued with Phil La Rue concerning flood-related matters. Some areas of discussion were, but not limited to: agricultural-recreation use of cabins, leases for cabins by special permit, letters to property owners, what structures are in the flood plain, use of green spaces and areas of work by La Rue.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of November 20, 2008.

Ayes: Bell, Campion, Boedeker, Weih

Absent: Moeller

It was noted the Board would not be meeting on Thursday, November 27, 2008 due to the Thanksgiving holiday.

On motion, the Board adjourned at 10:22 A.M., to December 1, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 1, 2008 with the following members present: Champion, Moeller, Bell and Chairperson Weih. Sup. Boedecker was absent. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated November 25, 2008.

The Board viewed correspondence to Barb Archer from Sheriff Wethington regarding her retirement date.

The Board viewed a report of the Veteran Affairs Commission for the period ending 11-25-08.

The Board viewed an IowaPolitics.com news release dated 11-26-08.

The Board acknowledged receipt of an IPERS update from Representative Jeff Kaufmann.

The Board acknowledged receipt of correspondence from Marry Dorris, Director of Cedar County Public Health regarding a meeting to discuss the 2008 flood event.

The Board acknowledged receipt of correspondence from Law Seminars International regarding a Real Estate Joint Ventures Conference to be held on February 19th & 20th.

The Board acknowledged receipt of correspondence from Allen Keehler of Alternative Risk Services, LLC regarding a loss control visit on November 19th & 20th.

The Board acknowledged receipt of correspondence from Sherry Frizell of the Iowa Department of Public Health regarding a reduction in substance abuse funding due to budget constraints with the Sunday sales funding source.

The Board acknowledged receipt of correspondence from the Iowa State Association of Counties regarding the Spring School in March 2009.

The Board acknowledged receipt of correspondence from Stacen Gross of GeoComm Inc. to Connie Knutsen at the Emergency Management Office and Knutsen's response.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding the outcome of the election.

The Board acknowledged receipt of correspondence from Deb Wanek regarding an increase in assessed property value.

The Board acknowledged receipt of correspondence between Mark & Kathy Ogden and Representative Jeff Kaufmann regarding a Jumpstart Program application by Virgil & Maureen Fountain.

Bob Klemme, Custodian met with the Board to discuss 2009 lawn care. The Board agreed Klemme should contact lawn care providers that do spraying and ask for sealed bids to be submitted which would be opened on December 22nd at 9:00 a.m.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Connie Fett, Julie Tischuk, Phil La Rue, Patty Hamann, Sterling Benz, Charline Thumm, Mike Dauber, Dan Lett, Carolyn Wood and Leanne Zearley. Department heads relayed items concerning their departments. Phil La Rue said he continues to do FEMA work. Patty Hamann noted she is accepting sign-ups for food certificates. She explained the process. County Attorney Benz reported that he and the Engineer closed on the Daufeldt property this morning. Charline Thumm gave deer license updates. She'll be sending out renewal slips for ATV's and snowmobiles.

Thumm noted discussion was held at the I.S.A.C. Fall School between the Recorder's Association and the Department of Natural Resources regarding who should submit groundwater hazard statements. Requirements for submitting them will remain the same. Assessor Lett reported his department is doing annual service and follow-ups to postcards that were sent out. He is accepting applications for the Deputy Assessor position. Leanne Zearley gave a Safety Committee report. There will be a safety training makeup session in January. Fred Sander will be conducting safety orientation for new employees. Bob Klemme noted the Courthouse boiler is not working, but T.M.I. is on the way to repair it. He is doing some maintenance in the ladies restroom in the lower level.

Assessor Lett met with the Board to discuss the correspondence received by the Board from Deb Wanek concerning an increase in assessed property value. Mr. Lett told the Board he had talked to Mrs. Wanek. He noted rural property has gone up in value. Lett stated Mrs. Wanek didn't go to the Board of Review or appeal the matter. He indicated a copy of the contract with the company that did the assessment was sent to Wanek after checking with the County Attorney. County Attorney Benz entered the room while discussion was in progress. Reference was made to Wanek's comment in the email about a conflict of interest. Assessor Lett said he contacted two companies and one of them didn't really want to come here to do the job. He noted the total dollar amount for the job was based on the number of parcels reviewed. Lett feels he is accurate with the assessment. It was noted the Assessor works for the Conference Board and there is a process for an appeal.

General discussion was held.

Mary Lou Erlacher of The Workplace Learning Connection met with the Board to give an update. She reviewed activities and funding. Discussion was held. It was agreed that funding should continue to come from the Cedar County Economic Development Commission.

Brief general discussion was held with Sheriff Wethington.

Engineer Fangmann met with the Board to discuss the award of a contract for project #STP-S-C016(66)—5E-16 concerning the resurfacing of County Road X30 from West Branch north to County Road F28 (6 ½ miles). The bids for the project were as follows:

L.L. Pelling \$1,881,828.08

Illowa Investment Inc. \$1,851,971.44.

There is Federal funding in the amount of \$850,000 for this project. Discussion was held. Fangmann recommended awarding the contract to Illowa.

Moved by Sup. Moeller seconded by Sup. Bell to award the contract for Project #STP-S-C016(66)—5E-16 to Illowa Investment Inc., as recommended by Engineer Fangmann.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

In other business, Engineer Fangmann gave snow removal and project updates. He gave a report on the discussion at the I.S.A.C. Fall School concerning the redistribution of the TIME21 formula.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of November 24, 2008.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Moved by Sup. Bell seconded by Sup. Moeller to approve Claims #368069 - #368268.

Ayes: Campion, Moeller, Bell, Weih

Absent: Boedeker

It was noted Handwritten Check #368269 dated 11/27/08 was issued to the Cedar County Treasurer in the amount of \$1,102.37, for an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #368270 dated 11/27/08 was issued to the Cedar County Treasurer in the amount of \$5,036.92, for an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #368271 dated 11/27/08 was issued to the Cedar County Treasurer in the amount of \$776.99 for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 10:55 A.M., to December 4, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., December 4, 2008 with the following members present: Campion, Moeller, Bell and Chairperson Pro Tem Boedeker. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed County Budget Expense & Revenue Summary reports, submitted by the Auditor's Office.

The Board viewed an update from the Iowa Tourism Office dated 12-2-08.

The Board viewed a reminder about an MECC Best Practice Web Event on December 3rd.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist dated 12-2-08.

The Board acknowledged receipt of correspondence from Aluminastic & Bi-Energy Conversions regarding clean energy.

The Board acknowledged receipt of a copy of the November 19, 2008 minutes of the Planning & Zoning Commission.

The Board acknowledged receipt of correspondence from Julie C. Carlin, Clerk of the Iowa District Court regarding election of Cedar County Judicial Magistrate Appointing Commissioners.

The Board acknowledged receipt of correspondence from Deb Wanek regarding an increase in assessed property value.

The Board noted correspondence from Sheriff Wethington regarding discontinuation of the Communications Supervisor position, and the Office Manager position being taken over by Brenda Johnson with her wage remaining the same.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of December 1, 2008.

Ayes: Bell, Moeller, Campion, Boedeker
Absent: Weih

Moved by Sup. Bell seconded by Sup. Campion to approve Payroll Checks #134045 - #134205 for the period ending 11-29-08 and to be paid on 12-5-08.

Ayes: Boedeker, Campion, Moeller, Bell
Absent: Weih

It was noted Handwritten Check #368272 dated 12/2/08 was issued to the Cedar County Treasurer in the amount of \$432.46, for an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #368273 dated 12/2/08 was issued to the Cedar County Treasurer in the amount of \$992.64, for an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #368274 dated 12/2/08 was issued to the Cedar County Treasurer in the amount of \$609.33, for an Administrative Solutions dental claims electronic deposit.

The Board adjourned at 8:08 a.m.

Supervisors Moeller, Boedeker and Bell departed to attend a Heartland Insurance Risk Pool meeting.

The Board reconvened in the Board Room at 3:00 p.m. The following members were present: Bell, Moeller and Chairperson Pro Tem Boedeker. Sup. Campion and Chairperson Weih were absent. Wayne Deerberg observed.

Mark Schneider of the East Central Intergovernmental Association met with the Board to discuss a contract for administration of FEMA Public Assistance demolition work and to give an update on flood programs. Phil La Rue, Environmental & Zoning Director was in attendance. Mr. Schneider presented a proposed contract for administration. It is based on 16 homes. He has talked to the Emergency Management staff in Des Moines. They have indicated to him that Cedar County's Notice of Interest for the buyout is a "best guess" and that Cedar County can still add houses to the proposed buyout list. It was noted a couple of the homes may have been washed away or are now gone. E.C.I.A. would line up the inspectors for the project. Phil La Rue noted about half of the "Right of Entry" forms have been signed. He is still trying to contact some of the property owners. La Rue said some of the owners have questions about duplication of payment of funds. He has not yet scheduled meetings with the owners, because he felt he needed more information on the scope of the meeting. Mark Schneider noted that FEMA would like an initial meeting to be held with the buyout owners. The contract presented by Schneider is for administration of Public Assistance demolition work for properties that are uninhabitable. The proposed administration cost of up to \$50,000 is roughly \$50/hr. E.C.I.A. would likely hire someone to monitor the demolition work. Discussion was held regarding the payment of the administration cost. The contract calls for monthly payments to E.C.I.A. The Board wondered if they could pay E.C.I.A. after the County is paid by FEMA. Phil La Rue said there are a couple homes on the buyout list that are not on the demolition list because it couldn't be said that the homes were uninhabitable. He noted he is now trying to look at some cabins. Discussion continued. Mark Schneider will check with E.C.I.A.'s finance people on payment of the administration costs. The Board noted County Attorney Benz would need to review the proposed contract. Phil La Rue was instructed by the Board to give Mark Schneider the information E.C.I.A. would need for the project. It was agreed that there would be two meetings on December 16th. One would be at 6:30 p.m. for the Public Assistance demolition property owners and one at 7:30 p.m. for the buyout property owners. E.C.I.A. would put notices in the newspapers. Phil La Rue felt the January 30, 2009 deadline for the proposed buyout could be met. Mark Schneider told the Board they received 27 applications within Cedar County for the Jumpstart Iowa Program, but there is not enough State money. Six Cedar County applicants received money. Federal Jumpstart Program funds are to be available after December 12th.

On motion, the Board adjourned at 3:50 P.M., to December 8, 2008.

Cari Gritton, Auditor

Dennis Boedeker, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 8, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board acknowledged receipt of correspondence from Mark Schneider at the East Central Intergovernmental Association regarding the rescheduling of the Eastern Iowa Rural Utility Services System meeting to December 24, 2008.

The Board acknowledged receipt of correspondence from Trevor Markel regarding politics.

The Board acknowledged receipt of correspondence from Marilyn Dopheide and Joyce Jensen of Iowa Land Records regarding support for the Recorders for the success of the Iowa Land Records system.

The Board acknowledged receipt of correspondence from L. Nick Hansen requesting information on Vietnam War memorials in Iowa.

The Board acknowledged receipt of correspondence from Auditor Gritton to give them an update on information from Phil Waniorek concerning FY09-10 dental and health insurance rates.

The Board acknowledged receipt of correspondence and Cost Allocation Plan from Cost Advisory Services.

Discussion was held regarding the proposed contract with the East Central Intergovernmental Association regarding administration of FEMA Public Assistance demolition work. Sup. Campion was out of the room. County Attorney Benz has reviewed the document. His concerns were discussed. Campion returned to the room. The Board called Mark Schneider to discuss the matter. Sup. Boedeker left a message to call the Board.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 4, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to authorize Chairperson Weih to sign a Certification of Cost Allocation Plan based on actual expenditures for the year ended June 30, 2008 submitted by Cost Advisory Services, Inc.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Auditor Gritton briefly met with the Board to discuss the proposed contract with E.C.I.A. for administration of FEMA Public Assistance demolition work. She wondered if E.C.I.A. would need to sign another FEMA form that they are a representative for the County. Members of the Board indicated E.C.I.A. would provide the required documentation. Discussion was held regarding funding.

Senior Dining, Inc. rescheduled their funding review to December 15th.

Mark Schneider returned the Board's phone call concerning the proposed demolition contract. The property they may need to use might be a filing cabinet or some type of file storage. The administrative services are within the Iowa Homeland Security & Emergency Management Manual for Private Property Debris Removal and Demolition.

Connie Knutsen, Director/Medical Examiner Investigator met with the Board to review the FY2009/2010 budget. She gave an update. Discussion was held. Chairperson Weih

asked that Knutsen send the Board her written update, and if they have any further questions, they will contact her.

River Bend Transit rescheduled their funding review to December 18th due to the weather.

Discussion was held with the County Engineer regarding the road salt supply.

Steve Lacina, Director of the Cedar County Economic Development Commission met with the Board to give an update and to discuss FY2009-2010 funding. Alex Rink was in attendance. Lacina reviewed documentation. Some areas of discussion were, but not limited to: return on investment, recruitment efforts, expansions, meetings/conferences, region formation, miscellaneous items, a potential dues increase and possible projects for existing businesses. Mr. Lacina recommended a 7% dues increase, which would be an increase from \$4.20/capita (\$72,748) to \$4.28/capita (\$77,840). The dues have not increased since FY2003/2004. Lacina anticipates no increase would be requested the following year, and a 2% increase might be requested the year after that. If he can obtain the support of the Board of Supervisors, he will relay that to the cities when he meets with them. Discussion was held. Mr. Lacina noted he tells the cities that development anywhere in Cedar County helps the cities with tax bases and employees staying in the County. The consensus of the Board was that they had no objection to a 7% dues increase.

Discussion continued concerning the contract for administration services with E.C.I.A. Sup. Boedeker noted the County can request an advance of funds from FEMA, and he indicated E.C.I.A. will work with the County on payment of the administration costs.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Contract For Services With The East Central Intergovernmental Association for administration of FEMA Public Assistance demolition work.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

On motion, the Board adjourned at 10:47 A.M., to December 11, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 11, 2008 with the following members present: Boedeker, Moeller, Bell and Chairperson Weih. Sup. Campion was absent. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated December 9, 2008.

The Board viewed a report of fees collected for November 2008 submitted by the Clerk of the District Court.

The Board acknowledged receipt of correspondence from Mary Vavra to Paul Greufe, Human Resources consultant and the Board of Supervisors regarding a request for a document and the message on a cell phone.

The Board acknowledged receipt of correspondence from Mike Wentzien, Supervisors' Lobbyist regarding the District 2 Supervisors' meeting on December 4th.

The Board acknowledged receipt of correspondence from Patrick J. Palmersheim, Executive Director of the Iowa Department of Veterans Affairs regarding statewide standards for county veteran service offices and employees.

The Board acknowledged receipt of a newsletter and documentation from the Iowa Tourism Association.

The Board noted correspondence from Mary Dorris, Director, Cedar County Public Health regarding a payroll change for Stacy Campion, Administrative Assistant from \$13.15/hr to \$13.65/hr effective 12-12-08.

Phil La Rue, Zoning Director met with the Board for a review/consideration of Sander's First Addition, a minor subdivision, a portion of the NW ¼ NW ¼ and the NE ¼ NW ¼ of Section 9 in Springfield Township. Fred Sander is the petitioner. Attorney Chris Surls was in attendance to represent Sander. There are no objections on file. Review and discussion were held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Fred Sander, as defined above, and to adopt and authorize Chairperson Weih to sign the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Sander's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Sander's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 11th day of December, A.D., 2008.

Ayes: Bell, Moeller, Boedeker Weih

Absent: Campion

Engineer Fangmann met with the Board to give them an update on the County's road salt supply. He contacted the supplier, and he was able to obtain another 200 tons of salt, so the Engineer is not pursuing any other options at this time. In other business, Sup. Boedeker felt the V-picks are not working to help the slippery condition of the gravel

roads. Engineer Fangmann noted he has had several comments to the contrary. Boedeker felt they should try to bare-out the middle of the roads. Fangmann didn't want the operators to be too aggressive so that the crowns would not be gone.

Dave Mohr and Craig Smith, representatives of the Fair Association met with the Board for a FY2009/2010 funding review. Documentation was reviewed. Mr. Mohr noted they appreciate the County funding, and they would like to receive the same amount or additional if possible. Discussion was held. No decision was made with regard to funding.

Engineer Fangmann met with the Board to review a proposed bridge embargo list and a contract and bond with Illowa for an X30 resurfacing project. Fangmann reviewed the bridge embargo list.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution:

**BRIDGE EMBARGO
RESOLUTION**

WHEREAS: The Board of Supervisors is empowered under authority of Sections 321.236 Sub. (8), 321.471 to 321.473 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

WHEREAS: the Cedar County Engineer has caused to be completed the Structure Inventory and Appraisal of certain Bridge Inspection Standards and has determined (or it has been determined) that they are inadequate for two-lane legal loads at allowable operating stress.

NOW, THEREFORE, BE IT RESOLVED by the Cedar County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridge listed.

Bridge Number 103450 on Y14 (Union Avenue) over Lizard Creek in Section 16, T81N, R1W of Springfield Township be limited as follows:

Load Limit 21 Ton

Bridge Number 104721 on Rose Avenue over a creek in Section 36, T82N, R2W of Dayton Township be limited as follows:

Load Limit 18 Ton

Bridge Number 103932 on Kelly Avenue over a creek in Section 14, T81N, R3W of Red Oak Township be limited as follows:

Load Limit 18 Ton

Bridge Number 103212 on Echo Avenue over Nicholson Creek in Section 11, T80N, R4W of Gower Township be limited as follows:

Load Limit 17 Ton

Bridge Number 104890 on Kelly Avenue over Rock Creek in Section 26, T82N, R3W of Fremont Township be limited as follows:

Load Limit 4 Ton

Bridge Number 104440 on Spicer Avenue over Yankee Run Creek in Section 30, T82N, R1W of Massillon Township be limited as follows:

Load Limit 4 Ton

Ayes: Boedeker, Moeller, Bell, Weih

Absent: Campion

The Engineer reviewed a proposed contract and bond with Illowa Investment for Project #STP-S-C016(66)—5E-16 concerning resurfacing County Road X30 from north of West Branch to County Road F28. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the contract and bond with Illowa Investment for Project #STP-S-C016(66)—5E-16 in the amount of \$1,851,971.44 as presented.

Ayes: Bell, Moeller Boedeker, Weih
Absent: Campion

Engineer Fangmann reported that a property owner along the Johnson/Cedar County Line Road has met with the Johnson County Board of Supervisors concerning road maintenance on a Level B road. Johnson County would like to pursue vacating the road. Fangmann has suggested a joint meeting.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 8, 2008.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Recorder Thumm and Deputy Recorder Woolley met with the Board to review the FY2009/2010 budget for the Recorder's Office. Discussion was held.

This being the time set for a public hearing to review/consider the following petition:
Gary Swart, P.O. Box 681, Sterling, IL (Owner) – Requesting a change in zoning from A-1 Agricultural to R-1 Suburban Residential for the purpose of constructing single family dwellings on a proposed four (4) lot subdivision located in the NW ¼, NW ¼, Section 10, T-79N, R-4W, in Springdale Township, consisting of 5.78 acres more or less.

Chairperson Weih read the legal notice. Gary Swart, Zoning Director Phil La Rue, Engineer Fangmann and eleven other individuals were in attendance. Gary Swart read a document regarding the benefits to rezone the property. Chairperson Weih asked for an explanation of the difference between this petition and a prior petition submitted by Mr. Swart. Phil La Rue noted the previous petition that was denied was for 20 lots. The prior petition requested to rezone approximately 30 acres. Phil La Rue believes there would be a community water system and two accesses onto 290th Street for this proposed subdivision. Mr. Swart addressed the Board. He felt the request to rezone does follow the County planning. Swart felt his rezoning would square off his farm, and he felt the farm is a rolling farm. He noted none of the farm floods. There would be individual septic systems, two shared driveways and one well for all four houses. Swart felt that with the industries in West Branch, there is a need for additional lots. He thought the subdivision would help the tax base. Mr. Swart indicated that across the road there are two houses, two wells and two driveways. He said north on the gravel road there is another house with a well and a driveway. Swart indicated the Corn Suitability Ratings in those areas is above 73. He referenced three lots north of West Branch that were rezoned. Swart noted he would object to any other discussion than the proposed four lots and he hoped they would do the same. It was noted the rezoning on Baker Avenue north of West Branch was for Reicherts. Phil La Rue advised that the Board should do their review in accordance with Chapter 18.2(3) of the Zoning Ordinance. David H. Sickles read his letter asking the Board not to rezone the property. It was agreed that Michael Crane's letter of June 10, 2008 was read at the public hearing for the prior petition. Michael Crane read another letter of objection. Kathy Pedersen read a letter from Randy & Kathy Pedersen requesting that the petition be denied. Barbara Gerot read a letter of opposition from Dennis & Barbara Gerot. Jim Laughlin read a letter of objection from Jim & Barbara Laughlin. John Black read a letter of opposition from Linda Black. John Black read/paraphrased his letter of opposition. Chairperson Weih read a letter of opposition from Annie Servin, and a letter in favor of the rezoning from Mrs. L. Maher. Ken Fawcett addressed the Board. He supported the rezoning request. Fawcett is a neighbor, he is adjacent to the industrial development, he farms the ground that Proctor & Gamble drains on and he has to change his farming practices because of the floods when it rains. He didn't object to development because he felt it would increase the tax base and give jobs to people. Fawcett questioned whether Cedar County has the commitment to give the factory workers a place to live. He felt housing developments are needed.

Mr. Fawcett is a realtor, and he farms the ground owned by Gary Swart. Fawcett thought he would make more money farming the Swart ground than he would by selling one or two of the proposed lots. He felt if he sold the lots he would have to give full disclosure concerning the objections. Fawcett indicated he felt Mr. Swart may have a tough time selling the lots. He thought the Board needed to examine where they wanted Cedar County to grow. Fawcett presented a map of the area between Springdale and West Branch on which he highlighted all of the waterways, flood areas and impaired areas for sight distance, and he felt there are not a lot of places to build in that area. He indicated if the Board thought this proposed site for rezoning was not a suitable area to build, then perhaps they should take that yellow area off of the Land Use Map. Brief discussion continued concerning the map. Mark Bourjan indicated he had the same objections as everyone else. Some of the items he noted were: good cropland, the acreages to the north are all more than ten acres and there are several subdivisions that are not full. Barbara Gerot asked if the Board had the petition that was presented to the Planning & Zoning Commission. Chairperson Weih said it is in the file. Darlene Kabela told the Board she disapproved of any subdivision in that area. Gary Swart again addressed the Board. He referenced comments brought up about all of the lots in West Branch, but he felt that is not true, indicating many lots are not developed. He felt new housing always increases values. Swart noted there would only be one well for four houses, and he felt there was no concern about the wells across the road at the time that property was rezoned. He said the C.S.R. is less than 90. Swart indicated he spoke to a lot of people that would like to see more housing in the Springdale to West Branch area. He felt this would be good for the community and he would like to see it move forward. Sup. Moeller asked about the sizes of the lots to the north. Mr. Bourjan stated they are 12.5, 16.9 and 50 plus or minus. Sup. Boedeker referenced the Planning & Zoning minutes and a statement that Swart had no further plans for development to the east, but someone else said he indicated something else. Mr. Sickles thought Swart's response was that "if you could tell me what the future holds, I'd give you an answer". Boedeker asked Mr. Swart if he agreed with that. Swart indicated affirmatively. Sup. Moeller relayed some thoughts. He noted taking this yellow area off of the Land Use Map has been considered, but noted that could not be done at this hearing. Moeller thought increased jobs could also be a factor if they filled up the empty lots in the City of West Branch and the tax base would only increase in that city. He continued to review his thoughts concerning the list of benefits presented by Mr. Swart. Moeller thought the market for rural housing has dried up. Ken Fawcett felt it depends on how far you are from Iowa City. Sup. Bell asked about the process to eliminate the yellow area between Springdale and West Branch on the Land Use Map. Phil La Rue said there is a public notification process, with the help of E.C.I.A., to take input from the public to amend the Future Land Use Map. Sup. Bell agreed with Moeller that the Board is considering amending the Land Use Map. Bell considered the objections made and he referenced portions of the Comprehensive Plan concerning Corn Suitability Ratings (more than 75) and lots available. He referenced previous rezonings done, and he noted the massive opposition to this petition. Bell didn't know if they could control people travelling to work facilities. He felt there is good housing available in Cedar County. Bell said he also had to take into account the Planning & Zoning Commission's recommendation. John Black asked if there was a public notice when the Land Use Map was created. Mr. La Rue said yes. Sup. Boedeker agreed noting the notice pertained to the entire map. Chairperson Weih said it is a decision of the Board if they desire to change the map with the input of the public. John Black presented petitions to Chairperson Weih requesting modification of the map. Sup. Boedeker noted he is uneasy that Swart may still be thinking of possibly developing additional land. When asked if that was a possibility, Mr. Swart said he didn't know. Boedeker indicated the Planning & Zoning Commission's decision means a lot to him, and he noted the C.S.R. is a problem with him also. Chairperson Weih has a problem with trying to tell people what to do with their property. As an elected official, Weih said he has to follow guidelines and take into consideration his constituents. He looks at the Planning & Zoning Commission information also. Weih thanked everyone involved in this process. He felt this is the way the system is intended to work, with public input. Gary Swart referenced talk about today's economy, but he felt that would change again. He recently drove around Iowa City and West Liberty and was surprised at the amount of houses and buildings that were being built. Swart felt people want to go to surrounding counties due to the Johnson County taxes. He said the C.S.R. is 73 on this farm. Swart thought the C.S.R. on the ground across the road was not considered when that was

rezoned, and he felt the C.S.R. on that ground is above 73. He referenced an 800 foot well dug in West Branch for which he thought there was no concern about taking away water when that was done. Mr. Swart asked the Board to consider this change in zoning, because he felt there is a demand for this kind of zoning. Sup. Moeller gave further comments with regard to location, the “yellow area” on the Land Use Map, this site not being a location he wanted to approve of at this time and the demand for more corn acres next year to keep up with the demands of agriculture.

Moved by Sup. Moeller seconded by Sup. Boedeker to deny the petition by Gary Swart, Sterling, Illinois (Owner), as defined above, and to waive the second hearing scheduled for 12-15-2008.

Discussion was held. Sup. Bell noted the Planning & Zoning Commission minutes indicate that the average of the Corn Suitability Ratings is 75, and he asked La Rue if that is correct. Phil La Rue said yes. John Black indicated he received information from the Assessor’s Office that the C.S.R. for this area is 78 2/3. La Rue said the C.S.R.’s are from 63 to 100 and the average in the P & Z minutes is for the 5.78 acres.

Ayes: Moeller, Boedeker, Bell, Weih
Absent: Campion

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #134206 - #134211 for jail staff for the period ending 11-29-08 and to be paid on 12-11-08.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Moved by Sup. Bell seconded by Sup. Boedeker to approve Claim Checks #368275 - #368499.

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Campion

It was noted Handwritten Check # 368500 dated 12/11/08 was issued to the Cedar County Treasurer in the amount of \$404.60, for an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #368501 dated 12/11/08 was issued to the Cedar County Treasurer in the amount of \$187.76, for an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #368502 dated 12/11/08 was issued to the Cedar County Treasurer in the amount of \$1,195.90, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 12:15 P.M., to December 15, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 15, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board viewed a December 2008 GreeNetwork update from the Iowa Department of Economic Development.

The Board viewed Health Policy Corporation of Iowa news regarding St. Luke's Hospital.

The Board viewed a December 4, 2008 Heartland Insurance Risk Pool Trustee meeting summary.

The Board acknowledged receipt of petitions from property owners regarding modification of the Future Land Use Map concerning the area between Springdale and West Branch.

The Board acknowledged receipt of a list of property holders that have property taxes suspended, submitted by the Treasurer's Office.

Karen Lafrenz, representing Senior Citizens, Inc., met with the Board to discuss FY2009/2010 funding. She presented budget documentation. Discussion was held. The organization prepares an average of 150 meals/day. Jerry Gallagher entered the room while discussion was in progress. The suggested contribution for people over 60 is \$3/meal and for people under 60 it is \$4. Funds go to Heritage and then Heritage pays them \$3.93/meal for the Older American Act meals. They receive \$5.77/meal for the Elderly Waiver meals. No decision was made regarding funding.

Auditor Gritton met with the Board to review an appropriations resolution concerning the Sheriff's Commissary Fund. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and adopt the following resolution:

APPROPRIATIONS RESOLUTION

BE IT RESOLVED this 15th day of December 2008, to change the Appropriation made July 1, 2008 for the following department for Fiscal Year 2008-2009.

Sheriff – From \$2,290,263 to \$2,286,263
(1,887,738 Fund 01000; 193,575 Fund 02000; 208,950 Fund 11000)

Commissary – From \$16,000 to \$20,000

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board met in the large meeting room with other County officials, as requested by Mary Dorris, Cedar County Public Health Director, to discuss the 2008 flood event. Others in attendance were: Auditor Gritton, Engineer Fangmann, Environmental & Zoning Director Phil La Rue, Assessor Lett, Wayne Deerberg, Bev Penningroth and Sue Hall. Discussion was held regarding items that could be improved and things that went well.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 11, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Elda Licht of Volunteer Services of Cedar County met with the Board for a FY2009/2010 funding review. Documentation was reviewed. Discussion was held. Chairperson Weih asked about the number of rural patrons served compared to the number of city residents. He suggested that Volunteer Services consider requesting funding from the cities. Elda Licht noted some city organizations do contribute funding. She requested a \$1,000 increase from the County. No decision was made.

Sharon Kleppe and Felicia Toppert of the Department of Human Services met with the Board for a FY2009/2010 budget review. Toppert noted the budget is based on 12.5% of the staff in Muscatine County (three full-time equivalent) serving Cedar County. Discussion was held.

Engineer Fangmann met with the Board to review right-of-way contracts for bridge project #BROS-C016(73)—8J-16 in T82N R3W Section 26 Fremont Township concerning the following: Thomas L. Weiland & M. Dawn Weiland and
J. Kenneth Boyle

Review and discussion were held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign right-of-way contracts for Project #BROS-C016(73)—8J-16 as follows:

Thomas L. & M. Dawn Weiland, Permanent (.771 acres) & Temporary (.46 acres) Easement, totalling \$4,238.19

J. Kenneth Boyle, Permanent (.77 acres) & Temporary (.64 acres) Easement, totalling \$5,071.63

Ayes: Boedeker, Champion, Moeller, Bell, Weih

General discussion was held with the Engineer.

On motion, the Board adjourned at 11:17 A.M., to December 18, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 18, 2008 with the following members present: Boedeker, Moeller, Bell and Chairperson Weih. Sup. Campion was absent. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Jodi Stidham, Dispatcher.

The Board viewed a December newsletter from Representative Jeff Kaufmann.

The Board viewed an update from the Iowa Tourism Office dated 12-16-08.

The Board acknowledged receipt of a loss control evaluation by Jessica Clinton, Loss Control Representative for Alternative Risk Services, LLC, submitted by Leanne Zearley, Administrative Manager, Engineer's Office.

The Board acknowledged receipt of correspondence from the Iowa State Association of Counties regarding a Statewide Supervisors Meeting on 1-23-09.

The Board acknowledged receipt of correspondence from the East Central Intergovernmental Association regarding an Eastern Iowa Regional Utility Service Systems meeting on 12-22-08.

The Board acknowledged receipt of correspondence between Connie Knutsen of the 911/EMA Office and Judy A. Funk of Risk Management Solutions of Iowa, Inc. regarding insurance.

The Board acknowledged receipt of correspondence from Rod Helm, President of Grant Writing USA regarding a workshop on February 9-10, 2009.

The Board acknowledged receipt of correspondence from Alliant Energy regarding emergency response communications.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann notifying them that he would be at Ditto's in Stanwood on December 20th at 9 a.m.

The Board acknowledged receipt of the Minutes of the Cedar County Compensation Board.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding Main Street Iowa Application workshops on January 13-15, 2008.

The Board acknowledged receipt of correspondence from the Community Mental Health Center for Mid-Eastern Iowa regarding a program on January 6, 2009.

Engineer Fangmann met with the Board to discuss a Final Payment Voucher for Peterson Construction Inc. concerning the 210th Street box culvert project #FM-C016(63)—55-16 and project #EWP-2008-01 concerning debris removal at the Rochester bridge on County Road F44. Fangmann reviewed the payment voucher.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Final Payment Voucher for Peterson Construction Inc. for project #FM-C016(63)—55-16.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Tim Malott entered the room.

Engineer Fangmann reviewed the plans for debris removal at the Rochester bridge.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the plans for project #EWP-2008-01.

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Campion

Moved by Sup. Moeller seconded by Sup. Bell to set January 15, 2008 at 10:00 a.m. as the time for a bid letting for project #EWP-2008-01.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

General discussion was held with Engineer Fangmann.

Phil La Rue, Zoning Director met with the Board to set public hearing dates to review a zoning petition. Brief discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to set January 5 & 8, 2009 at 8:30 a.m. as the time to review/consider the following petition:

Jerry Lawrence, 2306 Baker Avenue, West Branch, Iowa (Owner) – Requesting a change in zoning from M-2 Heavy Industrial to R-1 Suburban Residential for the purpose of adjusting a property line boundary 22 feet to create a compliant side yard on property located in Parcel B in the NW ¼, NW ¼, Section 32, T-79N, R-4W, in Springdale Township, consisting of 0.16 acres more or less.

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Campion

County Attorney Benz met with the Board for a FY2009/2010 budget review. Discussion was held. Benz is planning to approve the use of drug forfeiture funds towards the purchase of an all-terrain vehicle by the Conservation Department, which will also be used by the Sheriff's Department. The Conservation Director will also use grant funds towards that purchase. Sup. Boedeker initiated discussion concerning the option of the County Attorney attempting to collect delinquent fine money. Benz noted he has been using a centralized collection unit, but Cedar County does not receive any of the money. Boedeker referenced a larger county that has staff dedicated to the task of collecting the fine money. A percentage of the delinquent fines can then go to the county. Yearly reporting would be involved. Benz indicated the reporting requirement used to be monthly, and he said he has no extra space for an additional employee. He told the Board he would take another look at the option of the County collecting delinquent fine money.

Treasurer Jedlicka met with the Board for a FY2009/2010 budget review. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:

Sheriff's Department

Jodi Stidham, Dispatcher, from \$13.44/hr to \$13.82/hr effective 12-11-08.

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Campion

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 15, 2008.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Randy Zobrist, Director of River Bend Transit met with the Board for a FY2009/2010 funding review. Documentation was reviewed. Discussion was held. A \$480 increase was requested. No decision was made.

Moved by Sup. Bell seconded by Sup. Moeller to issue Handwritten Check #368506 to Wellmark Blue Cross and Blue Shield of Iowa in the amount of \$80,806.46 for January premiums and #368507 to Administrative Solutions, Inc. in the amount of \$1,718.00 for January claims administration.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Auditor Gritton met with the Board, as requested, to discuss the policy concerning Courthouse closures and the use of vacation, personal or compensation time by employees if they do not report to work due to inclement weather. Discussion was held. It was the consensus of the Board that the Courthouse should not close during inclement weather. The Board will send a memo to remind department heads about the policy.

Mike Dauber, Director of the Conservation Board met with the Board for a FY2009/2010 budget review. Discussion was held. Mr. Dauber told the Board he will need to attend 13 weeks of training at the Law Enforcement Academy. His enforcement duties have previously been allowed under his capacity as a Sheriff's Reserve Officer, but he can no longer do it that way.

Patty Hamann, Veteran Affairs Secretary met with the Board to discuss appointments to the Veteran Affairs Commission and to let them know that Patrick Ihns has expressed an interest in being a member of the Commission. She indicated it is highly recommended to try to have representation from all conflicts. Discussion was held. This matter will be discussed further.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #134249 - #134383 for the period ending 12-13-08 and to be paid on 12-19-08 for the regular payroll and a lump sum vacation and personal time payout to Cynthia Severs-Marx.

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Campion

It was noted Handwritten Check #368503 dated 12//8/08 was issued to the Cedar County Treasurer in the amount of \$650.00, for an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #368504 dated 12/18/08 was issued to the Cedar County Treasurer in the amount of \$150.26, for an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #368505 dated 12/18/08 was issued to the Cedar County Treasurer in the amount of \$1,820.84, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 11:12 A.M., to December 22, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 22, 2008 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Julie Tischuk, Director, Cedar County Case Management regarding a payroll change for Kellee Oxley, Case Manager.

The Board viewed an I.S.A.C. update dated December 18, 2008.

The Board acknowledged receipt of correspondence from Patrick C. Ihns expressing his interest in serving on the Veteran Affairs Commission.

The Board acknowledged receipt of correspondence between the Cedar EMA Office and Brian Schoon with Iowa Homeland Security regarding equipment purchases.

Discussion was held regarding attendance at the Statewide Supervisors Meeting on January 23, 2009. Dennis Boedeker and Wayne Deerberg will attend the meeting.

Moved by Sup. Moeller seconded by Sup. Bell to approve the Board Minutes of December 18, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to issue Handwritten Checks #368508 & #368509 dated 12/22/08 to VISA for a total amount of \$169.12 for payment of Conservation expenses.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding requests to allow employees to donate vacation time and/or sick leave. The Auditor will be submitting a draft of a policy to County Attorney Benz for his review.

General discussion was held regarding the Future Land Use Map. Phil La Rue, Zoning Director joined the discussion. It was the consensus of the Board that they wanted to proceed with the process to modify the map. Mr. La Rue felt they should use the services of the East Central Intergovernmental Association. Supervisors Boedeker and Bell thought the County's staff could do the work for this matter. La Rue noted the map would need to be changed. He asked where the Board would like to consider a change on the map. Members indicated the yellow area between Springdale and West Branch. Sup. Bell noted the Pondview area has changed. Other areas were reviewed on the map. Discussion continued. Chairperson Weih noted that it is the Board's desire, due to a petition filed by several individuals, to proceed with modification of the map. He instructed Phil La Rue to ask what E.C.I.A. would charge to do the work.

Engineer Fangmann gave a snow removal update.

Representative Jeff Kaufmann met with the Board for general discussion. Auditor Cari Gritton, Community Services Director Connie Fett and Engineer Rob Fangmann were in attendance. Representative Kaufmann congratulated Sup. Campion for 20 years of service as a County Supervisor. He reviewed possible issues for the County. Mr. Kaufmann noted the Adam Walsh Act was passed by the Federal Government. He indicated a point of tension is that the States must pass 300 feet safe zone language, which is tied to Federal road funds. There is currently a 2,000 feet residency rule. Kaufmann noted the more important thing is where the kids are at. He felt Legislators may be tagged with being weak on sex offenders if they do away with the 2,000 feet rule. Sup. Moeller stated there has been talk at the Seventh Judicial meetings that the 2,000 feet rule doesn't work. Representative Kaufmann felt having the 2,000 feet rule and the

300 feet rule would make things worse. Sup. Bell wondered if the proposed 300 feet rule would prevent driving through a safe zone, such as a park, etc. Kaufmann didn't know, but said he would check on that.

Another issue may be the two-year average on crop productivity and property taxes. There could be a significant increase on property taxes for those that own farm ground. Sup. Moeller felt Legislators should make an adjustment for the cost of production. Chairperson Weih noted the Cedar County Supervisors can and do adjust the levy.

Representative Kaufmann stated the Governor made a 1 ½% cut of the 4% funding the schools will receive, but individual school districts can try to make up the 1 ½%.

Kaufmann said he is on the Ways & Means Committee. He will be getting an education on the Rebuild Iowa Committee. Kaufmann told the Board he could use their best recommendations as to what didn't go right. Sup. Boedeker felt the Jumpstart funds came down so fast that by the time we knew about it, it was too late for some flood victims to get any funds. Sup. Boedeker noted some government entities have staff available to watch those types of funding. Sup. Bell agreed that staff is the biggest issue. Members of the Board also noted that the "Chief Elected Official" designation during an emergency is an issue.

Chairperson Weih wondered if the President-Elect will be creating new jobs by improving the roads infrastructure. Representative Kaufmann indicated Federal funding is speculation at this point. He noted he would vote to put funding received by Iowa into bridges and roads.

Discussion was held regarding the Department of Natural Resources.

Connie Fett, CPC Administrator for the Mental Health Fund acknowledged that she received notification concerning the proposed 1 ½% budget cuts by the Governor. She wondered if Cedar County's Property Tax Relief check would be part of that 1 ½% cut. Fett requested that the Legislators address the matter soon or the check would be delayed. Representative Kaufmann said he would contact the liaison. Sup. Moeller left the meeting while discussion was in progress. Connie Fett asked Kaufmann why I.S.A.C. is allowing the Mental Health levy amount to be used as the cap for State funds rather than the levy rate. Representative Kaufmann asked what type of language the Board and Fett would recommend. Sup. Weih felt they should allow the Board of Supervisors to raise the levy to the levy maximum rather than use a dollar maximum. Fett noted Cedar County will likely have a serious cash flow problem when trying to pay Mental Health bills. Further discussion was held.

It was noted the Board would not be meeting on Thursday December 25th due to the Christmas holiday.

On motion, the Board adjourned at 11:25 A.M., to December 29, 2008.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 29, 2008 with the following members present: Boedeker, Moeller, Bell and Chairperson Weih. Sup. Campion was absent. Wayne Deerberg observed.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated 12-23-08.

The Board acknowledged receipt of meeting notes from Mary Dorris, Director, Cedar County Public Health regarding the 2008 flood event.

The Board acknowledged receipt of the minutes of the December 17, 2008 meeting of the Planning and Zoning Commission.

Sheriff Wethington met with the Board for FY2009/2010 budget reviews. Others in attendance were: Chief Deputy Kevin Knoche, Jail Administrator Jenni Tholen and Office Manager Brenda Johnson. The Sheriff's budget was reviewed. Wethington would like to hire another deputy. When he was appointed, they did not replace his Deputy position. He used those funds to hire an additional Dispatcher. Wethington felt Chief Deputy Knoche should be more involved with the administrative side of the job. Kevin Knoche noted he could help with follow-up on investigations and other things. There are currently nine Deputies. Sup. Bell suggested that the Sheriff could purchase another new car this year and then only budget for two cars for FY2009/2010 rather than three. Sheriff Wethington noted his current overall budget is over, so he may need the funds to cover budget expenditures. Brenda Johnson explained the funds budgeted for emergency medical training for Dispatchers. Other budgets reviewed were: Commissary, Reserve Officers, Drug Forfeiture and Prisoner Room & Board.

Bob Klemme, Courthouse Head Custodian met with the Board to review 2009 lawn care bids and to discuss the possible installation of a janitorial sink in the lower level. The following lawn care bids were opened and read as follows:

Challis Lawn Care	\$270.00-3 applications	\$125.00-optional Grub control
All Star Turf, A Division of Grasshopper Lawn Care	\$299.25-3 applications	

Moved by Sup. Bell seconded by Sup. Boedeker to accept the bid by Challis Lawn Care in the amount of \$270.00.

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Campion

Bob Klemme would like to have a janitorial sink installed in the lower level. It could be put in Public Health's storage room or in the Women's Restroom. He would like to have the sink installed in this fiscal year if funds are available. The Board told Klemme to get bids and then review them with the Board. In other business, the Board asked Klemme why he is having vending machines installed. Discussion was held. Klemme indicated he did not have a problem with the current method used for employees to access beverages and snacks. This matter will be discussed further at another time.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 22, 2008.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll change:
Case Management
Kellee Oxley, Case Manager from \$14.78/hr to \$15.28/hr effective 12-3-08.

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Campion

Moved by Sup. Bell seconded by Sup. Boedeker to issue Handwritten Check #368704 dated 12-29-08 to Mastercard for Sheriff Deputies' meal and fuel expenses in the amount of \$250.58.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Phil La Rue, Zoning Director met with the Board to review/consider the following minor subdivisions:

1) Wiskus's First Addition

---Petitioners: Shellby R. & Mark A. Wiskus

---Location: Portion of Lot 2 NW ¼ SE ¼ and NE ¼ SW ¼ Sec. 24
T80N R3W Center West Twp 5.26 acres more or less

2) Fiderlein's First Addition

---Petitioners: John T. & Sandra L. Fiderlein

---Location: Portion of SW ¼ SE ¼ Section 32 T79N R4W Springdale Twp
3.42 acres more or less

Mark Wiskus and John Fiderlein were in attendance.

Wiskus's First Addition was addressed. The petition is for a boundary line adjustment. There is a home on Lot 1, and they would like to build a home on Lot 2. The access, sewer and C.S.R. were noted. Discussion continued.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the petition by Shellby R. & Mark A. Wiskus and to approve and adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Wiskus's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Wiskus's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 29th day of December, A.D., 2008.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Campion

Fiderlein's First Addition was addressed. Phil La Rue noted this would be more than a second split. Lots 1 and 2 have homes on them, and a home is being constructed on Lot 3. Approval of this petition would clean up a lot description for a sale.

Moved by Sup. Bell seconded by Sup. Moeller to approve the petition by John T. & Sandra L. Fiderlein and to approve and adopt the following resolution:

RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Fiderlein's First Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Administrator, and the plat reviewed in accordance with Chapter 5, Section 5.1D of the Cedar County Subdivision Ordinance and forwarded to the Cedar County Board of Supervisors of Cedar County, Iowa, and, after consideration of the same, is found to be correct and in accordance with the provisions of the Subdivision Ordinance of Cedar County, Iowa, and Chapter 354.8 of the Code of Iowa, 1995, in relation to plats and additions, NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa, that the said Final Plat of the said Fiderlein's First Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 29th day of December, A.D., 2008.

Ayes: Bell, Moeller, Boedeker, Weih
Absent: Champion

Sup. Bell reported on the East Central Intergovernmental Association meetings with public assistance demolition and proposed buyout property owners held on December 22nd.

Discussion was held with Phil La Rue, Environmental & Zoning Director regarding properties and the flood plain area.

Auditor Gritton met with the Board, as requested, to discuss the use of vending machines in the Courthouse and the current method used for employees to access beverages and snacks. It was the consensus of the Board to not use vending machines.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #368513 - #368703.

Discussion was held. It was noted that the CPC Administrator would like to void ten checks totaling \$82,198.68 issued to Treasurer-State of Iowa, Dept of Human Serv-HCBS Waiver. Payment will be delayed due to a low Mental Health Fund balance.

Moved by Sup. Boedeker to amend the motion to exclude/void the ten claims totaling \$82,198.68.

The vote on the amendment was as follows:

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Champion

The vote on the motion was as follows:

Ayes: Boedeker, Moeller, Bell, Weih
Absent: Champion

It was noted Handwritten Check #368510 dated 12/23/08 was issued to the Cedar County Treasurer in the amount of \$576.39, for an Administrative Solutions, Inc. flex claims electronic deposit.

It was noted Handwritten Check #368511 dated 12/23/08 was issued to the Cedar County Treasurer in the amount of \$2,623.49, for an Administrative Solutions, Inc. partial self funded claims electronic deposit.

It was noted Handwritten Check #368512 dated 12/23/08 was issued to the Cedar County Treasurer in the amount of \$748.60, for an Administrative Solutions dental claims electronic deposit.

On motion, the Board adjourned at 11:20 A.M., to January 2, 2009.

Cari Gritton, Auditor

Dennis L. Weih, Chairperson