

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. January 3, 2022, with the following members present: Smith, Bell, Gaul, Kaufmann, and Chairperson Agne. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following correspondence from:  
 Chief Deputy Knoche notifying the Board that Charles Carlson completed his 2<sup>nd</sup> year at Cedar County. His pay will increase from \$21.53 to \$22.43 effective December 18, 2021.  
 Kyle Colvin, Cedar County Appraiser has satisfactorily completed his six-month orientation period effective January 6, 2022.  
 Public Health Director Caes submitted notice of hiring Rochelle Carver effective January 10, 2022, at \$35.14 per hour.  
 Auditor Dauber submitted the County Auditor's Report of Fees Collected for the quarter ending December 31, 2021.

Manure Management Annual Updates submitted by:  
 Samuelson and Son for a facility located at 1693 270<sup>th</sup> Street, Tipton, Iowa 52772.

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

Sup. Agne turned the meeting over to Auditor Dauber. Auditor Dauber called the meeting to order and asked for a secret ballot for the position of Chairperson. By the results of the balloting, Auditor Dauber determined Sup. Agne is the Chairperson for 2022. Auditor Dauber asked for a secret ballot for the position of Chairperson Pro Tem. By the results of the balloting, Auditor Dauber determined Sup. Bell is the Chairperson Pro Tem for 2022.

Moved by Sup. Kaufmann seconded by Sup. Smith to hold 2022 Board meetings on every Tuesday.  
 Ayes: All

Chairperson Agne addressed the public for comments. Public Health Interim Director Caes informed the Board that she received an email from Rochelle Carver stating she withdrew for the Public Health Director position. Caes introduced Chelsi Ingles, Public Health Manager.

Moved by Sup. Bell seconded by Sup. Agne to approve the Board Minutes of December 28, 2021.  
 Ayes: All

The Board reviewed the Board Committee appointment listing.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve the following Board Committee appointments for 2022:

**BOARD COMMITTEE APPOINTMENTS FOR 2022**

Board of Health	Gaul	Agne
Co. Decategorization Policy Board	Gaul	Kaufmann
Community Action of Eastern Iowa	Kaufmann	Bell
County Shop	Smith	Agne
Consortium	Agne	Smith
Courthouse	Bell	Gaul
Crimestoppers	Bell	Agne
CCEDCO (2 votes)	Bell	Kaufmann
Drainage District	Kaufmann	Bell
Early Childhood of Iowa	Smith	Gaul
Emergency Management	Bell	Agne
E911 Service Board	Bell	Agne
Eastern Iowa Rural Utility Services	Gaul	Kaufmann

ECIA Board	Gaul	Kaufmann
Fair Board	Gaul	Agne
Heritage Area Agency on Aging	Agne	
Highway 30 Coalition	Kaufmann	Smith
Heartland Insurance Risk Pool	Agne	Kaufmann
ISTEA/ECICOG	Gaul	Bell
Law Enforcement Center	Smith	Bell
Lower Cedar Watershed	Bell	Agne
CEO/Workforce Development	Bell	Smith
MEIMHC Board	Agne	Gaul
MH Institute Adv.	Agne	Kaufmann
MH Advisory Board for the County Management Plan	Agne	Bell
MH/DS Regions Governing Board	Smith	Agne
R.E.A.P. Comm.	Smith	Kaufmann
R.C. & D.	Bell	Smith
River Bend Transit	Smith	Agne
Safety	Smith	Kaufmann
Seventh Judicial	Smith	Agne
Solid Waste Disposal	Kaufmann	Bell
Wilton Development Corp./38 Corridor Development	Agne	Kaufmann

**E.C.I.C.O.G. REGION 10 APPOINTMENTS**

Transportation Policy Committee (2 year) Term Expires

Members

Brad Gaul 12/31/2022

Rob Fangmann 12/31/2023

Alternates

Dawn Smith, Jeff Kaufmann, Steve Agne, Jon Bell

Transportation Trails Advisory Committee (2 year)

Members

Mike Dauber 12/31/2022

Rob Fangmann 12/31/2023

Passenger Transportation Advisory Committee (2 year)

Members

Jon Bell 12/31/2022

Julie Tischuk 12/31/2023

Transportation Technical Advisory Committee (3 year)

Members

Steve Nash 12/31/2023

Rob Fangmann 12/31/2022

Brian Meinsma 12/31/2024

Alternate

Adam Kofoed 12/31/2024

Ayes: All

Moved by Sup. Bell seconded by Sup. Agne to reappoint the appointees to the East Central Iowa Council of Governments (E.C.I.C.O.G) Region 10 Transportation Technical Advisory & Policy Committees as stated above.

Ayes: All

Moved by Sup. Smith seconded by Sup. Gaul to approve the following appointments for 2022.

**2022 Board & Commissions**

**AIRPORT ZONING BOARD      6YR**

**Term Exp Date**

Rick Sawyer	12/31/2024
James Rohlf	12/31/2024

**MAGISTRATES' COMMISSION 6YR**

Wayne Brown      (Supervisors' Appt.)	12/31/2026
Keith Whitlatch      (Supervisors' Appt.)	12/31/2026
Pam Wilkerson      (Supervisors' Appt.)	12/31/2026
Alan Bohanan (Bar Association Appt.)	
Lee Beine      (Bar Association Appt.)	

**BOARD OF HEALTH      3YR**

Dr. Alan Beyer	12/31/2022
Dr. Clayton Schuett	12/31/2023
Brad Gaul	12/31/2023
Jeanne Hein	12/31/2023
Patricia Lilienthal	12/31/2024

**BOARD OF REVIEW --- ASSESSOR 6 YR**

Sheila Budelier	12/31/2024
John Dornfeld-Tipton	12/31/2026
Sue Hall-Tipton	12/31/2022
Gail Kettenbrink, Secretary	

**VETERAN AFFAIRS      3YR**

Frank (Bill) VanWaes	6/30/2023
Gregery Bell	6/30/2024
Robin Housley	6/30/2022
Stephen Wheeler	6/30/2023
Michael Male	6/30/2022
Patty Hamann, Sec.	

**CIVIL SERVICE COMMISSION 6YR**

Lee Beine      (County Attorney Appt.)	8/15/2025
Julianne Jensen      (Supervisors' Appt.)	8/15/2027
Kevin Slutts      (Supervisors' Appt.)	8/15/2023

**CONSERVATION BOARD      5YR**

Leon Steinhagen	12/31/2022
Dick Maske	12/31/2023
Teresa Wendt	12/31/2024
Jean Driscoll	12/31/2025
Rick Rouse	12/31/2026
Mike Dauber, Executive Director	

**ZONING BOARD OF ADJUSTMENT 5YR**

**Term Exp Date**

Laura Twing	12/31/2022
Chuck Hoy	12/31/2022
Bill Lenker	12/31/2023
Sheila Budelier	12/31/2024
Bruce Barnhart	12/31/2025

**PLANNING & ZONING COMMISSION 3YR**

Joel Brown	12/31/2022
Laurie Brandenburg	12/31/2023

Bobbie Lieser	12/31/2024
Jody Yutesler	12/31/2022
John Dornfeld	12/31/2023
Josh Crist	12/31/2023
Laura Twing	12/31/2022

**COMPENSATION BOARD                      4YR**

Christopher Surls	(County Attorney's Rep.)	6/30/2023
Joleen Carpenter	(Auditor's Rep.)	6/30/2025
Kent Stuart	(Supervisors' Rep.)	6/30/2025
Mark Hunt	(Sheriff's Rep.)	6/30/2023
Doug Schroeder	(Supervisors' Rep.)	6/30/2025
Paula Shelton Werling	(Recorder's Rep.)	6/30/2025
James Reeve	(Treasurer's Rep.)	6/30/2023

**MEDICAL EXAMINER TEAM**

Joshua Pruitt, MD-Chief Medical Examiner  
 Connie Knutsen, Administrative  
 Michael Dauber, MEI-Director ME Investigator  
 Henry Bentley, MEI-ME Investigator  
 Jennifer Hubler, MEI-ME Investigator

**EASTERN IOWA REGIONAL**

**HOUSING AUTHORITY                      2YR**

Roger Laughlin	(319-330-8942)	6/30/2022
Laura Twing	(319-331-6579) ltwing@aol.com	6/30/2022

**EASTERN IOWA REGIONAL**

**UTILITY SERVICE SYSTEMS                      3YR**

Brad Gaul	12/31/2023
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**MENTAL HEALTH ADVISORY BOARD**

Joyce Hamiel	Don Griffith	
Shari Hebl	Pat Ciha	Peggy Driscoll
Sue Hall	Steve Agne	Jon Bell
Bill Driscoll	Michele Becker	

**DECATEGORIZATION SERVICE**

**AREA ADVISORY BOARD**

Brad Gaul  
 Scott Hobart

**PIONEER CEMETERY COMMISSION    3YR**

**Term Exp Date**

Marcia Driscoll	12/31/2023
Daisy Wingert	12/31/2023
Sherry Hall	12/31/2023
Josh O'Rourke	12/31/2024
Bill Muhs	12/31/2024
Peter Endris	12/31/2024
Jeff Kaufmann	12/31/2022
Sandy Harmel	12/31/2022
Mike Boyle	12/31/2022

**"COMMISSION TO ASSESS DAMAGES"**

**(EMINENT DOMAIN COMMISSION)**

Owners of Town Property:

Bankers, etc.:

- West Branch  
Greg Wagner-Stanwood  
Gene Schroeder-Bennett  
Brett Eggert-Tipton

Karen Dennis-Clarence  
David Furry-Mechanicsville  
Wayne Ralfs-Bennett

Bob Steen-Mechanicsville  
Dave Sweeny - Tipton  
Jeff Carnes-Durant  
Steve Pruess-Clarence  
Ann Canfield-  
Mechanicsville  
Lynne Pinegar-Tipton  
Renae Edler-Clarence

Farmers: (Owners & Operators)

Ernest Hora-Wilton  
John Schott-Tipton  
Dennis Hulse-Clarence  
Dean Wilkerson-West Branch  
Steve Weets-Mechanicsville  
Robert Wilkins Jr.-Bennett  
Bev Brown-West Branch

Ayes: All

Real Estate:

Duane Lasack-Lowden  
Merlin Conrad-Lowden  
Emilie Blindt-West Branch  
Sheila Budelier-Durant  
Jeffrey A. Graves-Durant  
Jeff Wallick-Tipton  
Ken Crock-Tipton

Moved by Sup. Bell seconded by Sup. Gaul to name the following as the official designated newspapers for Cedar County for 2022:

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

Ayes: All

Moved by Sup. Smith seconded by Sup. Kaufmann to approve the following rate structure for 2022 for Medical Examiner services in Cedar County:

Chief Medical Examiner Services: \$200/case

Chief ME (Jurisdiction Declined Cases): \$100.00/case

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

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

Director duties: \$300.00/month

Administrative Support: \$150.00/month

Ayes: All

Moved by Sup. Smith seconded by Sup. Kaufmann to adopt and authorize Chairperson Agne to sign the following Construction Evaluation Resolution:

**RESOLUTION  
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, 2022 and January 31, 2023 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: All

Moved by Sup. Bell seconded by Sup. Kaufmann to adopt and authorize Chairperson Agne to sign the following Resolution:

**RESOLUTION TO AUTHORIZE THE COUNTY ENGINEER TO CLOSE ANY SECONDARY ROAD FOR THE PURPOSE OF CONSTRUCTION OR ROUTINE MAINTENANCE PROCEDURES DURING 2022**

**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 3<sup>rd</sup> day of January 2022, to temporarily close sections of highways in Cedar County's road system when necessary because of construction, maintenance, or natural disaster.

Ayes: All

Moved by Sup. Smith seconded by Sup. Bell to adopt and authorize Chairperson Agne to sign the following Resolution Designating Engineer to Execute Certification Specifications in Connection with Farm to Market Construction Projects for 2022:

**RESOLUTION 2022**

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 Cedar County, Iowa, this 3<sup>rd</sup> day of January 2022.

Ayes: All

Moved by Sup. Bell seconded by Sup. Gaul to authorize Chairperson Agne to sign the 2022 County Weed Commissioner Certification Form and to appoint Michel Foulks as Cedar County's Weed Commissioner for 2022.

Ayes: All

Discussion was held on drafting a resolution to send to the Iowa Utility Board regarding the Navigator CO2 Pipeline Project. Sup. Bell stated it needs to include eminent domain, the Hwy 30 expansion, drainage district, and public safety. Sup. Bell will work with Auditor Dauber on the letter.

Discussion was held regarding a COVID-19 Vaccination, Testing and Face Covering Policy. The Board reviewed a template of this policy that was provided by Mike Galloway, Ahlers & Cooney P.C. Attorney. Sup. Kaufmann asked Auditor Dauber to contact Galloway and ask if the board can accept at face value medical exemptions and if the board must implement a face covering policy. Auditor Dauber informed the Board that the Supreme Court will hear the case on January 7, 2022. The Board will table this until the Supreme Court has provided a decision.

Moved by Sup. Bell seconded by Sup. Kaufmann to approve Chairperson Agne to sign land purchase agreements regarding the 911 Tower Project.

Ayes: All

Auditor Dauber updated the Board of the status of the Assessor's Office. Dauber provided pictures of the Assessor's desk, office and emails. Dauber stated she has not received any applications for either the Assessor or the Deputy Assessor positions. Dauber has contacted a retired County Assessor and she has agreed to assist Dauber in the operation of the office. Discussion was held. Chairperson Agne will email the Conference Board and inform them of the status of the Assessor's Office.

Moved by Sup. Kaufmann seconded by Sup. Smith to adjourn at 9:34 a.m., to January 4, 2022.

Ayes: All

*Cari A. Dauber*

Cari A. Dauber, Auditor

*SA*

Steve Agne, Chairperson