

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 2, 2007 with the following members present: Weih, Champion, Moeller, Bell and Boedeker.

The Board recited the Pledge of Allegiance.

Sup. Boedeker 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 2007. Chairperson Weih asked for a secret ballot for the position of Chairperson Pro Tem. By the results of the balloting, Auditor Gritton determined that Sup. Moeller is the Chairperson Pro Tem for 2007.

The Board acknowledged receipt of correspondence from Recorder/Registrar Thumm regarding the appointment of deputies effective 1/1/2007.

The Board acknowledged receipt of correspondence from Pat A. Kroemer, Editor, Sun-News requesting that the publication be designated as an official publication for the County for 2007.

The Board acknowledged receipt of correspondence from Jack Dillon, Chairperson, Washington County Board of Supervisors, requesting information concerning a five-member Board.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, regarding a management training presentation by the Cedar County Economic Development Commission entitled "FISH! For Success" scheduled for January 17, 2007.

Chairperson Weih made the following Board committee appointments:

#### BOARD COMMITTEE APPOINTMENTS FOR 2007

Board of Health	-Moeller, Weih
Co. Decategorization Policy Board	-Moeller, Champion
Courthouse (Annex)	-Bell, Champion
County Shop	-Champion, Boedeker
Consortium	-Boedeker, Bell
Crimestoppers	-Weih, Champion
CCEDCO (2 votes)	-Boedeker, Weih, Moeller, Champion, Bell
Disaster Services	-Moeller, Champion
Drainage District	-Champion, Moeller
E911 Service Board	-Moeller, Champion
ECIA Board	-Boedeker, Weih
Fair Board	-Boedeker, Weih
Highway 30 Coalition	-Bell, Champion
Insurance	-Moeller, Boedeker
ISTEA/ECICOG	-Boedeker
Law Enforcement Center	-Bell, Champion
CEO/Workforce Development	-Boedeker, Champion
MECCA	-Champion, Bell
MEIMHC Board	-Boedeker
MH Institute Adv.	-Moeller, Champion
MH Advisory Board for the County Management Plan	-Weih, Champion
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
T.R.A.I.N.	-Bell

Moved by Sup. Boedeker seconded by Sup. Campion to name the following as the official designated newspapers for Cedar County for 2007:

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

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve the following appointments by newly elected officials:

County Treasurer-Diane Johnson and Deborah Helmold as First Deputies and Jacqueline Bohlen and Susan Henderson as Second Deputies;  
 County Recorder/Registrar-Malissa Woolley and Melissa Helmold as First Deputies;  
 County Auditor-Joleen Carpenter as Deputy Auditor;  
 County Attorney-Jeffrey L. Renander as Assistant County Attorney.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the following appointments for 2007:

#### BOARDS AND COMMISSIONS 2007

AIRPORT ZONING BOARD-6 yr

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

BOARD OF HEALTH-3 yr

Carol Sander	12-31-2007
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

Dorryl Buck, MD-Chief Medical Examiner  
 Ruth Macke, MD-Deputy Medical Examiner  
 Roger Lindo, MD-Deputy Medical Examiner  
 Keith Krewer, MD-Deputy Medical Examiner  
 Vladimir Adloff, MD-Deputy Medical Examiner  
 Lileah Harris, MD-Deputy Medical Examiner  
 Connie Knutsen-Medical Examiner Investigator  
 Dave Askelson-Medical Examiner Investigator  
 Mike Dauber-Medical Examiner Investigator  
 Ron Hillyer-Medical Examiner Investigator

VETERAN AFFAIRS-3 yr

Everett Kruckenberg	12-31-2007
Richard D. Moon	12-31-2008
John Sauer	12-31-2009
Marlin Hillyer	12-31-2007
Bruce Jeffries	12-31-2009

Patty Hamann, Sec.

CIVIL SERVICE COMMISSION – 6 yr

David Fry	8-15-2007 – County Attorney appointment
Wayne Brown	8-17-2009 – Supervisors' appointment

David Ferguson 8-15-2011 – Supervisors’ appointment

CONSERVATION BOARD-5 yr

Leon Steinhagen 12-31-2007  
Dick Maske 12-31-2008  
Marnell Scheeper 12-31-2009  
Jean Driscoll 12-31-2010  
Wesley Moeller 12-31-2011  
Rick Rouse, Executive Director

EASTERN IOWA REGIONAL

HOUSING AUTHORITY - 2 yr  
Ken Muller 1-7-2008

EASTERN IOWA REGIONAL UTILITY  
SERVICE SYSTEMS 3 yr

Dennis Boedeker 12-31-2008

ZONING BOARD OF ADJUSTMENT-5 yr

Forest Johnson 12-31-2007  
Chuck Hoy 12-31-2007  
Bill Lenker 12-31-2008  
Claudia Beyer 12-31-2009  
Ray Penningroth 12-31-2010

PLANNING & ZONING

COMMISSION-3 yr

Joel Brown 12-31-2007  
Dave Schuett 12-31-2008  
Marty Moylan 12-31-2009  
Larry Quinn 12-31-2007  
John Dornfeld 12-31-2008  
Dennis Pruess 12-31-2008  
Kurtis Voparil 12-31-2007

COMPENSATION BOARD

Heather Strefling 6-30-2007 – County Attorney’s representative  
Nancy Wood 6-30-2009 – Auditor’s representative  
Carl Kohrt 6-30-2009 – Supervisors’ representative  
Keith Whitlatch 6-30-2007 – Sheriff’s representative  
Michael Hogan 6-30-2009 – Supervisors’ representative  
Paula Shelton Werling 6-30-2009 – Recorder’s representative  
Courtenay Villhauer 6-30-2007 – Treasurer’s representative

MENTAL HEALTH ADVISORY BOARD

Billy Champion Joyce Hamiel  
Dennis Weih Alberta Thein  
Robert Mowry Nancy Regennitter  
Sue Hall Jeanne White  
Peggy Driscoll Dennis Byrnes  
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  
Teresa Christensen - Durant, Iowa  
Becky Donohoe – Tipton, Iowa

Ayes: Bell, Moeller, Boedeker, Weih

Absent: Champion (out of room)

Moved by Sup. Bell seconded by Sup. Moeller to appoint Ron Weih as an Inland Township Trustee due to a vacancy with a term that expires 12-31-2008.

Ayes: Boedeker, Moeller, Bell, Weih  
Absent: Campion (out of room)

Moved by Sup. Bell seconded by Sup. Boedeker to make the following Board of Supervisors' representative appointments for 2007: 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. Moeller to serve on the Heartland Insurance Board of Trustees, with Sup Boedeker as the alternate; and 5)Sup. Bell to serve on the Highway 30 Coalition, with Sup. Campion as the alternate.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

Moved by Sup. Boedeker seconded by Sup. Bell to leave the following rate structure in place for 2007 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. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign a Payment Voucher for the quarter ending 12-31-2006 to the Iowa Department of Public Health concerning substance abuse funding.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

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 Policy and Technical Committees, and appointment of the County Weed Commissioner.

Moved by Sup. Boedeker seconded by Sup. Moeller 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 2006**

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, 2007, to temporarily close sections of highways in Cedar County's road system when necessary because of construction, maintenance or natural disaster.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

**RESOLUTION  
2007**

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 therefore in connection with all Farm to Market construction projects in this county.

Dated at Tipton, Iowa this 2nd day of January, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to name Rick Christensen as the Cedar County Weed Commissioner for 2007 and authorize Chairperson Weih to sign the Certification Form for the Iowa Department of Agriculture and Land Stewardship.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Policy Committee---Dennis Boedeker, Representative

Dennis Weih, LeRoy Moeller, Billy Campion, Alternates

Jon Bell, Alternate

Technical Committee---Rob Fangmann, Representative

Ty Dorman, Alternate

and to remove Jerry Tutskey from an Alternate position on the Technical Advisory Committee.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of December 28, 2006.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker 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, 2007 and January 31, 2008 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).

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Weih

Nay: Bell

Brief discussion was held with Treasurer Jedlicka concerning a proposed Memorandum of Agreement with the Iowa Department of Transportation concerning driver's license functions.

General discussion was held.

It was noted Handwritten Check #337118 dated 12/29/06 was issued to the Cedar County Treasurer in the amount of \$1,412.30, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:50 A.M., to January 4, 2007.

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Cari Gritton, Auditor

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Dennis Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 4, 2007 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 December 2006, submitted by Patty Hamann, Director.

The Board viewed a Health Fund Status Report and County Budget Expense and Revenue Summary reports, submitted by the Auditor's Office.

The Board acknowledged receipt of correspondence from Robert Dahlgren, Condemnation Unit Coordinator, Iowa Department of Transportation, regarding appointments to a "Commission to Assess Damages".

The Board acknowledged receipt of correspondence to Bev Penningroth, from Dan McGhee, Iowa Department of Public Health, responding to correspondence sent on behalf of the Board of Supervisors concerning a spill at the weigh scale parking lot along I80.

The Board acknowledged receipt of correspondence from County Attorney Benz, regarding the salary of Assistant County Attorney Renander.

The Board acknowledged receipt of correspondence from Jamie Meyer, Bonnie Butler, Julie Courter, Kelli Jauron, Roger & Laurie Hakeman, Mike Droll, Jane Moen, Carrie Meyers, Adam Spangler, Jan Esbeck and Debra Shearer, regarding funding for the libraries in the county.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann, regarding the tractor/trailer leak at a weigh scale along I80.

This being the time set for a public hearing to review/consider the following petition: Marty Moylan, RFD, Tipton (Contract Buyer) and Beau and Allison Holub, 993 Cedar Valley 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 a proposed one lot subdivision located in the SW ¼ of the SW ¼, Section 11, T-80N, R-3W, in Center West Township. Said petition is to rezone 3.54 acres of a 5 acre more or less tract.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director and Marty Moylan were in attendance. Phil La Rue noted there are no written or verbal objections on file. The Fire Department gave their approval, and the County Engineer approved an entrance permit. The Corn Suitability Rating is below 75. At this time, La Rue is uncertain about the septic limitations. Building limitations should be okay.

Moved by Sup. Bell seconded by Sup. Moeller to approve the petition by Marty Moylan, Tipton, as defined above and to waive the second hearing scheduled for 1-8-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board addressed a petition for a minor subdivision concerning Nebergall's Second Addition located in Section 11 of Center West Township. Phil La Rue and Marty Moylan were in attendance. There are no objections on file. Discussion was held. There is an entrance, but Moylan indicated it would need to be enhanced.

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

#### RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Nebergall's 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 Nebergall's 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 4<sup>th</sup> day of January, A.D., 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board addressed a petition for a minor subdivision concerning Freeman's First Addition located in Section 5 of Dayton Township. Phil La Rue was in attendance. There are no objections on file. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the petition by Helen M. Freeman, as presented, and to approve and adopt the following resolution:

#### RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Freeman'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 Freeman'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 4<sup>th</sup> day of January, A.D., 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding Courthouse lawn care for 2007. The Board noted they received a sealed proposal from All Star Turf. They agreed All American Turf Beauty should be contacted to inquire if they would be interested in submitting a proposal. The Board will review proposals on January 11, 2007.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Sue Faith, Connie Fett, Julie Tischuk, Deb Helmold, Cari Gritton, Rob Fangmann, Dan Lett, Patty Hamann, Michele Brennan, Charline Thumm, Amy Wehde, Rick Rouse, Phil La Rue, Carolyn Wood, Sterling Benz and Rick Fleshin. Chairperson Weih noted the Board had not yet made any final decisions concerning FY07-08 salaries or the mileage reimbursement rate. Sue Faith, Emergency Management Director reported Engineer Fangmann would be partnering with herself and Rick Fleshin on a mass care trailer and generator project. She noted there will be a bio-security and infectious animal disease epidemic planning session on 1-12-2007. Other department heads relayed items concerning their departments. Auditor Gritton noted auditors would be here on January 22 & 23 to complete the FY05-06 audit. She said the real estate is now on the County's web site. Rob Fangmann gave project updates. Assessor Lett noted his department is working on annual service and the budget. Patty Hamann will be attending a Veterans meeting on January 18. January 17 is "Veterans Day on the Hill", so she thought some of the Veteran Affairs Commission members might be attending. Michele Brennan noted any handbook changes should be submitted to her. Phil La Rue reported he is working on rewriting the sewer regulations. Sterling

Benz noted he has been moving things into the new County Attorney's Office. It was noted the inmate housing income for December was \$49,335.

County Attorney Benz met with the Board to discuss a proposed Memorandum of Agreement concerning drivers' license functions. Deputy Treasurer Henderson was in attendance. Benz felt the new agreement is similar to the old one, but he referenced a change in the language concerning completion of training. He also noted Section 321M does not speak to liability, and the proposed agreement doesn't either. Benz referenced the possibility of a lawsuit if someone is issued a license that perhaps shouldn't have one. Sup. Weih wondered if Benz felt the agreement removed the State from liability. Attorney Benz didn't know for sure, but in his judgment, he felt it would not, noting the County is an agent for the State. Sue Henderson noted she is certified for doing drives, but right now the Treasurer's Office cannot give motorcycle driving tests. Discussion continued. Henderson noted it is the Treasurer Office's responsibility to check the record of an individual prior to issuance of a license.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign, the Memorandum of Agreement Between Cedar County, Iowa And The Iowa Department of Transportation.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

County Attorney

Assistant County Attorney Renander to full-time status at an annual salary of \$56,100.00 effective 1-1-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of January 2, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Rob Schmit, Commercial Sales Consultant for Total Maintenance, Inc., met with the Board to introduce himself and to discuss heating and cooling maintenance. He noted T.M.I. has taken care of the Courthouse maintenance since 1974. Schmit asked the Board if they had any concerns. Discussion was held. Mr. Schmit told the Board about a new service they provide concerning cured-in-place piping.

Engineer Fangmann and Assistant Engineer Ben Hull met with the Board for performance evaluations and to discuss their salaries. 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, at 10:15 a.m.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Engineer Fangmann noted they would like to discuss their salaries. He presented documentation concerning the salaries of Engineers in a group of "Intermediate Counties". Sup. Boedeker felt they should discuss salaries after the Union negotiations are complete. Sup. Bell agreed. Fangmann agreed the discussion could wait. Brief discussion continued. Fangmann noted less than 3% of the Secondary Road budget is for their wages, and two-thirds of their funding comes from the Road Use Tax Fund,

\$130,000 is from the Local Option Sales & Services Tax and \$1.5 million is from rural funding. Bell felt not everyone understands that. No decision was made concerning the salaries of the Engineer and Assistant Engineer.

Phil La Rue briefly met with the Board to discuss changes to the sewer ordinance.

Sup. Moeller left the meeting at 10:55 a.m.

Engineer Fangmann met with the Board to discuss bridge/culvert construction projects to be placed in the budget. He referenced bridge projects on 165<sup>th</sup> Street and 175<sup>th</sup> Street, but noted they could work on new structures on embargoed Level B roads. Discussion was held. The Board agreed the Engineer should pursue his original plan for the bridge projects on 165<sup>th</sup> and 175<sup>th</sup> Streets.

General discussion was held with Engineer Fangmann.

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Check #125572 - #125733 for the period ending 12-30-2006, and to be paid on 1-5-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #337119 dated 1-3-07 was issued to Administrative Solutions, Inc. in the amount of \$1,256.08, concerning a partial self funded billing.

On motion, the Board adjourned at 11:15 A.M., to January 8, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 8, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a news release from the Iowa Department of Transportation, concerning a bridge replacement on eastbound I80 over the Cedar River.

The Board viewed an ISAC Update dated 1-5-2007.

The Board acknowledged receipt of correspondence from Larry Hanon, Kelly Thomas, Kathleen Humphrey, Marcie Jedlicka, Kim Mente, JoAnn Brennan, Sally Kruse, Carol J. Fields, Heidi Shumaker, Schelly Odeen, Bonnie Butler, Gea Mann, David E. Stephens, Molly Phelan, Margaret Suchomel, Marlene Crock and Gretta Bierman, regarding library funding.

The Board acknowledged receipt of an agenda for the January 10, 2007 meeting of the Eastern Iowa Regional Utility Services System Commission and a copy of the minutes of the December 20, 2006 meeting.

The Board acknowledged receipt of a Time Log Charges Summary from "Solutions", Inc.

The Board acknowledged receipt of correspondence from Auditor Gritton, regarding a payroll change for Jennifer Boedeker, Clerk.

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 1-1-2000 thru 12-31-2000.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve the Board Minutes of January 4, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Gerald Inman briefly observed during the meeting.

The Board departed at 8:55 a.m. and reconvened in the large meeting room in the lower level of the Courthouse to meet with representatives of the County Libraries. There were approximately 26 individuals in attendance. Vicki Mohr of the Lowden Public Library presented a revised contract for library services. Chairperson Weih noted the Board would direct the County Attorney to review the document. Mohr noted the Library Association is now proposing that the County fund an additional \$7,000 per year for three years. The libraries are currently receiving FY06-07 County funding in the amount of \$55,000, which is split by all the libraries per documentation submitted to the Auditor by the Library Association. Chairperson Weih inquired about the libraries' budgets. It was indicated the budgets are provided to the cities, but that the information could be given to the Board also. Weih asked if everyone in the room was in support of the libraries. There was no indication that anyone opposed additional funding for the libraries. Engineer Fangmann asked that he be allowed to clarify some items. He indicated he had no problem with libraries, but he is concerned about a funding increase to the libraries because of the following: construction costs have increased over the years, he felt we do the best with the funds we have, we have a tight budget, we've had to cut back on some items, we have not paved any additional roads and we are in a maintenance mode. He reviewed the sources of funding for the Secondary Road Department noting 29% of the budget is paid by rural residents, 0% is paid by city residents, approximately \$133,000 will come from the Local Option Sales & Services Tax, and we receive Road Use Tax

which is a flat tax per gallon of fuel purchased. Fangmann noted with the transfer from the General Fund being pulled from the Secondary Road budget, the funding level will be maintained with the receipt of Local Option Sales & Services Tax funds. There are \$5.5 million in expenditures for this budget. One individual asked about the use of rail cars for bridges. Fangmann said he has concerns about using rail cars, noting they are not designed to be used as bridges, and if a structure is over twenty feet long, it falls under Federal guidelines and he would not want to lose Federal funding. Bonnie Butler told the Board the Library Association is asking for half (\$28/capita) of what the average county receives, noting the libraries currently receive around \$7/capita. Individuals indicated the libraries have received small increases over the years. Sup. Boedeker noted rural residents spend money at businesses in the towns which is a good thing for the towns, and he noted the rural residents don't have the opportunity to benefit in the same manner. Sup. Bell noted the libraries received a 10% increase from last fiscal year and a 6.7% from the prior fiscal year. Sup. Moeller noted the funding level had increased \$20,000 in the last ten years. Lily Lau indicated libraries in other counties are going to their County Supervisors to ask for funds for services. Sup. Weih noted he would like to address "fairness". He stated every county is different as far as the per capita in the cities and the rural areas. Weih noted the Supervisors do represent everyone in the county, but they are the only representatives of the rural residents. He relayed that the rural residents pay a higher percentage of school funding than the city residents pay. Sup. Weih felt you have to appreciate the rural people. He referenced other organizations that receive funding from Rural Services. Weih noted the Board has to determine what funds are available before they can make decisions on how to set funding levels. He noted the Supervisors are not against libraries. Weih said he receives phone calls regarding bad roads and not raising taxes. He thinks the Local Option Sales & Services Tax could be a benefit, but he doesn't know for sure yet, and he noted the Board cannot cut Secondary Road funding to a level that the County would be in danger of losing Federal funding. Gerald Inman, a resident of the City of Stanwood, asked if any of the property taxes he pays are used to build county roads. The Board indicated not now, but before the Local Option Sales & Services Tax, there was a transfer from the General Fund. Mr. Inman wondered about increases for other departments. Some areas of further discussion were, but not limited to: usage of libraries by rural residents, increased library expenditures, increased Secondary Road expenditures, use of school libraries, helping with professions for children, contacting State Legislators regarding funding, use of computers in the libraries, making libraries a priority for funding, possibly scheduling an evening meeting, resolving the matter in a mutual way, and reference to an article in a newspaper concerning library funding. Sup. Weih noted funding to libraries has increased more than to some other organizations. Julie Courter, Librarian for the Tipton Public Library indicated it was stated to her that the Supervisors had indicated the libraries were approached about the Local Option Sales & Services Tax, but they had not responded. Sup. Bell thought it was mentioned to the Library Association that the one cent tax would be available and if they are interested in receiving funding, they could make a concerted effort to make that happen. Courter thought it was mentioned last year at the funding meeting with the Supervisors, that they get everyone to vote on the Local Option Sales & Services Tax. She wanted it known that the libraries were not approached about the Local Option Tax. Sup. Boedeker noted a Lowden Library Board member indicated they couldn't pursue the one cent tax.

Cherrie McLimans of the Department of Human Services met with the Board to review the FY2007-2008 budget. Discussion was held. In other business, McLimans told the Board she has been advised that the Empowerment Board is considering hiring a staff person, and they're wondering if the person could use office space in the Human Services building. McLimans wondered if the Board had any objection. Sup. Bell wondered if the Empowerment Board had indicated they would participate in the funding for the use of the space. McLimans said no. The consensus of the Board was that they had no objection to the use of office space by the Empowerment Board. McLimans was asked how much space would be needed by the Department of Human Services, if the Board decided to use the current building for another department. McLimans indicated they would need two individual office spaces and a T1 communication line.

Patty Hamann, General Assistance Director/Veteran Affairs Secretary/H.I.P.A.A. Compliance Officer met with the Board to review FY2007-2008 Veteran Affairs and

General Assistance budgets. Veteran Affairs Commissioners Virgil Kruckenberg, Dick Moon and Marlin Hillyer were in attendance. Hamann budgeted an additional salary increase above 2%, which she indicated she was requesting due to added duties. Discussion was held. The Commissioners indicated they felt Hamann was doing a good job.

Michele Brennan, Director of Human Resources; Patrick Bihn, Ad Hoc Mediator; Engineer Fangmann and Assistant Engineer Hull met with the Board for Secondary Road Union negotiations. Engineer Fangmann requested a closed session.

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

Ayes: Boedeker, Champion, Moeller, Bell, Weih

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

Ayes: Boedeker, Champion, Moeller, Bell, Weih

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

Moved by Sup. Bell seconded by Sup. Champion to approve and authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power for new line from Lemon Street in the City of Tipton to King Avenue.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve Payroll Checks #125734 - #125736 for the period ending 12-22-2006, and to be paid on 1-8-2007, for a lump sum sick and vacation time payout to Ken Perkins.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

It was noted Handwritten Check #337120 dated 1-5-2007 was issued to the Cedar County Treasurer in the amount of \$1,163.80, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 12:10 P.M., to January 11, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 11, 2007 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 Hannes, regarding the resignation of Loren Gritton from a Correctional Officer position.

The Board viewed a report of fees collected for December 2006, submitted by the Clerk of the District Court.

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

The Board viewed correspondence to the Director of Human Resources, from County Attorney Benz, regarding the hiring of Michelle Cady for a Secretary position.

The Board viewed a County Auditor's Report of Fees Collected for the quarter ending 12-31-2006.

The Board viewed information sent to Gerald Inman, from Auditor Gritton, as requested, concerning budget/funding comparisons.

The Board viewed a news update from the Iowa Tourism Office, dated January 9, 2007.

The Board viewed correspondence from Julie Courter on behalf of the Tipton Public Library's Board of Trustees and herself thanking the Board for meeting with the Library Association.

The Board acknowledged receipt of a notice of the January 23, 2007 meeting of the U.S. Highway 30 Coalition.

The Board acknowledged receipt of a copy of correspondence to Mark & Mindy Fuller, from Phil La Rue, Zoning Director, regarding compliance with Zoning Ordinance #10.

The Board acknowledged receipt of correspondence from Alliant Energy, regarding an economic development workshop scheduled at various locations around the state.

The Board acknowledged receipt of correspondence from Karr Tuckpointing, regarding their services.

The Board acknowledged receipt of a copy of a Manure Management Plan Update for Del DeWulf.

The Board acknowledged receipt of correspondence from the City Council, City of Mechanicsville, regarding a Mechanicsville Urban Renewal Area Amendment.

The Board noted correspondence from Rick Fleshin, Director, Cedar County Public Health, regarding payroll changes for Leonna Kline (effective 1-12-07) and Tonya Weih (effective 1-19-07), Nurses, from \$18.31/hr to \$18.57/hr.

Treasurer Jedlicka met with the Board to review the FY2007-2008 budget. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve a Special Class C Beer and Wine Permit renewal with Sunday sales for The Cove.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to appoint Dr. Keith Krewer as the Cedar County Chief Medical Examiner effective 1-1-2007, due to the retirement of Dr. Dorryl Buck.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

County Attorney's Office

Michelle Cady, Secretary at \$10.75/hour effective 1-1-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Auditor's Office

Jennifer Boedeker, Clerk, from \$11.85/hr to \$12.10/hr effective 1-10-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of January 8, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

County Attorney Benz met with the Board to review the budget for FY2007-2008. Discussion was held. Attorney Benz reviewed proposals for the wage scales of the Secretary and Legal Assistant positions. The Board would like to have a computer purchased for the Assistant County Attorney as soon as possible, therefore the current Data Processing budget will be reviewed to determine if funds are available.

Sheriff Hannes met with the Board to discuss filling a Correctional Officer vacancy. Discussion was held. Sup. Weih indicated he would like to wait until after the budgets are reviewed to make a decision on this request. The consensus of the Board was to allow the Sheriff to fill the Correctional Officer vacancy.

Engineer Fangmann met with the Board to review bids for the purchase of two new pickup trucks. The bids were as follows:

Bidder	Address	Make/Model	½ ton 4wd	½ ton 2wd
			reg cab	ext cab
Ron Alpen Ford	Durant	Ford F150	\$18,648.00	\$17,505.00
Stueland Chevrolet-Olds	Tipton	Chevrolet 1500	\$19,998.33	\$20,368.93
Thein Motor Sales	West Branch	Dodge Ram 1500	\$21,708.00	\$22,163.00
O'Rourke Motors, Inc.	Tipton	Ford F150	\$20,269.00	\$23,828.00

Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the bid of Ron Alpen Ford for the purchase of one half-ton four wheel drive regular cab pickup truck and one half-ton two wheel drive extended cab pickup truck with one set of manuals for a total of \$36,153.00.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign, a Utility Permit Application by Iowa Communications Network to move ICN fiber for a bridge project along I80 and to waive the fee, as recommended by Engineer Fangmann.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board opened proposals for 2007 Courthouse lawn care. They were as follows:

All Star Turf	\$299.25
All American Beauty	\$302.82

Discussion was held.

Moved by Sup. Bell seconded by Sup. Champion to accept the proposal by All Star Turf in the amount of \$299.25.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

The Board opened proposals for Courthouse heating/cooling maintenance. Those in attendance were: Auditor Gritton, Rob Schmit of Total Maintenance, Inc. and Dave Hoeksema of Northwest Mechanical, Inc. The proposals were as follows:

Northwest Mechanical, Inc.	Year One	\$13,200.00
	Year Two	\$13,536.00
	Year Three	\$13,884.00
	Escalation rate for Years Four & Five would be 3%.	

Total Maintenance, Inc.	2007	\$14,508.00
	2008	\$14,940.00
	2009	\$15,384.00
	2010	\$15,840.00
	2011	\$16,308.00

Chairperson Weih stated the Board would have to review the proposals and compare them. Mr. Schmit noted T.M.I.'s proposal is a total coverage agreement, covering repairs and labor on all moving parts. He noted the Board knows what type of service the County is getting from T.M.I., and they will continue the current level of service. Mr. Hoeksema stated Northwest Mechanical has proposed a standard full coverage agreement. He has reviewed all of the equipment on a list that was provided to him, and he thinks the Board would be comparing "apples to apples". Hoeksema noted they are a reputable company. He told the Board Northwest Mechanical has the low bid, and he felt they should be awarded the contract. Chairperson Weih told Schmit and Hoeksema the Board would notify them both when a decision had been made. Schmit and Hoeksema left the room. Brief discussion continued with Auditor Gritton regarding this matter. Greg Davis and Chris Henningsen entered the room while discussion was in progress. The Courthouse Custodian will review the proposals.

Greg Davis, President and Chris Henningsen of "Solutions", Inc. met with the Board to discuss computer services. Department heads in attendance were: Phil La Rue, Rick Rouse, Amy Wehde, Rick Fleshin, Rob Fangmann, Michele Brennan, Charline Thumm, Patty Hamann and Cari Gritton. He discussed several items and reviewed various projected costs that were requested for the FY07-08 budget, which among other things included the cost of a new IBM I Series system and the costs to upgrade our current I Series system. Department heads were given the opportunity to comment. Recorder Thumm mentioned the Iowa Land Records contract, noting currently \$1 per document is being used to fund it, but she didn't know what might happen in the future. She indicated the possibility that the County might have to pay if the Legislators decided the State should keep the \$1 per document. Rick Fleshin and Charline Thumm indicated they were very happy with the services provided by "Solutions". Rick Rouse told Mr. Davis the Conservation Department would like some assistance to transfer data. Greg Davis reviewed services provided through Managed Services such as disk cleanup, defragmentation, monitoring servers & firewalls, inventory of software licenses and personal computers/servers, and monitoring sites accessed on the Internet. Department heads left the room during discussion and after. Auditor Gritton remained in the room. Brief discussion was held concerning the County's web site. Members of the Board, including Sup. Moeller who is Chairman of the Board of Health, instructed the Auditor to be sure the Cedar County Public Health web site is linked to the County's web site.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Claim Checks #337123 - #337308.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

It was noted Handwritten Check #337121 dated 1/10/07 was issued to Administrative Solutions, Inc. in the amount of \$1,187.16, concerning a partial self funded billing.

On motion, the Board adjourned at 11:30 A.M., to January 15, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 15, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated January 12, 2007.

The Board acknowledged receipt of a "Register of Investment" submitted by Treasurer Jedlicka.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, regarding the number of hires and terminations in 2006.

The Board acknowledged receipt of correspondence and "Vision Iowa Status Report December 2006" from Andrew Anderson, Vision Iowa Board Chairman.

Phil La Rue, Environmental & Zoning Director met with the Board to review the FY2007-2008 budget for the zoning and health departments. He told the Board he would like to discontinue having his staff conduct percolation tests. They would still do soil evaluations. La Rue proposed raising the sewer permit fee from \$50 to \$100 and the well permit fee from \$75 to \$125. Michele Brennan entered the room. Mr. La Rue indicated ultimately the homeowner and the contractor would be responsible for the percolation test, but his office would oversee. Sup. Bell asked what Jim Gonyier of E.C.I.A. would be working on. La Rue stated additional requirements for development along the Cedar River, land evaluations and site assessments. La Rue presented and reviewed a salary evaluation of other county officials with duties similar to his. His FY06-07 annual salary is \$33,345. He is requesting a FY07-08 salary of \$40,000. La Rue told the Board he would also like to see a \$1/hour increase for Sharon Laucamp and Todd Swick. For Laucamp that would be \$1,926.89/year. Sup. Boedeker felt La Rue was underpaid and did a good job, but noted there is a diminishing ending fund balance. Sup. Moeller felt since Phil La Rue has been employed by the County, he has only had one salary adjustment due to receiving a certification, other than the annual increases given by the Board of Supervisors. Chairperson Weih noted the Board would consider La Rue's requests.

Michele Brennan, Director of Human Resources and Engineer Fangmann met with the Board to review the proposed Secondary Road Union agreement. Review and discussion were held. It is a three-year agreement. The wage increases are 55 cents each year. Other items were discussed. Boedeker and Bell indicated it appears the Union employees did not have to give up anything. Discussion continued.

Moved by Sup. Campion seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, an Agreement between the Cedar County Secondary Road Department and the Cedar County Secondary Road Employees UE Local 893 Iowa United Professionals to remain in force from July 1, 2007 until its expiration on June 30, 2010.

Ayes: Campion, Moeller, Weih

Nays: Boedeker, Bell

Brief discussion was held with Engineer Fangmann concerning the condition of the roads due to the snowfall.

Rick Fleshin, Director; Carolyn Wood, Office Manager; and Amy Wehde, Home Health Supervisor, Cedar County Public Health met with the Board to review the FY2007-2008 budgets. They presented wage scales for Home Care Aide and Administrative Assistant positions which have been approved by the Board of Health. The scales do not include any cost of living increases. The Nursing and Home Health budgets were reviewed. Discussion was held regarding the wage scales. Sup. Weih noted the scales are a

longevity program, which other departments don't have, but those other departments don't have the employee turnover that Home Health has. Fleshin indicated they hoped the wage scale would help. Sup. Boedeker noted with most of the County's wage scales, the employee reaches the top wage in three years. Fleshin felt this department is in a growing industry that is "taking" our employees. Amy Wehde felt it would be more cost effective to keep our employees. Further discussion was held. Carolyn Wood is to provide the Board with additional salary information. The Board will have further discussion regarding these budgets.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of January 11, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board for a FY2007-2008 budget review for the Secondary Road Department and to request approval of a Utility Permit Application for Iowa Telecom.

Moved by Sup. Campion seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, a Utility Permit Application for Iowa Telecom to relocate cable in conjunction with a bridge project on 325<sup>th</sup> Street in Section 25 of Farmington Township and to waive the fee, as recommended by Engineer Fangmann.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann reviewed the Secondary Road FY2007-2008 budget. Among other things, he referenced possible funding changes, he noted he would be discussing a bridge project with the City of Lowden, equipment purchases/list, METC changes requiring engineering grade sign faces to be replaced and night inspections of signs, and funds for the purchase of property near the Tipton County Shop for future relocation of the Engineer's Office.

It was noted Handwritten Check #337122 dated 1/12/07 was issued to the Cedar County Treasurer in the amount of \$436.11, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:40 A.M., to January 18, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 18, 2007 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 January 16, 2007.

The Board viewed a "County Recorder's Report of Fees Collected" for the quarter ending 12-31-2006, submitted by Recorder Thumm.

The Board acknowledged receipt of correspondence from Limestone Bluffs Resource Conservation and Development Area, Inc., regarding local food as economic development in Cedar County.

The Board acknowledged receipt of correspondence from I.S.A.C., regarding a web conference entitled "Community Balanced Scorecard".

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding the State-wide Supervisors meeting and possible legislation.

The Board acknowledged receipt of correspondence from I.S.A.C., regarding a survey concerning the master matrix process.

The Board acknowledged receipt of copies of correspondence to Kevin Kahl, John Sander, Doug Schroeder and Brian Severin, from Dennis Ostwinkle, Field Office 6, Department of National Resources, regarding annual submittal dates of Manure Management Plans.

The Board acknowledged receipt of correspondence from Jeffrey Benson, Route Marking Committee, Iowa Lincoln Highway Association, regarding approval of the route of the Lincoln Highway as an Iowa Heritage Byway.

Phil La Rue, Zoning Director met with the Board to set public hearing dates for a zoning petition and a final plat of a subdivision. Connie Fett and Julie Tischuk were in attendance.

Moved by Sup. Bell seconded by Sup. Moeller to waive agenda requirements to consider setting public hearing dates to review a zoning petition filed by Kyle Johnston.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to set February 5 & 8, 2007 at 9:00 a.m. as the time to review/consider the following petitions:

1. Dennis and Lynne Treimer, RFD, Tipton (Owners) – Requesting approval of a Final Plat of Survey for Timber Run, Part One, a four (4) lot subdivision located in the SE ¼ of the SE ¼, Section 36, T-80N, R-3W, in Rochester Township, consisting of 21.00 acres more or less. Said property is currently zoned R-1 Suburban Residential.
2. Kyle Johnston, Tipton (Contract Buyer) and Robert Johnston, 711 210<sup>th</sup> 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 SW ¼ of the SW ¼, Section 29, T-81N, R-3W, in Center West Township, consisting of 1.00 acres more or less.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Connie Fett, CPC Administrator/Community Services Director and Julie Tischuk, Director, Case Management, met with the Board to review the FY2007-2008 budgets for

Mental Health, Community Services and Case Management. Julie Tischuk reviewed the budget for Case Management. She presented proposed wage scales for the Office Manager and Case Manager positions and salary increases for the Director and Case Managers. Sup. Boedeker asked if their charge for services would offset the salary increases. Tischuk indicated they may not this year, but perhaps next year. Discussion continued concerning the wage scale and salary increase requests. Chairperson Weih noted the Board would consider the requests.

Connie Fett reviewed the budgets for Community Services and Mental Health. She noted she knew the Board was considering participating in an Employee Assistance Program, and she wanted to let the Board know that services are available to any Cedar County resident at the Mental Health Center in Iowa City. There could possibly be a fee for the service, depending on the family's income. Fett told the Board that in July we may have to go to a residency based service, and she noted in the future the County of residence would possibly have to contact the County of legal settlement to discuss payment for services. Discussion was held regarding the Mental Health Fund balance and services provided. Connie Fett told the Board the D.H.S. employees performing the survey in the Case Management Department were very complimentary of Julie Tischuk's leadership and files. Tischuk thought the survey went well overall. Connie Fett reviewed the Electronic Transaction Clearinghouse Assessment estimates.

Connie Fett reviewed options concerning amending the appeal process in the County Management Plan. Due to an Attorney General's opinion, Fett noted the County should not have the final determination on a funding appeal. Currently in our plan the appeal can go to the CPC Administrator, then to the Board of Supervisors, and then to the District Court. County Attorney Benz has researched this matter. Fett presented Option I which is that the appeal could go to the CPC Administrator and then to an Administrative Law Judge. Option II is that the appeal can go to the CPC Administrator, then to the Board of Supervisors, then to an Administrative Law Judge, and then to the District Court. Fett noted the Advisory Board recommended Option I, but she would recommend Option II. Fett felt that more individuals reviewing the appeal would be better. Sue Hall, a member of the Advisory Board, indicated the majority of the Advisory Board felt that the CPC Administrator works for the Board of Supervisors, so what advantage would there be in going from the CPC Administrator to the Board of Supervisors. Those members of the Advisory Board wondered what the consumer might think. Sup. Bell felt it was not always good to have a short process, and it would be better to have a "checks and balances" process. Discussion continued.

Moved by Sup. Bell seconded by Sup. Boedeker to approve Option II, as presented, as an amendment to the appeal process in the County Management Plan.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to accept the proposal by Total Maintenance Inc. for the Courthouse heating/cooling maintenance, effective July 1, 2007 for a five-year period.

Discussion was held. Supervisors Moeller and Boedeker noted the Courthouse Custodian indicated he would recommend continuing to utilize the services of Total Maintenance, Inc. Members noted they were pleased with the services received from T.M.I. at the Courthouse and at the Law Enforcement Center.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of January 15, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #125737-#125906 for the period ending 1-13-2007, and to be paid on 1-19-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board prepared their FY2007-2008 budget. Dan Hannes and Orville Randolph entered the room while discussion was in progress. Brief discussion was held concerning the Compensation Board's recommendation concerning the salaries of elected officials.

Sheriff Hannes met with the Board to review the FY2007-2008 budgets concerning the Sheriff's Department. Deputy Sheriff/Acting Jail Administrator Randolph was in attendance. Discussion was held. Sup. Bell left the meeting at 11:25 a.m. Among other things, Hannes noted the roof at the Law Enforcement Center is leaking, and he requested funds to purchase three new vehicles.

Discussion was held concerning the Compensation Board's recommendation for the FY07-08 salaries of the elected officials. County Attorney Benz entered the room. The Board asked Benz to review the Iowa Code concerning the laws on the recommendation from the Compensation Board. Sup. Bell returned to the Board Room.

It was noted Handwritten Check #337309 dated 1/17/07 was issued to Administrative Solutions, Inc. in the amount of \$2,839.05, concerning a partial self funded billing.

On motion, the Board adjourned at 12:15 P.M., to January 22, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:30 A.M., January 25, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a January 2007 newsletter of the Eastern Iowa Tourism Association and a 2007 visitor's Guide.

The Board viewed a news update from the Iowa Tourism Office dated January 23, 2007.

The Board acknowledged receipt of the minutes of the January 17, 2007 meeting of the Planning & Zoning Commission.

The Board acknowledged receipt of correspondence from El Camino Disaster Recovery, regarding their services.

The Board acknowledged receipt of correspondence from Mike Wentzien regarding an amendment to HSB8.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, regarding "choosing your attitude".

The Board acknowledged receipt of correspondence and an accreditation survey report from the Department of Human Services, concerning the case management services provided for Cedar County.

Sup. Weih reported on the Conference Board meeting he attended on 9-24-2007. A 2 ½% increase was approved for the County Assessor Dan Lett, a 35 cents/hour increase was approved for hourly employees in the Assessor's Department, and a payroll change was approved for Robin Vorwald to set her FY07-08 hourly wage at \$13.20.

Moved by Sup. Moeller seconded by Sup. Boedeker to give a 35 cents/hour increase for the FY07-08 wages of non-union hourly employees.

Discussion was held. Sup. Boedeker felt 35 cents was not enough, noting the Secondary Road Union employees were given 55 cents.

Ayes: Moeller, Bell

Nays: Boedeker, Campion, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to give a 45 cents/hour increase for the FY07-08 wages of non-union hourly employees.

Discussion was held.

Ayes: Weih, Boedeker, Moeller

Nays: Campion, Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to give a 3% salary increase for FY07-08 to the Public Health Nurses and the following non-elected department heads: Engineer, General Assistance Director & Veteran Affairs Secretary, Environmental & Zoning Director, Public Health Director, Community Services Director and Director of Human Resources.

Discussion was held. Sup. Campion questioned allowing department heads to negotiate their salaries further. The Board had previously approved a FY07-08 wage for the Case Management Director.

Ayes: Boedeker, Campion, Moeller, Weih

Nay: Bell

Discussion was held concerning a vacancy on the Eminent Domain Commission. The Board had been informed that Theresa Christensen no longer lives in Cedar County. Sup. Weih noted Jeff Graves would be willing to serve on that commission.

Moved by Sup. Boedeker seconded by Sup. Moeller to appoint Jeffrey A. Graves to the Eminent Domain Commission under the Realtor category for 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Auditor Gritton met with the Board. Chairperson Weih asked her to put the figures in the budget for the above decisions concerning FY07-08 wages of non-union hourly employees, Public Health Nurses and non-elected department heads. Auditor Gritton suggested to the Board they could designate an amount in the FY06-07 General Fund ending fund balance for new Courthouse windows, which could be spent in FY07-08. The Board asked her to put that designation in the proposed budget for the Board to review. Gritton told the Board she has been told the suggested health insurance rates might increase 1% or 3%. Regarding previous discussion concerning a payment for a workers' compensation premium, Auditor Gritton told the Board it was for a FY05-06 audit adjustment because we estimated too low.

Moved by Sup. Campion seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, a Request for Bid to the Iowa Department of Public Health for FY07-08 substance abuse funds.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding funding for the County Libraries and the contract with the libraries.

Moved by Sup. Boedeker seconded by Sup. Moeller to increase the funding to County Libraries by \$7,000 which would set the FY07-08 funding at \$62,000, and to continue with the contract currently in place.

Discussion was held.

Ayes: Moeller, Boedeker

Nays: Weih, Bell, Campion

Moved by Sup. Bell seconded by Sup. Campion to increase the funding to County libraries by \$5,000 which would set the FY07-08 funding at \$60,000, and to continue with the contract currently in place.

Discussion was held.

Ayes: Weih, Boedeker, Bell

Nays: Moeller, Campion

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

Sup. Boedeker asked Fangmann about a claim for \$2,500 for weather radio services, which Boedeker felt was excessive. Fangmann told the Board it is a D.O.T. system. They have a unit at the County Shop and an Internet based system. Boedeker noted there are other weather systems on the Internet. Fangmann indicated they have tried other web sites, but they have sometimes found other sites go down with heavy use.

Sup. Moeller left the meeting to attend a Heartland Insurance Risk Pool meeting.

Discussion continued with the Engineer. Fangmann noted the D.O.T. has paid for a lot of the front work on the weather information, and he has gotten the price reduced for Cedar County. Boedeker indicated he was agreeable to the use of the D.O.T. weather system if the Engineer thought it's needed. Sup. Boedeker told Fangmann he would like to see money put into spray tanks for the roads. Sup. Bell agreed. Discussion continued

regarding spraying the roads. The consensus of the Board was that they would like the Engineer to research the idea of spraying roads and to check with the D.O.T. on the equipment they use. Fangmann reported that the new John Deere motor grader has been in for repairs. Brief discussion was held concerning motor graders and wings.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign, a Utility Permit Application for Iowa Telecom for service to a new house at 977 Virginia Avenue.

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

Patty Hamann, Veteran Affairs Secretary met with the Board to request a letter of support to the Iowa Department of Veteran Affairs, for the Cedar County Veterans Affairs Office and an application to the County Grant Program for Veterans. The amount of State funds that could possibly be received is \$10,000. She presented documentation and a proposed budget for the \$10,000.

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign a letter of support to the Iowa Department of Veteran Affairs, as presented.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of January 22, 2007.

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

Moved by Sup. Boedeker seconded by Sup. Bell to increase the County funding to Senior Citizens, Inc. by \$1,000 which would set the FY07-08 funding at \$5,000.

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

Moved by Sup. Boedeker seconded by Sup. Bell that the County funding to River Bend Transit shall remain the same for FY07-08, which would set the funding at \$15,525.

Discussion was held.  
Ayes: Boedeker, Champion, Bell  
Nay: Weih  
Absent: Moeller

Moved by Sup. Boedeker seconded by Sup. Champion to increase the County funding to the Fair Association by \$1,000, which would set the FY07-08 funding at \$31,500.

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

Moved by Sup. Bell seconded by Sup. Boedeker to increase the County funding to Volunteer Services of Cedar County by \$1,000, which would set the FY07-08 funding at \$16,000.

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

Moved by Sup. Bell seconded by Sup. Boedeker that the County funding to the Cedar County Historical Society shall remain the same for FY07-08, which would set the funding at \$2,000.

Ayes: Bell, Champion, Boedeker, Weih

Absent: Weih

County Attorney Benz briefly met with the Board to clarify their decision concerning a wage increase for hourly non-union employees. Chairperson Weih noted the Board would be considering other wage increase requests.

Phil Waniorek of Administrative Solutions, Inc. and Michele Brennan, Director of Human Resources met with the Board to give a renewal presentation concerning the FY07-08 partially self-funded Wellmark health insurance plan and a dental insurance plan proposal. Auditor Gritton and Treasurer Jedlicka were in attendance. Mr. Waniorek referenced a letter to employees concerning the physical exam benefit, and he indicated there have been some problems with some claims being denied because the insured had exhausted the benefit. The Board agreed the letter should be distributed to all employees. Waniorek reviewed the health insurance renewal. The increase in the Fully Insured Renewal Summary is 4.9%. Waniorek suggested the Board may want to review the County's early retirement policy, but he noted if they changed it they might want to grandfather in the people already participating. Mr. Waniorek noted only one person met the out-of-pocket maximum and three others were close. He felt there was not much risk in going to a higher deductible on the split-funded plan, and the employee plan deductible could remain the same. Waniorek indicated the fund balance looked good. He noted the following options: 1)to leave the plan and rates as is or 2)to pay a small rate increase of 1% rather than a possible 10% increase in the future. The monthly service fee per month per participant is increasing from \$6 to \$7. Mr. Waniorek gave a self-funded dental plan proposal. There is a \$500 startup fee and then a \$250 annual fee plus an administration fee of \$3.00/month/participant. Waniorek and Brennan left the room.

Discussion continued concerning health and dental insurance plans. Auditor Gritton reviewed the cost increases by fund if the health insurance rates were increased by 1%.

Moved by Sup. Bell seconded by Sup. Boedeker to approve a 1% increase for the health insurance plan rates, to change the deductible to \$2,500 Single/\$5,000 Family on the employer side, and to set the FY07-08 rates as follows:

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

Ayes: Bell, Campion, Boedeker, Weih

Absent: Moeller

Phil Waniorek and Michele Brennan returned to the Board Room for further discussion concerning a dental plan. Waniorek indicated if the Board chose to utilize the plan with Administrative Solutions, Inc., employees would be able to go to any dentist and be treated the same as they are now. He did not recommend an option which would allow a participant to carry over any unused maximum to the following year, since claims can fluctuate. Waniorek noted they could raise the maximum from \$750 to \$1,000, but he felt the claims could go up. No decision was made concerning a dental plan.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claims #337313 - #337543.

Ayes: Boedeker, Campion, Bell, Weih

Absent: Moeller

It was noted Handwritten Check #337311 dated 1/24/07 was issued to Administrative Solutions, Inc. in the amount of \$1,362.82, concerning a partial self funded billing.

On motion, the Board adjourned at 10:50 A.M., to January 29, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., January 29, 2007 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 ISAC Update dated 1-26-2007.

The Board viewed correspondence from Sheriff Hannes, regarding a payroll change for Karis Horstmann, Dispatcher.

The Board viewed correspondence to Sup. Boedeker, from Elizabeth A. Long, Account Supervisor, Heartland Insurance Risk Pool, dated 1-26-2007, regarding payment for the salary of an employee who is on paid leave.

The Board viewed correspondence from Hunt Kain and Associates, regarding oral recommendations from the exit conference.

The Board viewed a copy of the minutes of the January 23, 2007 meeting of the Veteran Affairs Commission and a Report of Veteran Affairs for the month ending January 22, 2007.

The Board viewed correspondence to Project #437, from Connie L. Fett, CPC Administrator, regarding the end of some of the services received.

The Board acknowledged receipt of correspondence from Rod Bakken, SFSP Lead Consultant, Department of Education, regarding the Summer Food Service Program.

The Board acknowledged receipt of correspondence from ISAC regarding a matrix survey.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding legislation.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of January 25, 2007.

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

Keith Whitlatch met with the Board to discuss approval of a route of the Iowa Lincoln Highway which has been designated as an Iowa Heritage Byway by the Iowa Scenic Byway Council. Engineer Fangmann was in attendance. Discussion was held. Existing sign posts will be used for the signage when possible.

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

#### RESOLUTION

#### RESOLUTION APPROVING THE ROUTE OF THE IOWA LINCOLN HIGHWAY HERITAGE BYWAY

WHEREAS the Iowa Scenic byway Council has designated the Lincoln Highway across Iowa as an Iowa Heritage byway, and

WHEREAS the Iowa Department of Transportation requires local approval of the route of an Iowa Heritage Byway before making a signage plan and making the signs marking the route across the state, and

WHEREAS the Iowa Lincoln Highway Association has presented the proposed route through Cedar County, and

WHEREAS the Cedar County Board of Supervisors is in agreement with said route and the designation of the Iowa Lincoln Highway Heritage Byway, therefore;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CEDAR COUNTY, IOWA approve the route proposed by the Iowa Lincoln Highway Association for the Iowa Lincoln Highway Heritage Byway in the unincorporated areas of Cedar County.

Ayes: Boedeker, Moeller, Bell, Weih

Absent: Champion

General discussion was held with Keith Whitlatch.

Auditor Gritton met with the Board to discuss the FY05-06 audit exit interview with Auditors from Hunt Kain & Associates. Michele Brennan, Director of Human Resources was in attendance. Gritton noted the Auditors told her things that needed to be improved on, and they gave her oral recommendations. She asked the Auditors to send an email containing the oral recommendations. The Board had reviewed that email. Auditor Gritton noted the Auditors indicated the Sheriff's Reserve Officers account needs to be run through the County, rather than the Reserve Officers having a separate checking account. She has spoken to Deputy Sheriff Johnson about setting up the proper accounting items. Gritton noted that a 1099 had been issued to Mike Dauber for Medical Examiner investigative services. Dauber is an employee of the Cedar County Conservation Department. The Auditors suggested that payment to Dauber for the investigative services should go through payroll, but that the Auditor should check with IPERS representatives. Gritton noted she did some investigating and found if payment for the investigative services is run through payroll, there would be an overtime issue, so it was decided Dauber would still receive a 1099 for the Medical Examiner services. The Auditors were advised of Gritton's findings on the matter, and they were fine with that decision. There are two townships that still need to change the Federal ID number on bank accounts. Jill Randolph, Treasurer of Iowa Emergency Number Association, will be changing the Federal ID number for that account. Gritton noted the Auditors stressed that we need to have all of the supportive documents for all claims. She noted the Auditor's Office will not pay any claims unless the proper documentation is attached. Discussion was held concerning payroll processing. It was noted the Director of Human Resources currently does some payroll duties. Gritton indicated this was not a problem prior to the H.R. position being split off from the Auditor's Office, because all of the County Auditor's employees worked together and were cross-trained. The Human Resources Department was created prior to Gritton taking the position of County Auditor. Gritton indicated the Auditors from Hunt Kain asked her if she knew she was responsible for all of the payroll processing. Sup. Weih asked if they needed to find a way to comply with the Auditors. Gritton indicated yes and noted they need to comply with the Code. Sup. Boedeker didn't think payroll processing was discussed when the H. R. Department was created. Sup. Bell felt that when former County Auditor Ellerhoff set this up, she would have done solid investigation with other counties, the State, the County Attorney and Attorney Carl Salmons and that everything was fine. He thought that other counties have this situation. Bell felt it would be okay to have the Auditor periodically check the maintenance done by Brennan. Bell asked for an explanation of what payroll duties Brennan does. Gritton reviewed those duties. Auditor Gritton noted there needs to be oversight of those duties, as is done during claims processing. Bell asked for an explanation of the payroll process, which Gritton explained. Sup. Weih asked Brennan if she reviews the timesheets. Michele Brennan noted she gives the Auditor's Office the timesheets and the proof sheets. If something is not right on a timesheet, Brennan discusses the matter with the appropriate department head. If an amount is off, the Auditor's staff discusses it with Brennan. Gritton agreed her office gets proofs, but there is no supporting documentation. Brennan noted she could attach the information. Discussion continued regarding this matter. Sup. Moeller asked Gritton if she had a suggestion. Gritton indicated she would like her staff to know how to do the payroll duties currently being done by Brennan, and she suggested going back to the way payroll processing was done in the past. Dan Hannes entered the room while discussion was in

progress. Sup. Boedeker asked if it would work to put all of the payroll duties back under the Auditor. Auditor Gritton said yes, but she wouldn't say if the Board should keep H.R. as a separate department, noting that would be the Board's decision. She noted the Auditor's Office could absorb the payroll duties. Gritton noted she used to perform the duties and that she and Brennan used to switch back and forth with the those duties. Sup. Moeller referenced justifying what was done concerning the Human Resources position. Sup. Bell suggested contacting former County Attorney Beine, Attorney Salmons and the Auditors from Hunt Kain, to discuss this matter. Brennan noted she spoke to Mike Stanley, one of the Auditors, and he indicated they've never audited a county with a separate H.R. Department. She referenced concern of no review over the H.R. Department, and noted it was not that she hadn't allowed that. Brennan noted she does have confidential information in the H.R. Office, and she wouldn't want just any staff member in there. She indicated Mr. Stanley stated the payroll processing does need to be reviewed by the County Auditor. Sterling Benz entered the room while discussion was in progress. Brennan told the Board she didn't know it was wrong, she doesn't feel it is, and she was doing what she was told to do. Sup. Weih felt Gritton had to be concerned with her duties. Gritton agreed. Further discussion was held. Auditor Gritton told the Board she would review the Code and that she wanted to do things right. Sup. Boedeker asked Gritton if she would like the total responsibility/control of payroll. She said yes.

Moved by Sup. Bell seconded by Sup. Boedeker to waive agenda requirements to speak with Attorney Carl Salmons regarding pending litigation.

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

Sheriff Hannes, County Attorney Benz and Michele Brennan, Director of Human Resources, were in attendance. At 10:00 a.m., the Board telephoned Attorney Carl Salmons at Attorney John Roehrick's Office. Attorney Salmons requested a closed session concerning the Reed litigation.

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

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

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

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

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

Engineer Fangmann met with the Board to inquire about a possible date for a road vacation hearing concerning a portion of 170<sup>th</sup> Street, formerly known as Dallas Road, north of Tipton off of Hwy 38.

Auditor Gritton entered the room to present revised documentation concerning the budget fund balances for the following funds: General Basic, General Supplemental, Mental Health and Rural Services Basic. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to move the salary of Patty Hamann General Assistance Director & Veteran Affairs Secretary from \$30,000/year to \$33,000/year effective 7-1-2007.

Discussion was held. Sup. Boedeker noted Hamann has been given added duties and felt she is the lowest paid department head. Sup. Bell wondered if monitoring email would be part of Managed Services provided by "Solutions", Inc. It was noted Greg Davis indicated monitoring email was not part of those services. Reference was made to a prior increase given to Hamann during the current fiscal year.

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

Discussion was held regarding the wages of Phil La Rue, Sharon Laucamp and Todd Swick in the Environmental & Zoning Department. Discussion was held concerning La Rue's duties.

Moved by Sup. Boedeker seconded by Sup. Bell to move the salary of Phil La Rue, Environmental & Zoning Director from \$33,345/year to \$37,500/year effective 7-1-2007.

Discussion was held. Sup. Boedeker felt Phil La Rue goes above and beyond.

Aye: Bell  
Nays: Moeller, Boedeker, Weih  
Absent: Campion

Moved by Sup. Moeller seconded by Sup. Boedeker to move the salary of Phil La Rue, Environmental & Zoning Director from \$33,345/year to \$38,000/year effective 7-1-2007.

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

Discussion was held concerning the wages of Sharon Laucamp and Todd Swick. The Board agreed Laucamp and Swick should receive the already approved 45 cents/hour increase for hourly non-union employees.

It was noted that the request for the FY07-08 wage of Paula Mochal, Legal Assistant was included in the budget for the County Attorney's Office.

Discussion was held regarding the proposed wage scale and FY07-08 wages for the Home Care Aides. Sup. Bell knows the Supervisors don't set their wages, but he felt the wage scale opens up the possibility of other departments requesting longevity pay wage scales. Sup. Boedeker agreed the Supervisors could only control the bottom line of the Public Health Department's budget. Sup. Bell wondered what the dollar amount of the proposed wage increases would be for the Home Care Aides. Brief discussion continued. No decision was made.

The Board noted Check #337544 dated 1-26-2007 in the amount of \$230.00 was issued to Mike Dauber as an administrative correction.

It was noted Handwritten Check #337312 dated 1-26-2007 was issued to the Cedar County Treasurer in the amount of \$1,052.62, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:55 A.M., to February 1, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 1, 2007 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 January 30, 2007.

The Board viewed correspondence from Karolyn Rouse, Home Care Aide, regarding her impending retirement.

The Board viewed a "Monthly Group Summary Report" concerning the Wellmark Blue Cross Blue Shield Plan for the incurred dates of 1-1-01 through 12-31-06, submitted by the Director of Human Resources.

The Board acknowledged receipt of a Manure Management Plan from Loren Keppy (Keppy Farms).

The Board acknowledged receipt of correspondence from Rick Fleshin, Director, Cedar County Public Health, regarding a quarantine and isolation rule.

The Board acknowledged receipt of correspondence from ISAC, regarding Governor Culver ordering flags lowered to honor a fallen soldier.

Discussion was held regarding FY07-08 wage increase requests. The Board reviewed the amount budgeted for the Home Care Aides, which was placed in the proposed budget. Sup. Weih noted a history of difficulty retaining Aides, and he noted the Board of Health could use a longevity wage scale if they choose to do so. The Supervisors control only the bottom line of the budgets for the Public Health Department. Sup. Moeller, Chairman of the Board of Health, felt the theory was to try to keep the Home Care Aides. The Board did not change the proposed budgets for the Public Health Department.

The Board discussed the wages of the Legal Assistant and Secretary in the County Attorney's Office. The County Attorney has proposed a FY07-08 wage of \$16.29 for the Legal Assistant, Paula Mochal. The matter was discussed further later during the meeting.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Connie Fett, Julie Tischuk, Charline Thumm, Cari Gritton, Bob Klemme, Rob Fangmann, Patty Hamann, Gary Jedlicka, Dan Hannes, Amy Wehde, Dan Lett, Sterling Benz, Carolyn Wood, Phil La Rue, Rick Fleshin and Michele Brennan. Chairperson Weih felt the Board gave more compensation than usual for wage increases for FY07-08, but he told everyone to continue to watch their expenses closely. Those in attendance were given the opportunity to relay items concerning their departments. Julie Tischuk noted the survey of the Case Management Department was very complimentary, and the department would likely receive a three-year accreditation. Recorder Thumm reported she has spoken to Repr. Jeff Kaufmann regarding possible legislation concerning vital records and private information on documents. The manual and the fee structure for passports would likely be changing, and Cedar County might receive less money. Thumm noted documents are not yet available to the public on our web site. She is working with the County Attorney on this matter. Thumm said boat renewals will be due by the end of April, and they are now renewable for three years. Cari Gritton asked department heads to re-estimate revenues and expenditures, if needed, and to let her know if they might be going over their expenditures. She is trying to give the Supervisors an accurate picture of the ending fund balances. Gritton noted she has put the new Workers' Compensation rates in all of the budgets, and she will reprint the revised budgets. Custodian Bob Klemme reminded everyone to turn off the lights at night and on the weekends when they leave, except for the two side hallways. Engineer Fangmann gave project updates. Sheriff Hannes noted the out-of-county inmate income for January was \$43,670. Assessor Lett reported his staff is doing annual service, etc.

County Attorney Benz remained in the room, as requested, to discuss the requested FY07-08 wages of the Legal Assistant and Secretary. He noted the County Attorney's budget includes a wage of \$16.29/hour for the Legal Assistant Paula Mochal, and for the Secretary Shelly Cady, it includes the 45 cents/hour increase approved by the Board, plus a 50 cents/hour increase on 7-1-07, and a 50 cents/hour increase on 1-1-08. Discussion continued. The Board didn't change the proposed County Attorney's budget.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the wage scales for the positions of Legal Assistant and Secretary.

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

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

Sheriff's Department

Karis Horstmann, Dispatcher, from \$11.02/hr to \$11.54/hr, effective 1-17-2007.

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

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

RESOLUTION

WHEREAS, the Boards of Supervisors of Cedar Clinton, Delaware, Jackson and Jones Counties (collectively hereinafter the "Counties") 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 Rural Services Systems Commission (the "EIRUSS") for the purpose of undertaking the development and operation of essential governmental facilities and services, such as sanitary sewer and water systems, in the Counties; 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 Counties must adopt a resolution authorizing the issuance; and

WHEREAS, EIRUSS has undertaken the design and construction of a waterworks system project (the "Andover Project") in and near the City of Andover, Iowa and has proposed the issuance of waterworks revenue bonds in a principal amount not to exceed \$200,000 (the "Bonds") and corresponding waterworks revenue bond anticipation notes (the "Project Notes") to pay the costs of said project; 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, as follows:

Section 1. The County hereby approves and authorizes EIRUSS to issue the Bonds in an amount not exceeding \$200,000 and to issue the Project Notes anticipating the issuance of such Bonds in order to finance the Andover Project.

Section 2. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

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

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of January 29, 2007.

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

Engineer Fangmann met with the Board to set a public hearing date to consider a road vacation for a portion of 170th Street and to discuss approval of a Utility Permit Application for Iowa Telecom. Property owners will be notified about the public hearing.

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

ROAD CLOSURE AND VACATION HEARING  
RESOLUTION

WHEREAS the Board of Supervisors feel that it is in the best interest of Cedar County to have these roads closed and right of ways vacated;

WHEREAS the Code of Iowa requires that a hearing be held for the purpose of closing and vacating the roads described herein, and

WHEREAS this notice must be duly published and adjoining property owners be notified by certified mail.

NOW THEREFORE BE IT RESOLVED by the Cedar County Board of Supervisors in session on this 1<sup>st</sup> day of February, 2007 that a hearing be held at 9:00 a.m. on February 22<sup>nd</sup>, 2007 and that proper public notification be given for the purpose of closing and vacating the following described roads and right of ways:

RESOLUTION  
NUMBER

RCV2007-1 170TH Street in Red Oak Township:

170th Street (originally established as the Dallas Road, Road Record Book 3, page 136-137 on January 4, 1883) from a point 80 rods west of the north east corner of Section 12 Township 81 North Range 3 West of the 5<sup>th</sup> P.M., thence east approximately 80 rods to the west R.O.W. of Iowa Hwy. 38 in Red Oak Township.

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

Moved by Sup. Moeller seconded by Sup. Champion to approve and authorize Chairperson Weih to sign, a Utility Permit Application for Iowa Telecom for service to a new house at 142 Monroe Avenue.

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

General discussion was held. Discussion was held regarding the FY07-08 wage requests for the Engineer Rob Fangmann and Assistant Engineer Ben Hull. Their current annual salaries are: Fangmann \$75,602 and Hull \$44,402. Fangmann is requesting \$80,000 for himself and \$50,000 for Hull. The Engineer noted he has included in the budget an additional \$5,000 increase for Hull if he passes the Professional Engineer test. Fangmann noted Hull is a good designer, efficient and saves the County money on design costs. Sup. Weih suggested doing more than one year planning concerning the Engineer's wage, asking Fangmann where would they be going with this issue next year. Sup. Boedeker felt Hull was basically here training to be an Engineer. Fangmann noted Hull would be eligible to take the P.E. test in April. Boedeker asked if Cedar County needed two Engineers. Fangmann said yes, referencing staying up on the standards. Sup. Champion briefly left the room and returned while discussion was in progress. Discussion

continued. Boedeker addressed Chairperson Weih, indicating Weih didn't want a three-year agreement with the libraries, because it would tie up future Boards. Fangmann told the Board he is thankful for his job, but he watches for what is best in the overall picture. He didn't see asking for more than a cost of living raise (around 3%) for FY08-09. Fangmann thought if the Board showed intent to keep Ben Hull employed here, that would go a long way. Sup. Weih had an issue with another \$5,000 increase for Hull in April. Fangmann stated the salaries are less than 3% of the Secondary Road budget, and Cedar County is in the top third of the State as far as the number of structures and estimated miles of road traveled. Sup. Moeller felt they were both doing good jobs, and he wanted to work with them, but he felt the proposed increases were giant steps. Fangmann noted if you figure that Ben Hull designs five structures per year, at \$20,000, that is \$100,000 the County saves. Engineer Fangmann left the room to attend a preconstruction meeting. The Board continued discussion regarding this matter.

Moved by Sup. Champion seconded by Sup. Weih to set the FY07-08 annual salaries of County Engineer Rob Fangmann at \$78,500 and Assistant Engineer Ben Hull at \$47,500.

Discussion was held.

Ayes: Weih, Moeller, Champion

Nay: Boedeker

Absent: Bell

The Board held discussion regarding a FY07-08 employee dental plan. Michele Brennan, Director of Human Resources, met with the Board as requested. The Delta Dental Plan of Iowa and the plan by Administrative Solutions, Inc. were reviewed. Projected claims and rates were discussed. The current amount the County is paying per month per employee enrolled is \$19.16. A 7.25% increase would be \$20.55.

Moved by Sup. Boedeker seconded by Sup. Moeller to set the FY07-08 dental rates with Delta Dental Plan of Iowa as follows:

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

Ayes: Moeller, Champion, Boedeker, Weih

Absent: Bell

Moved by Sup. Moeller seconded by Sup. Boedeker to allow open enrollment for the dental plan for FY07-08.

Ayes: Champion, Boedeker, Moeller, Weih

Absent: Bell

Discussion was held concerning the Wellmark Blue Cross Blue Shield partially self-funded plan.

Moved by Sup. Moeller seconded by Sup. Champion to authorize Chairperson Weih to sign all documentation, as presented, concerning the FY07-08 Wellmark partially self-funded plan and the Delta Dental Plan of Iowa.

Ayes: Moeller, Champion, Boedeker, Weih

Absent: Bell

County Attorney Benz met with the Board to briefly advise them concerning a teleconference.

County Attorney Benz and Michele Brennan, Director of Human Resources were in attendance. A conference call was placed as requested by Alternative Risk Services. It was noted Attorney Jon Swanson from Attorney Carl Salmons' office was participating in the conference call, as well as Beth Long of Alternative Risk Services. A quorum of the Risk Pool were participating.

Moved by Sup. Moeller seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5.1(c), Code of Iowa, to discuss the Reed, Hannes, Cedar County settlement authority.

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

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

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

Moved by Sup. John Finney of Van Buren County seconded by Sup. Larry Vest of Tama County to give authority to Alternative Risk Services to attempt to resolve a matter of current litigation, with the limitation to what was discussed in closed session.

Discussion was held.

Ayes: Benton, Cedar, Chickasaw, Decatur, Mitchell, Tama and Van Buren Counties

Sup. Larry Vest of Tama County indicated the reason for not posting notice of this emergency closed session meeting was that there was less than 24 hours notice. Attorney Swanson referenced Code Section 21.4(2) and less than that amount of notice from Federal Court. Judy Funk of Risk Management Solutions of Iowa, Inc. indicated the reason for the teleconference was geographical constraints.

The meeting of the Heartland Insurance Risk Pool was adjourned and the teleconference ended.

Brief discussion was held with County Attorney Benz.

Moved by Sup. Champion seconded by Sup. Moeller to approve Payroll Checks #125907 - #126062.

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

It was noted Handwritten Check #337545 dated 1/31/07 was issued to Administrative Solutions, Inc. in the amount of \$4,178.08, concerning a partial self funded billing.

On motion, the Board adjourned at 11:55 A.M., to February 5, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 5, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Semi-Annual Settlement reports of the Board of Supervisors and Treasurer.

The Board viewed an ISAC Update dated February 2, 2007.

The Board acknowledged receipt of a copy of correspondence to Greg & Michelle Thien, regarding a business at their home.

The Board acknowledged receipt of correspondence from River Bend Transit, regarding disposition of vehicles.

The Board acknowledged receipt of correspondence from Travis Alden Tipton Community Development Director, regarding benefit events for Tony Harden.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding State legislation.

The Board acknowledged receipt of correspondence from Sarah Ellingson, The Schneider Corporation, regarding their transfer of the Auditor's database information to the ISAC Auditor Association's database vendor.

Rick Fleshin, Director, Cedar County Public Health, met with the Board to discuss a Quarantine and Isolation Rule. Sam Fleshin was in attendance. The proposed rule was reviewed. The purpose of the rule is to establish policy and procedures concerning quarantinable diseases. Discussion was held. The Assistant Attorney General has advised them of the steps they have to take concerning the passage of a new rule.

Moved by Sup. Moeller seconded by Sup. Boedeker to adopt the Board of Health Rule Pertaining to Quarantine & Isolation, as presented.

Discussion was held. Rick Fleshin asked that the Auditor give this rule a number and indicated he thought it would be No. 3.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

1. Dennis and Lynne Treimer, RFD, Tipton (Owners) – Requesting approval of a Final Plat of Survey for Timber Run, Part One, a four (4) lot subdivision located in the SE ¼ of the SE ¼, Section 36, T-80N, R-3W, in Rochester Township, consisting of 21.00 acres more or less. Said property is currently zoned R-1 Suburban Residential.
2. Kyle Johnston, Tipton (Contract Buyer) and Robert Johnston, 711 210<sup>th</sup> 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 SW ¼ of the SW ¼, Section 29, T-81N, R-3W, in Center West Township, consisting of 1.00 acres more or less.

Chairperson Weih read the legal notice. Those in attendance were: Zoning Director Phil La Rue, Dennis Treimer, Tom Hearst, Kyle Johnston and Engineer Fangmann. Petition #1 was addressed. Phil La Rue noted there are no written or verbal objections on file. La Rue noted there is a request for a variance on the degree of slope pertaining to the access road. It was noted there is a letter from the County Engineer recommending

approval of the Final Plat. The variance request includes a temporary cul de sac. Engineer Fangmann referenced Part Two and having an easement in place for a second access off of Hwy 38, if needed. He thought it would be hard to move the amount of dirt needed to achieve a 7% grade without ruining the lots. Fangmann felt if they obtain the second access for Part Two, this first access would not be utilized very much, because people would come straight off of Hwy 38. Mr. La Rue noted the plat he was reviewing did not show the 10-foot utility easement between the lots, as did a prior plat. La Rue told the Supervisors they would get that matter straightened out. Mr. Fangmann noted the access is under the jurisdiction of the State. He indicated the school was not willing to entertain the idea of a school bus pull-in run around off of Hwy 38.

Moved by Sup. Moeller seconded by sup. Bell to approve the petition by Dennis and Lynne Treimer, Tipton (Owners) as defined above with the requested variance for the grade, to approve and adopt the following resolution, and to waive the second hearing scheduled for February 8, 2007:

#### RESOLUTION APPROVING FINAL MAJOR PLAT

WHEREAS, a Final Plat of Timber Run, Part One, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Department and approval granted for the Preliminary Plat by the Cedar County Planning and Zoning Commission, and said Final Plat 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 Final Plat of the said Timber Run, Part One, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 5<sup>th</sup> day of February, A.D., 2007.

Discussion was held. It was noted other variances have been allowed for grades.  
Ayes: Boedeker, Campion, Moeller, Bell, Weih

The electrical easements were discussed with Dennis Treimer.

Petition #2 was addressed. Mr. La Rue noted there are no written or verbal objections on file. The Planning & Zoning Commission recommended approval subject to relocating the manufactured home to the east for a 100-foot side yard. La Rue noted there is a high water table that may make placing a septic system a challenge. There is a building that Robert Johnston constructed that may possibly have to be removed, because in the division of this lot, Mr. Johnston must have a 30-foot side lot in the A-1 Agricultural District. Robert Johnston's septic tank lies in the middle of Kyle Johnston's proposed lot. The drain field lies on property owned by another individual. La Rue indicated Robert Johnston's septic system is too deep and may need to be relocated, at some point, to the south of his house. The lot that was platted was never intended to be divided. Sup. Moeller wondered if there should be a document indicating how this is all to be resolved. La Rue indicated that would be the decision of the Supervisors. Kyle Johnston confirmed that the septic drain field is not on the Johnston's property. They would share a well and an access. Moeller asked if there would be room to resolve the issues. Mr. La Rue said potentially, but money may need to be spent. Moeller wondered if that included abandoning the old septic system across the property line and relocating it. Phil La Rue noted both lots would be about one acre. Soil evaluations would need to be done to determine what the septic systems would be. La Rue wondered why they originally didn't use a lift pump for the toilet in the basement when Johnston's septic system was originally installed to keep the septic tank closer to the house and shallow. Bell thought probably it was because they owned the property and they didn't want it that way. Sup. Campion noted things change. La Rue told the Board they can get a septic system on a small lot, but it would be "pricey". Moeller was agreeable to that as long as Mr. Johnston understood all of that. Kyle Johnston told the Board he is trying to put a manufactured home on property where he grew up, he wants his kids to grow up there, and he'd be there to take care of his parents when they get older. He indicated when he receives his

parents' home, he would get rid of the manufactured home, hopefully in 20 to 25 years. Phil La Rue felt the Board could acknowledge that at that time, if Mr. Johnston wishes, he could request that the property be rezoned back to Agricultural, to consider having the survey that divided the property vacated so it comes back to one piece, therefore there wouldn't potentially be two homes. Sup. Weih asked Johnston if he would anticipate returning the two pieces of property to one. Kyle Johnston said yes. Sup. Bell wondered why it wouldn't be easier to do a Conditional Rezoning Agreement as was done for a parcel by Lowden. Phil La Rue felt the Planning & Zoning Commission was recommending that Mr. Johnston and his attorney consult with County Attorney Benz to see if something could be worked out, but to La Rue's knowledge nothing had been worked out. Sup. Campion felt this rezoning would work. Engineer Fangmann noted there is an approved entrance permit on file, but he wanted to make sure that it was noted that as part of this rezoning change, the slopes need to be flattened to a six to one slope. Kyle Johnston indicated he understood. There is a letter from the Tipton Fire Department noting they would be able to provide services.

Moved by Sup. Campion seconded by Sup. Bell to approve the petition by Kyle Johnston, Tipton (Contract Buyer) and Robert Johnston, Tipton (Owner) as defined above, and to waive the second hearing scheduled for February 8, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with Phil La Rue.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of February 2, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to request approval to fill two Maintenance Worker I vacancies. Twenty-nine applications were received and seven individuals were interviewed. These workers would be on the Bridge Crew. Fangmann felt the Bridge Crew is an asset to Cedar County. He noted they built five bridges last year at an average cost of \$50,000 each, and if a bridge project is let out, it could cost over \$100,000. Fangmann noted they are short-handed sometimes due to vacations and use of compensation time. He felt the demand for the department's work is high. Sup. Bell asked if he would foresee someone retiring. Fangmann noted a couple individuals have the potential of retiring. Bell wondered how long the Engineer could draw from a pool of applicants, without having to re-advertise. Fangmann didn't know for sure. Sup. Bell noted during Union negotiations the Board tried to change things to award workers, so now he felt something would have to be done from a management position. He felt the Engineer could move workers around to keep the Bridge Crew full during the bridge building season. Sup. Boedeker referenced seeing one employee mowing off and on all summer. He noted that he and other blade operators used to mow their routes. Engineer Fangmann liked that individual doing the mowing and felt he does a good job. Sup. Campion felt there were probably less repairs with someone that knows how to operate the tractor and mower. Engineer Fangmann stated he does pull this employee when needed for other jobs, and he does shift people around now. Discussion continued. Fangmann felt the department is most efficient with a full staff. Sup. Campion felt the Bridge Crew needs to know how to work together. Fangmann had reservations about pulling people from other crews due to animosity and experience. Sup. Bell felt they had to put the animosity issue behind them, indicating we have to be able to operate. Sup. Campion felt they could hire two people and hope it works for the Bridge Crew. Sup. Bell asked if they could hire part-time help in the winter for snow removal. Engineer Fangmann felt there could possibly be overtime issues with other employees. Bell noted it's the Engineer's discretion on the distribution of overtime.

Moved by Sup. Campion seconded by Sup. Moeller to allow the Engineer to hire to fill two Maintenance Worker II vacancies.

Ayes: Weih, Campion, Moeller

Nays: Bell, Boedeker

Moved by Sup. Campion seconded by Sup. Boedeker to approve a Utility Permit Application for Eastern Iowa Light & Power to relocate lines for a Cedar River bridge project on I80.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

In other business, Engineer Fangmann noted he would be attending a Lowden City Council meeting in the evening to discuss a bridge on the north side of the City of Lowden. The bridge is technically not our bridge.

Treasurer Jedlicka met with the Board to discuss publication of the Treasurer's Semi-Annual Report. He asked for approval to only print the first page of the four-page report, noting that the same is current practice in other counties and the County's Auditors had no objection to only printing the first page. The Board agreed to only print the first page, but to place a notation on the publication indicating the entire report could be viewed in the Auditor's Office.

It was noted the Public Health Department had no objection to sharing an office with Sue Faith, Emergency Management Coordinator.

Auditor Gritton met with the Board to discuss the FY07-08 County Budget. She presented revised budget fund balances for General Supplemental and Rural Services. Discussion was held. It was agreed the Rural Services levy could probably be lowered to 2.90993 from 3.00345.

It was noted Handwritten Check #337546 dated 2-2-07 was issued to the Cedar County Treasurer in the amount of \$1,072.40, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:50 A.M., to February 8, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 8, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed FY06-07 County Budget Revenue Summary and Expenditure Reports, and a Health Fund Status Report, submitted by the Auditor's Office.

The Board viewed a news update from the Iowa Tourism Office dated February 6, 2007.

The Board viewed information from Howard R. Green Company regarding window replacement and other services.

The Board viewed a "Report of General Assistance" for the month of January 2007, submitted by Patty Hamann, Director.

The Board viewed correspondence and documentation from Attorney Lee Beine, regarding Cedar County being named as a beneficiary under the Will of Richard J. Mitzner.

The Board viewed a County Financial Overview January 2007, submitted by the Iowa State Association of Counties.

The Board acknowledged receipt of correspondence submitted by Travis Alden, Tipton Community Development Director, concerning fund raising for Tony Harden, which was submitted to Mike Boyle, President of Tipton Lions Club, by Tim Harden.

The Board acknowledged receipt of correspondence from Mike Wentzien regarding County Attorney's pay legislation and other concerns.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association regarding an upcoming meeting on 3-7-07.

The Board acknowledged receipt of a February 2007 Press Release regarding E.C.I.A. Business Growth, Inc. and loans.

The Board acknowledged receipt of correspondence from Sally Stutsman, Johnson County, regarding a County Attorney's legislative proposal.

The Board acknowledged receipt of correspondence from William R. Peterson, Executive Director, Iowa State Association of Counties regarding an Electronic Transactions Clearinghouse 28E Agreement amendment.

Discussion was held regarding replacement of the Courthouse windows. The Board will discuss this matter further with a representative of Howard R. Green Company on February 15, 2007 at 9:00 a.m.

General discussion was held. It was noted the Board is waiting for a Judge's ruling on pending litigation.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of February 5, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Treasurer's Semi Annual Report and Board of Supervisors Semi-Annual Settlement for the period of 7-1-2006 thru 12-31-2006, inclusive, and place the same on file.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sup. Boedeker reported on a Fair Association meeting he attended on February 7, 2007. There will not be a demo derby at the Fair this year, but there will be sprint car races. They might obtain some tin roofing from the former Highway Gardens building in Stanwood.

Moved by Sup. Campion seconded by Sup. Weih to approve Claims #337549 - #337745.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #337547 dated 2/7/07 was issued to Administrative Solutions, Inc. in the amount of \$3,576.46 concerning a partial self funded billing.

On motion, the Board adjourned at 10:15 A.M., to February 12, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 12, 2007 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 Michele Brennan, Director of Human Resources regarding Karolyn Rouse's request concerning unused sick leave, and Brennan's request for a decision concerning an Employee Assistance Program.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding State legislation.

The Board acknowledged receipt of correspondence from Bill Peterson, I.S.A.C., regarding a proposed resolution concerning federal entitlements when individuals become inmates in public institutions.

The Board viewed correspondence from the U. S. Census Bureau asking the County if they would like to participate in the 2010 Census Local Update of Census Addresses Program.

County Attorney Benz met with the Board regarding Attorney Carl Salmons' request for a conference call. HR Director Brennan was in attendance. Attorney Salmons requested to go into closed session.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5 (1c), Code of Iowa.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Auditor Gritton met with the Board to set a public hearing date for FY2007-2008 County Budget. General discussion was held on budgetary funds and designating \$120,000.00 of the FY2006-2007 ending fund balance for capital improvements which will be windows for the courthouse.

Moved by Sup. Boedeker seconded by Sup. Moeller to set the FY2007-2008 County Budget public hearing for Thursday, March 1, 2007 at 9:00 A.M. in the Boardroom.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Handwritten Check #337746 issued to Luann Goerdts in the amount of \$175.00.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Carrie Koelker, Director of Eastern Iowa Tourism Association, met with the Board to give them an update. She informed the Board Iowa is 48<sup>th</sup> in the nation for tourism. They are working to improve on that. General discussion followed.

Engineer Fangmann met with the Board to set a public hearing date to review and or consider a road vacation concerning a portion of 100<sup>th</sup> Street also known as the Cedar-Muscatine County Line Road located along the north line of Section 1, T78N, R4W, and the south line of Section 36, T79N, R4W.

Moved by Sup. Bell seconded by Sup. Moeller to set a public hearing date for 11:00 A.M., March 5, 2007, and to sign the following Road Closure and Vacation Hearing Resolution:

## ROAD CLOSURE AND VACATION HEARING

### RESOLUTION

WHEREAS the Board of Supervisors feel that it is in the best interest of Cedar County to have this road closed and right of way vacated;

WHEREAS the Code of Iowa requires that a hearing be held for the purpose of closing and vacating the road described herein, and

WHEREAS this notice must be duly published and adjoining property owners be notified by certified mail.

NOW THEREFORE BE IT RESOLVED by the Cedar County Board of Supervisors in session on this 12<sup>th</sup> day of February, 2007 that a hearing be held at 11:00 a.m. on March 5<sup>th</sup>, 2007 and that proper public notification be given for the purpose of closing and vacating the following described road and right of way:

A portion of 100th Street also known as the Cedar-Muscatine County Line Road located along the north line of Section 1, T78N, R4W, and the south line of Section 36, T79N, R4W, beginning at a point near the centerline of said 100th Street (Iowa State Plane Coordinate, South Zone; Northing 590063.71 feet, Easting 2250291.74 feet) which is approximately 549.9 feet east and 4.4 feet north of the Northwest Corner of said Section 1; thence in an easterly direction along the centerline of said 100th Street approximately 3,624 feet to a point of termination near the centerline of said 100th Street (Iowa State Plane Coordinate, South Zone; Northing 590149.61 feet, Easting 2254464.08 feet) which is approximately 1,527.2 feet east and 32.8 feet north of the North Quarter Corner of said Section 1, and near the property line of Muscatine County Parcel Numbers 0101200002 and 0101200003. (Approximately 0.6864 miles)

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

Moved by Sup. Campion seconded by Sup. Moeller to approve the following new hires:  
Secondary Roads  
Jeric Armstrong and Jason MacDonald for Maintenance Work I positions at \$13.20/hour effective 02/26/2007.

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

Engineer Fangmann and Phil LaRue, Zoning Director met with the Board for guidance on a potential problem on West Rochester Road. LaRue has someone that would like to rebuild a home, the problem being that 2/3 of the previous home was in the county right of way. Fangmann noted this roadway is impacting all decisions that will be or want to be done there. General discussion followed. Chairperson Weih would like the County Attorney to look at this. It was the consensus of the Board that they will look at this property on March 5, 2007 when they come back from their meeting in West Liberty.

Fangmann received correspondence from the Tipton Friends of Animals organization. They would like to have a bicycle ride fundraiser. The first route they would like to utilize is within the city limits of Tipton. The second route would be go west out of Tipton on 210<sup>th</sup> Street to Garfield Avenue thru Buchanan to the Cedar Valley Blacktop back to Tipton. Fangmann feels these roads are in good condition, but is wondering who will be managing traffic and the bicycle riders. He will do a waiver similar to RAGBRAI's for Tipton Friends of the Animals.

Moved by Sup. Bell seconded by Sup. Moeller to approve cancellation of unclaimed fees as requested by Treasurer's Office.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of February 8, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Michele Brennan, HR Director, met with the Board to discuss Karolyn Rouse's request for a Post Employment Health Plan (PEHP). The program is not being offered at this time. Brennan said it had been discussed with the Board approximately a year ago and there was little interest in it at that time. General discussion followed.

It was noted Handwritten Check #337548 dated 2/9/07 was issued to the Cedar County Treasurer in the amount of \$421.66, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:15 A.M., to February 15, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 15, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence to Karolyn Rouse from Michele Brennan, HR Director regarding a request for a Post Employment Health Plan (PEHP).

The Board viewed correspondence from Michele Brennan, HR Director regarding possible employee handbook changes.

The Board viewed a news update from the Iowa Tourism Office dated February 13, 2007.

The Board viewed correspondence from Jeff Kaufmann, Iowa State Representative, regarding a Franchise Tax Bill, and his House Newsletter.

The Board viewed the 2006 annual report from ECICOG.

The Board viewed a statistical summary of public libraries and a directory from East Central Library Services.

Attorney Benz met with the Board regarding a 28E Amendment for Electronic Transaction Clearinghouse. Benz explained the current 28E agreement states each county was to pay an annual fee based on its proportional share of a three year average of the combined total of all member counties actual fund 10 expenditures. If we were to approve the new resolution we would pay an annual fee of \$1000, and we would be HIPAA compliant. General discussion followed.

Judy Funk, Consultant to Heartland Insurance Risk Pool phoned the Board regarding a conference call. Funk, Tiffany King of ARS and Jon Swanson of Gaudineer, Comito and George requested to go into closed session.

Moved by Sup. Bell seconded by Sup. Boedeker to go into closed session as allowed under Section 21.5(1c), Code of Iowa.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Dan Wall and E. Frank Kelm of the Howard R. Green Company met with the Board regarding windows for the Courthouse. Kelm distributed handouts to the Board of which there was a before and after picture of the Henry County Courthouse. They also showed the design plans for the Henry County Courthouse. Cedar County has seventy five windows that need to be replaced. Kelm said they would recommend aluminum framed windows with one inch insulated glass with a tint on the inside. They gave an approximate cost of \$141,000 - \$155,000, this would include installation and all windows would open. We could save approximately \$18,000 if none of the windows opened. Bob Klemme, Custodian, said Heartland would like at least one egress window in each office. As an engineering firm they would design the windows and handle all aspects of the bidding and construction administration. It was the consensus of the Board they would like a proposal from the Howard R. Green Company. Sup. Boedeker asked if they could design a better exit for the basement. The Board and Howard R. Green Company representatives went to the basement to check the existing exit for the basement. They returned to the Boardroom. General discussion followed.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of February 12, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil LaRue, Zoning Director visited with the Board asking if any members would like to go to a meeting with him at Miracles Can Happen Boys Ranch. Chairperson Weih agreed to go if at a suitable time.

The Board called the Henry County Supervisors regarding the Howard R. Green Company. The Henry County Supervisors spent approximately \$153,000 on 99 windows two years ago and are very happy with the windows and how everything was handled by the company. The Board asked if they had a contractor put blinds up for them and they said yes, they went with a roller type blind and are happy with those as well.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Payroll Checks #126063-#126240.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #337747 dated 2-14-2007 was issued to Administrative Solutions, Inc. in the amount of \$2,160.25, concerning a partial self funded billing.

On motion, the Board adjourned at 11:00 A.M., to February 22, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 22, 2007 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 an ISAC Update dated 02-16-2007.

The Board viewed correspondence from Keith Hartwig, Springfield Township Clerk, regarding his resignation as Clerk.

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

The Board viewed a news update from the Iowa Tourism Office dated 02-20-2007.

The Board viewed 01-08-2007 minutes of the Cedar County Conservation Board.

The Board viewed caseload reports for February 2007, submitted by Cedar County Case Managers.

The Board viewed correspondence from Howard R. Green Company regarding questions they have with upgrades to the existing fire exit.

The Board viewed correspondence from Howard R. Green Company regarding a proposal for new windows for the Courthouse.

The Board viewed correspondence from Duane Smith PE, Iowa State University regarding Doug Ford, Secondary Roads Dept. as being a Roads Scholar I.

The Board acknowledged receipt of correspondence from Mike Wentzien regarding County Budgets and other concerns.

The Board acknowledged receipt of correspondence from Mike Wentzien regarding "Big A—Floater Amendment".

The Board acknowledged receipt of correspondence from Tammy Norman regarding information about the 2<sup>nd</sup> Annual Iowa Rivers Revival Conference, March 2-4, 2007.

The Board acknowledged receipt of correspondence from Connie Fett, CPC Director, regarding Mental Health Funding for FY2005 and FY2006 balances.

The Board acknowledged receipt of correspondence from NACo regarding a webinar on USA.gov.

The Board acknowledged receipt of correspondence from Marilyn Wright regarding MECCA's employee newsletter.

The Board acknowledged receipt of a Manure Management Update Plan for Hermiston Farms Inc.

The Board acknowledged receipt of Heartland Insurance Risk Pool's Winter 2007 Newsletter.

The Board acknowledged receipt of a U.S. Highway 30 Coalition Meeting being held Friday, March 9, 2007, in Tama.

The Board acknowledged receipt of a Written Summary of Terms of Settlement with regards to the Reed lawsuit.

Julie Tischuk, Case Management Director, and Connie Fett, CPC Administrator met with the Board regarding implementing a Supervisor for Tischuk's caseload. It was brought to Tischuk's attention after their survey that she is a Director of a program and also has a caseload, which means she needs to have someone supervise her Title 19 caseload. Connie Fett falls under the guidelines to be able to do this for her.

Moved by Sup. Boedeker seconded by Sup. Moeller to have Connie Fett supervise Julie Tischuk's Title 19 caseload.

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

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a Class C Beer Permit renewal with Sunday sales for Atalissa Home Oil Truck Stop.

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

The Board asked the Auditor to join them for discussion on appointing a Trustee for Springfield Township. The Board was wondering if they need to appoint someone or can the present Trustees appoint another Trustee and or Clerk. General discussion followed and it was decided the present Trustees can appoint another Trustee and/or Clerk.

Engineer Fangmann met with the Board regarding the Public Hearing being held for the proposed Road Vacation of 170<sup>th</sup> Street, formerly known as Dallas Road, in Section 12 T81N R3W, Red Oak Township. Chairperson Weih read the legal notice. Fangmann said there were no objections on file.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the following Road Vacation Action Resolution, RCV2007-1, 170<sup>th</sup> Street in Red Oak Township:

### **ROAD VACATION ACTION RESOLUTION**

COMES NOW the day set and designated by the Cedar County Board of Supervisors for the final hearing for the purpose of vacating the road described herein, having been duly published and adjacent property owners notified by certified mail as required by law, and by having heard all objections.

NOW THEREFORE BE IT RESOLVED the statutory authority to vacate roads, as per Sections 206.10 - 306.16 and Section 331.502 of the Code of Iowa, by the Cedar County Board of Supervisors in session on this 22<sup>nd</sup> day of February, 2007 that the following road be and hereby is vacated:

#### **RCV2007-1 170<sup>th</sup> Street in Red Oak Township:**

170th Street (originally established as the Dallas Road, Road Record Book 3, page 136-137 on January 4, 1883) from a point 80 rods west of the north east corner of Section 12 Township 81 North Range 3 West of the 5<sup>th</sup> P.M., thence east approximately 80 rods to the west R.O.W. of Iowa Hwy. 38 in Red Oak Township.

#### **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: Moeller, Campion, Boedeker, Weih  
Absent: Bell

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a Utility Permit for Iowa Telecommunications Service Inc. for work to be done on 220<sup>th</sup> Street and Vermont Avenue in Springfield Township.

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

Sue Faith, EMS Coordinator, stopped in to let the Board know she was moving into her new office space in the courthouse today.

Connie Fett, CPC Administrator met with the Board to give Consumer Updates. She asked for a closed session.

Moved by Sup. Boedeker seconded by Sup. Moeller to go into closed session as allowed under Section 21.5 (1a).

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

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

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

The Board acknowledged no decision was made with regard to the prior closed session. Updates were done on the following Consumers:  
#133,131,147,148,185,190,214,241,245,342,344,359,360,361,371,387,400,407,410,415, 430,456,473,490,Q40,Q57,Q75,and Q97.  
Fred Sander, Security Officer, met with the Board regarding an employment evaluation. He requested a closed session.

Moved by Sup. Boedeker seconded by Sup. Moeller to go into closed session as allowed under Section 21.5 (1i).

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

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

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

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

Chairperson Weih left the meeting at 10:30 a.m. to attend a Solid Waste Meeting.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of February 15, 2007.

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

Moved by Sup. Boedeker seconded by Sup. Campion to approve Claims #337749-337945.

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

Moved by Sup. Boedeker seconded by Sup. Campion to approve Payroll Checks #126241-#126244 for the period ending 2-10-2007, and to be paid on 2-20-2007, for a lump sum vacation, personal and comp time payout to Karen Nicely.

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

It was noted Handwritten Check # 337946 dated 02-21-2007 was issued to Administrative Solutions, Inc. in the amount of \$4,971.35 , concerning a partial self funded billing.

On motion, the Board adjourned at 10:45 A.M., to February 26, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., February 26, 2007 with the following members present: Boedeker, Moeller, and Chairperson Weih. Supervisors Bell and Campion were absent.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from H.R. Director, Michele Brennan, regarding a payout of unused vacation and personal time to Pam Reed.

The Board viewed a MECCA employee newsletter dated 2-22-2007.

The Board viewed legislative news dated 2-23-07, regarding recognizing the National Guard.

The Board viewed correspondence from Travis Alden, Tipton Development Commission, regarding the declaration of a "Tipton State of Emergency" and the lifting of the "State of Emergency".

The Board acknowledged receipt of correspondence from Mike Wentzien, dated 2-23-07, regarding possible legislation.

The Board acknowledged receipt of a Manure Management Plan from Douglas A. Schroeder for Rose Avenue Pork.

Phil La Rue, Zoning Director met with the Board to request that the Board set public hearing dates to review a zoning petition. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to set March 8 and 15, 2007 at 8:30 a.m. as the time to review the following petition:

Brian Meier, Tipton (Contract Buyer) & Robert & Patricia Nettleton, 106 W. 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 property located at 128 Rochester Road, Atalissa, Iowa, in the SE ¼ of the SE ¼, Section 3, and the NE ¼ of the NE ¼, Section 10, T-79N, R-3W, in Iowa Township. Said petition is to rezone 1.73 acres of a 10.00 acre tract.

Ayes: Moeller, Boedeker, Weih

Absent: Bell, Campion

Discussion was held with Mr. La Rue.

Michele Brennan, Director of Human Resources met with the Board, as requested, to discuss correspondence she sent to the Board concerning a payout of unused vacation and personal time to Pam Reed. Chairperson Weih instructed Brennan not to send anything to the Auditor's Office regarding this payout until she receives further instructions from the Board. The Board will review the settlement document. Brennan indicated she calculated an amount, as requested by Attorney Carl Salmons, and she noted not making the above payout is not what Attorney Salmons and Pam Reed are expecting.

Discussion was held regarding the settlement with Pam Reed. Auditor Gritton entered the room while discussion was in progress.

Discussion was held with Auditor Gritton concerning communications during the past weekend. Chairperson Weih noted Auditor Gritton had contacted him to advise him that Doug Boldt of the City of Tipton had contacted her regarding the possibility of needing to use the Courthouse for a shelter for those individuals that did not have electricity. Weih contacted Boldt and told him the County would need to have staff available at the Courthouse. Weih contacted Sue Faith, Emergency Management Coordinator on Sunday to advise her Doug Boldt of the City of Tipton indicated the City might not be able to

supply power to the Courthouse on Monday. Faith then contacted Mr. Boldt, and Doug Boldt indicated to Sue Faith that the City of Tipton did not need to use the Courthouse. Chairperson Weih noted if there was a mandatory closing of the Courthouse, employees would want to know if they would get paid, so he tried to contact all of the Supervisors. He talked to Sup. Champion, and Champion recalled that the last time the Courthouse was closed for a partial day due to winter weather, that the employees were paid for that time. Discussion continued. Members agreed there needs to be a policy in place to address the issue of mandatory Courthouse closings due to inclement weather or no electricity. Discussion was held concerning the generator in the Courthouse. The Board will schedule a meeting with the Service Technician from T.M.I. to discuss the heating system and generator.

Engineer Fangmann met with the Board to discuss snow/ice removal during the past weekend. The Secondary Road employees were called out between 11:00 a.m. and Noon on Saturday. The trucks ran until 3:00 p.m. and the blade operators ran until 4:00 p.m. They were called to the West Branch area and worked there until around 11:00 p.m. Sup. Boedeker asked if everything had been sanded. Fangmann noted the employees were instructed to sand all the hard surfaced roads. Boedeker told him some areas were not sanded. Fangmann said he would check on the matter, but he noted it was possible that some weren't sanded in areas where power lines were down. Sup. Weih wondered if the employees couldn't blade their entire route in one day. Fangmann felt they could not, noting each operator has approximately 70 miles to maintain. Sup. Boedeker, a former blade operator, felt the operators could blade one pass through their routes in one day, noting the operators should not dead-head. Boedeker indicated he has received calls that people are upset, and he felt the operator should "blow out" the intersections and leave. Fangmann told the Board he had a meeting with Secondary Road employees on Friday before the storm. Discussion continued concerning maintenance on gravel roads. Boedeker felt the operators should be tight blading rock to the downwind side of the road prior to winter weather, so they would not blade rock off the middle of the road in the winter. Fangmann noted the operators are instructed to wing snow to the edges. Engineer Fangmann would encourage people to talk to him to discuss any road issues. He felt every weather event is different and they try to do the best they can. Fangmann noted 90% of the roads are passable. Further discussion was held.

Patty Hamann, General Relief Director and Sue Faith, Emergency Management Coordinator met with the Board to discuss the possible requests for funds to replace food items lost during the power outage due to the past winter storm. Auditor Gritton was in attendance. No one has requested funds yet, but Hamann wanted to be prepared. There is a certain amount in the budget for food items, but she wondered what funds would be available if the budgeted funds were exhausted. Discussion continued. The Board agreed the County should help who they can, but that any applicants would need to meet the usual criteria, and the Board would make sure adequate funds are available if needed. Hamann is to give the Board a report on this matter at their next meeting.

Sue Faith told the Board the State is doing a damage assessment after the winter storm. The State will want to know the resources the County expended due to the ice storm. There might be some compensation from the State.

Fred Sander, Courthouse Security Officer met with the Board for an employment evaluation. Attorney Brad Norton and Michele Brennan, Director of Human Resources were in attendance. Attorney Norton requested a closed session.

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

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

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

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

Moved by Sup. Moeller seconded by Sup. Boedeker that in the complaint that Mr. Reed brought against Fred Sander, the Board found there was inconclusive evidence to warrant action.

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

Michele Brennan, Director of Human Resources met with the Board to discuss a payout to Pam Reed for vacation and personal time. Brennan noted Attorney Salmons had contacted her on February 14 regarding this matter. Chairperson Weih noted the Board felt they should have been contacted regarding this matter so they could comment. Sup. Boedeker referenced the settlement agreement, noting it doesn't reference payout of leave time. Chairperson Weih felt if the Board had been involved in the discussion, they would have had information to make a decision. Brennan indicated that she understood. She thought Attorney Salmons spoke to the Board after February 14. Discussion continued. Chairperson Weih told Brennan if a situation comes up that she thinks could be volatile, she should call the Chairperson or a member of the Board. Further discussion was held concerning a payout and the settlement agreement. The Board agreed Michele Brennan should call Attorney Salmons regarding this matter.

A telephone call made by Brennan to Attorney Salmons was transferred to the Board Room. Michele Brennan was in attendance. Salmons noted he wrote a letter to County Attorney Benz regarding the settlement with Pam Reed. Attorney Salmons requested a closed session.

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

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

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

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

Moved by Sup. Boedeker seconded by Sup. Moeller to pay the claim for a vacation and personal time payout to Pam Reed per Code 91.A

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

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of February 22, 2007.

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

It was noted Handwritten Check #337947 dated 2-23-2007 was issued to the Cedar County Treasurer in the amount of \$963.04, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:30 A.M., to March 1, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 1, 2007 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 a Safety Alert from the Heartland Insurance Risk Pool, regarding downed power lines.

The Board viewed correspondence from Auditor Gritton, regarding a payroll change for Bob Klemme, Custodian.

The Board viewed correspondence from Sheriff Hannes, regarding Chief Deputy Lyle Fitch being the Supervisor over Maintenance at the Law Enforcement Center.

The Board viewed correspondence from Sheriff Hannes, regarding Deputy Orville Randolph being appointed as Jail Administrator.

The Board viewed a news update from the Iowa Tourism Office dated February 27, 2007.

The Board viewed a copy of correspondence to Attorney Dorothy A. O'Brien, from Attorney Carlton G. Salmons, dated 2-22-07, regarding the case of Pam Reed vs. Cedar County, et. al.

The Board acknowledged receipt of correspondence to Department Heads, regarding the Transfer Station not having power or telephone service.

The Board acknowledged receipt of correspondence from I.S.A.C., regarding transportation input meetings in March.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director, regarding the First United Methodist Church in Tipton serving evening meals to Cedar County residents without power and that rural patrons with no power or water may bathe or shower at the Tipton Aquatic Center.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding the County Attorneys' pay-SSB1182.

The Board acknowledged receipt of correspondence from Monica Stone, Department of Natural Resources, regarding enhancements to their services.

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

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

Auditor Gritton met with the Board, on behalf of Patty Hamann, General Assistance Director/Veteran Affairs Secretary, regarding an application for a credit card. Hamann has indicated she would be attending additional meetings and would like to use a County credit card, rather than her personal card, to charge hotel rooms, meals, etc. Discussion was held. The Board agreed Hamann could proceed with applying for a credit card, but she should cancel any other charge cards she might have for County business and the Board would give final approval on the new credit card application.

The Board reviewed a proposed sex offenders residency restrictions resolution.

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

RESOLUTION  
A RESOLUTION URGING REPEAL OF THE RESIDENCY

REQUIREMENT IN IOWA CODE SECTION 692A.2A

WHEREAS, the Board of Supervisors of the County of Cedar, Iowa, has considered the issues of ineffectiveness and expenditure of law enforcement resources related to sex offender residency restrictions, and

WHEREAS, the Iowa County Attorneys Association, the Iowa Sheriffs and Deputies Association, the Iowa Coalition Against Sexual Abuse, the Prevent Child Abuse Iowa organization, the Iowa State Association of Counties, and not less than eleven other professional Iowa groups and associations support repeal, and

WHEREAS, the Board of Supervisors of the County of Cedar desires to express its support for the repeal of Iowa Code Section 692A.2A.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Cedar, Iowa:

Section 1: That the Legislature of Iowa and the Governor of Iowa should repeal Iowa Code Section 692A.2A.

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

The Board reviewed a proposed resolution concerning allowing federal financial participation for medical benefits to incarcerated individuals.

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

LOSS OF FEDERAL ENTITLEMENT BENEFITS RESOLUTION

WHEREAS, U.S. Code of Federal Regulations, Title 42, Part 435.1009 states that federal financial participation (FFP) is not available in expenditures for services provided to individuals who are inmates of public institutions, and

WHEREAS, States being unable to assume the federal share of providing medical services to FFP eligible persons being held in county jails and detention facilities, tend to terminate or sometimes suspend eligibility, and

WHEREAS, this immediate cessation of benefits occurs prior to the issuance of formal charges or conviction, and

WHEREAS, counties must provide medical services to all persons incarcerated in local jails and detention facilities, and

WHEREAS, as the result of this regulation to immediately cease FFP or medical benefits, all costs of medical care must be borne solely by counties;

NOW THEREFORE BE IT RESOLVED that the Cedar County Board of Supervisors requests and strongly urges Congress to amend necessary federal regulation to allow federal financial participation for medical benefits to incarcerated individuals until convicted and sentenced to secure detention.

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

The Board reviewed an Internet Design and Consulting Services Agreement and a mid-year Consulting and Services Agreement with "Solutions", Inc. Greg Davis has addressed County Attorney Benz's concerns regarding the Internet Design and Consulting Services Agreement and County Attorney Benz has indicated he approves of the changes made.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, the Internet Design and Consulting Services Agreement and mid-year Consulting and Services Agreement with "Solutions", Inc.

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

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of February 26, 2007.

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

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following payroll change:  
Courthouse Custodial  
Bob Klemme, Custodian, from \$11.50/hr to \$12.00/hr, effective 3-5-2007.

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

The Board discussed a proposed Wage Scale for the position of Jail Administrator. The percentages are based off the Sheriff's salary.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following wage scale for the position of Jail Administrator, Sheriff's Department, effective 2-15-2007:

I.L.E.A. CERTIFIED  
DEPUTY SHERIFF/ADMINISTRATOR

Start	70%
1 Year	75%
2 Years	80%
3 Years	84%

CIVILIAN ADMINISTRATOR

Start	60%
1 Year	65%
2 Years	70%
3 Years	75%

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

This being the time set for a public hearing on the proposed FY2007-2008 County Budget. Those in attendance were: Auditor Gritton, Phil La Rue, Dan Hannes, Rob Fangmann and Charline Thumm. Chairperson Weih read the legal notice. There were no written or verbal objections on file. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to reduce the Compensation Board's recommendation by 60% for the FY2007-2008 salaries of elected officials, which would set their FY2008 salaries as follows: Sheriff-\$53,826.00, County Attorney-\$66,800.00, Treasurer-\$42,073.00, Recorder-\$42,093.00, Auditor-\$43,014.00 and Supervisors-\$23,548.00.

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

Moved by Sup. Bell seconded by Sup. Moeller to designate \$120,000.00 of the FY06-07 ending General Fund balance for Courthouse windows, to be spent in FY07-08.

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

Moved by Sup. Boedeker seconded by Sup. Bell to adopt the FY2007-2008 County Budget, as proposed and presented, and authorize Chairperson Weih to sign the same.

Ayes: Boedeker, Moeller, Bell, Weih

Absent: Campion

Moved by Sup. Boedeker seconded by Sup. Moeller to close this public hearing.

Ayes: Bell, Moeller, Boedeker, Weih

Absent: Campion

Sue Faith, Emergency Management Coordinator met with the Board to discuss provisions made for shelters in the county. Faith didn't know if the generator in the Courthouse would power the elevator, and she noted there are sensitive materials in the building, so without supervision she didn't think they'd want people wandering around. Chairperson Weih felt they would need a person(s) to agree to be at the Courthouse who would be in charge. Sue Faith agreed. Weih stated he had no problem opening the Courthouse, but it's not easy to have someone stay here. He felt they could have documentation signed as they require for meetings in the building, but he agreed the elevators could possibly be an issue. Faith indicated the building would need to be accessible to the handicapped. Faith told the Board shelters would be available in most of the cities in the County. She noted there has been a Governor's disaster declaration, but she does not yet know about a declaration from the President. Faith felt cities and counties would get money for cleanup.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Cari Gritton, Julie Tischuk, Charline Thumm, Rob Fangmann, Dan Lett, Gary Jedlicka, Michele Brennan, Dan Hannes, Carolyn Wood, Rick Rouse, Phil La Rue, Amy Wehde, Sterling Benz, Sue Faith and Rick Fleshin. Chairperson Weih noted the Board is putting together policies concerning mandatory Courthouse closings, and he felt it would take the cooperation of the department heads. Weih stated the Law Enforcement Center operates 24-hours/day and the Secondary Road Department would perhaps need to work longer hours due to a storm. Sue Faith suggested they should have a plan if there is a pandemic flu outbreak. Weih felt employees could utilize sick time for that. Charline Thumm noted some of her employees reported to work under dangerous circumstances on Monday. Rick Fleshin told the Board power needs to be supplied to refrigerators used by the Public Health Department. Weih said the Board would check on what items the generator supplies power to. Department heads were given the opportunity to relay items concerning their departments. Recorder Thumm referenced proposed State legislation concerning septic tanks. She stated she hadn't seen anything in the legislation that notifies the Recorder's Office that the property transfer inspection has been done. Phil La Rue, Environmental Director, noted his office would require a document to show that the inspection has been done at least once. Engineer Fangmann gave project updates. He also noted there will be a municipality auction on March 21 at 1:00 p.m. at Sharpless Auctions. Departments can notify him or the Auditor if they have something for the auction, and a form has to be filled out by the department head for the items. Auditor Gritton reminded everyone that when the Security Officer is gone, the last person leaving each floor for the day should turn off the hallway lights and bathroom lights. She will be printing new FY07-08 budget sheets for each department. Gritton noted new voter changes will be coming. Assessor Lett reported assessment rolls will probably be sent out two weeks earlier this year. Sheriff Hannes reported they received out-of-county inmate revenue for February in the amount of \$40,755. Phil La Rue said he would be finishing food salvage and destruction inspections on Friday. County Attorney Benz felt the Courthouse should be available to be used for a shelter. The Board noted they did not refuse the use of the Courthouse as a shelter. Chairperson Weih noted Cari Gritton was here on Saturday night and the door was open. Gritton reported she helped out one person. Sue Faith noted only three people reported to the Tipton Fire Station. Sterling Benz wondered about ways to get information out. Sue Faith referenced a reverse 911 system, which would cost approximately \$40,000. She thought perhaps the schools might want to share the cost of the system. Rick Fleshin said the Public Health Department received a grant for a

low powered FM radio. They will be purchasing a transmitter. Normally they will transmit health information, but they could use it during a disaster.

Dan Wall of Howard R. Green Co. met with the Board to discuss a proposal for engineering/architectural services concerning replacement of Courthouse windows. Auditor Gritton and Custodian Bob Klemme were in attendance. Mr. Wall reviewed design phase services, bidding phase services and construction phase services. There is a design/bidding phase fee in the amount of \$12,600 and a construction phase fee in the amount of \$6,600. It was noted the work would need to be done when it would not disrupt any Court sessions. Wall indicated in the construction phase the Howard R. Green Co. would make sure the project gets started right and they would see that things are finished correctly. The Board felt Bob Klemme might be able to do some of the construction phase items. Mr. Wall indicated his company could be negotiable regarding that matter. Sup. Bell asked if they could utilize the Howard R. Green Co. on a time and expense basis during the construction phase, and Mr. Wall said yes. Wall assumed the Board would want him to sign off on the pay applications. Discussion continued.

Moved by Sup. Moeller seconded by Sup. Bell to hire the Howard R. Green Co. to do the Design and Bidding Phases of the Courthouse window replacement project for a fee of \$12,600.00.

Discussion was held.

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

Sup. Boedeker told Mr. Wall the Board would like this project done in the summer, as early as possible. Mr. Wall is to contact a representative of the Heartland Insurance Risk Pool to discuss the window project. The amount paid to the Howard R. Green Co. would be payable during FY06-07, but Mr. Wall felt they could stipulate that the window installation contractor could start work sooner than June 1<sup>st</sup>, but they would not be paid any amount until after July 1<sup>st</sup>. That was agreeable with the Board. Discussion was held regarding the egress from the lower level of the Courthouse. Mr. Wall indicated they would not recommend putting in an ADA compliant door at the location of the current egress, but rather at another location in the lower level. He will get the Board a "ballpark" figure concerning their recommendation. Sup. Moeller suggested repairing the springs on the current egress door.

Dave Leigh, Service Technician for Total Maintenance, Inc., met with the Board to discuss the Courthouse heating system and generator. Auditor Gritton and Custodian Bob Klemme were in attendance. Chairperson Weih wondered what the generator would operate. Mr. Leigh said 1200 amps runs the building. We have a 260-amp generator (120 volt-208volt-3 phase). Leigh thought the generator was mainly for the Sheriff's Department when they were located in the Courthouse and half the lights in the lower level. The generator is not connected to the heating system, and he wasn't sure if it was connected to the elevator. Leigh estimated it would take about 75 amps for the generator to run the boiler, pumps, basement air handlers and the large meeting room air handler. There would be perimeter heating on the other floors. The generator would handle adding the heating system, but he noted rewiring would need to be done. Bob Klemme noted the generator runs partial lighting and some outlets in the lower level. Mr. Leigh will give a list of heating system items that would need to be connected to the generator, and research will be done to determine if the elevator is connected to the generator. The Board will have further discussion on the matter of rewiring to connect additional items to the generator.

Sheriff Hannes and Deputy Sheriff/Jail Administrator Randolph met with the Board to discuss an inmate telephone services agreement. It is a five-year agreement. County Attorney Benz has reviewed the proposed agreement. The facility's agreement with Evercom has expired. Evercom Systems, Inc. (Securus Technologies), would like to provide this service to Cedar County. The Sheriff's Department solicited other bids, but would like to proceed with this company. There is a sign-on bonus of \$10,000. Securus has agreed to update phones to add features, and to install additional phones in the

housing units and in the booking area. Some features of the new system are: reporting of stolen cards, it is a digital system so the amount of calls made at one time would no longer be a problem, there is a digital record on a database, and providing calls to attorneys free to inmates. The County will receive 38% of the revenue from the phone cards.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Master Services Agreement with Evercom Systems, Inc. (Securus Technologies) concerning inmate telephone services.

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

It was noted Deputy Sheriff Orville Randolph has been appointed as Jail Administrator, effective 2-15-2007 and his wage will continue at 84% of the Sheriff's salary.

General discussion was held. Sheriff Hannes wondered if the \$10/day charged to Cedar County's prisoners could be increased. The Board noted they tried to increase the amount before, but were told by a District Court Judge that they could not. Sheriff Hannes is going to call other counties in the Seventh Judicial District to inquire what they charge. Sup. Moeller, the Board's representative for the Seventh Judicial District, will ask about this matter at the next meeting he attends.

Engineer Fangmann met with the Board to review right-of-way contracts concerning a concrete box culvert project #FM-C016(63)—55-16 on County Road F28 in Section 30 T81N R3W.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign, a contract between Charles F. Youngker, single (Life Estate) and C & S Farms Limited Partnership and Cedar County for .23 acres permanent easement-\$958.77.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign, a contract between Robert B. Wethington & Evelyn L. Wethington and Cedar County for .28 acres permanent easement-\$1,107.75 and a lump sum for temporary easement-\$100.00.

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

General discussion was held.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Payroll Checks 126245 - 126409 for the period ending 2-24-2007, and to be paid on 3-2-2007.

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

It was noted Handwritten Check #337948 dated 2-28-2007 was issued to Administrative Solutions, Inc. in the amount of \$712.04, concerning a partial self funded billing.

On motion, the Board adjourned at 11:35 A.M., to March 5, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 5, 2007 with the following members present: Champion, Moeller, Bell and Chairperson Weih. Sup. Boedeker was absent.

The Board recited the Pledge of Allegiance.

The Board viewed County Budget expense and revenue summary reports.

The Board viewed an I.S.A.C. Update dated 3-2-07.

The Board viewed minutes of the January 22, 2007 meeting of Volunteer Services of Cedar County.

The Board viewed a Legislative News Update dated 3-22-07.

The Board acknowledged receipt of correspondence from I.S.A.C., regarding a revised schedule concerning transportation input meetings with Senators Rielly and Noble.

The Board acknowledged receipt of correspondence from Auditor Gritton, regarding a follow-up concerning designation of payroll processing responsibilities.

The Board acknowledged receipt of correspondence from I.S.A.C., regarding an American Institute of Architects meeting on 3-29-07.

The Board acknowledged receipt of correspondence from Kevin W. Concannon, Director, Department of Human Services, regarding the approval of an amendment to the Cedar County MHDD Policy and Procedures Manual.

Moved by Sup. Champion seconded by Sup. Moeller to convene as the Stanwood Drainage District Board.

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

Moved by Sup. Champion seconded by Sup. Moeller to return to regular session.

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

Moved by Sup. Bell seconded by Sup. Champion to convene as the Stanwood Drainage District Board.

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

Moved by Sup. Champion seconded by Sup. Moeller to return to regular session.

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

Amy Wehde, Home Health Supervisor, Cedar County Public Health, met with the Board to open bids for the purchase of a new vehicle. Others in attendance were: Rick Fleshin, Director and Carolyn Wood, Officer Manager. The following bids were opened and read as follows:

O'Rourke Motors Inc.	2007 Ford Fusion S	\$13,900.00
Stueland Auto Center	2007 Chevrolet Malibu 4Dr	\$13,853.00
West Branch Ford	2007 Ford Fusion S	\$14,230.00

Discussion was held regarding the request for bids and the specifications. Chairperson Weih asked Wehde to review the bids to determine if they met the specifications requested.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of March 1, 2007.

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

Amy Wehde, Rick Fleshin and Carolyn Wood returned to the Board Room to discuss the bids for the purchase of a new vehicle. Wehde noted they reviewed the bids/specifications. The Ford Fusion would have an automatic transmission and none of the vehicles would have an E85 compatible engine. All of the bids met the requested specifications.

Moved by Sup. Bell seconded by Sup. Moeller to purchase a 2007 Chevrolet Malibu from the Stueland Auto Center for an amount of \$13,853.00.

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

Sup. Bell noted the last time the Board drove a vehicle normally used by the Public Health Department, it smelled like cigarette smoke. Discussion was held. Rick Fleshin indicated Public Health employees are not to be smoking in the County vehicles, and he told the Board it would not happen again.

Engineer Fangmann met with the Board to review proposed Quit Claim Deeds to Dwight Hughes and Brian Agne, Trustee, concerning a road closure/vacation RCV2007-1 170<sup>th</sup> Street in Section 12 T81N R3W in Red Oak Township.

Moved by Sup. Bell seconded by Sup. Campion to approve and authorize Chairperson Weih to sign, Quit Claim deeds to Dwight Hughes and Brian Agne, Trustee, as presented.

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

It was noted Handwritten Check #337949 dated 3-2-2007 was issued to the Cedar County Treasurer in the amount of \$1,948.85, for a Delta Dental ACH transfer.

The Board departed at 10:20 a.m. to attend a joint meeting in West Liberty.

The Board reconvened in the West Liberty Public Library for a joint public hearing to consider the proposed closure and vacation of the following county road and right of ways:

A portion of 100th Street also known as the Cedar-Muscatine County Line Road located along the north line of Section 1, T78N, R4W, and the south line of Section 36, T79N, R4W, beginning at a point near the centerline of said 100th Street (Iowa State Plane Coordinate, South Zone; Northing 590063.71 feet, Easting 2250291.74 feet) which is approximately 549.9 feet east and 4.4 feet north of the Northwest Corner of said Section 1; thence in an easterly direction along the centerline of said 100th Street approximately 3,624 feet to a point of termination near the centerline of said 100th Street (Iowa State Plane Coordinate, South Zone; Northing 590149.61 feet, Easting 2254464.08 feet) which is approximately 1,527.2 feet east and 32.8 feet north of the North Quarter Corner of said Section 1, and near the property line of Muscatine County Parcel Numbers 0101200002 and 0101200003. (Approximately 0.6864 miles)

Cedar County Supervisors Weih, Bell, and Moeller were in attendance. Supervisors Boedeker and Campion were absent. Muscatine County Supervisors Kelly, Dean, Furlong, Shoultz and Watkins were in attendance. Cedar County Engineer Fangmann and Muscatine County Engineer White were in attendance. There were approximately nine others in attendance. Chairperson Kelly called the meeting to order and opened the

public hearing. There were no written or verbal objections filed in Cedar County. Chairperson Kelly noted the purpose of the hearing and asked if anyone would like to comment. Mr. Bob Owens asked why it had taken so long to get to this point from the last time they met in October. Sup. Watkins indicated they were waiting on the legal people in their county. Chairperson Weih noted Cedar County waited to receive the resolution from the lead county, and he indicated legal review is needed on these matters. Bob Owens noted that according to his brother, Weaver's price has gone up, and he asked since it has taken a while to get to this point, would there be additional funds from the counties to help cover the costs. Supervisors Watkins and Dean indicated no. Sup. Dean asked how much the amount had gone up. Mr. Owens stated that when his brother Jeff spoke to Mr. Weaver in December, the price had gone up \$1,100. Sup. Shoultz indicated he had spoken to Jeff Owens about that matter, so the Supervisors tried to move along their lawyers faster. Chairperson Weih felt the additional cost shouldn't have been a fuel issue. Bob Owens thought it was due to steel and concrete. He referenced money coming from their pockets also, and he thought they should have been able to move this process along faster. Sup. Dean noted they didn't disagree with him. Bob Owens referenced gates on both ends and that they assumed those would be the counties' responsibility. Engineer White noted that had not been discussed. Sup. Watkins felt the gates would not be the counties' responsibility since the property would belong to the landowners. He noted Muscatine County puts up gates at the ends of Level C roads. It was noted a Level C means there is limited access/maintenance and the County still owns the road. Sup. Furlong felt \$46,000 seemed expensive for a low water crossing. He was not a member of the Muscatine County Board when this was previously discussed. It was noted there is a long slope in this area. Sup. Moeller stated the landowners could alter the plans if they wished. Bob Owens indicated he understood this matter could be negotiated with Weaver's, but he felt it seemed like this was brought on because of the lack of maintenance by the counties over the years. Owens thought there should have been some acknowledgement that the road was closed because it was deemed unsafe by the counties. Sup. Watkins noted he would typically say it was not because of lack of maintenance, indicating he felt pony truss bridges are not noted for carrying the kind of loads farmers take over them. Watkins indicated there were loads going over the bridge on a continual basis that were way over the weight limit for the structure. Chairperson Weih noted the County does not normally replace bridges on Level B roads, but they just maintain them so additional funds are available for other roads. Bob Owens was surprised the bridge was removed before the road was officially closed. Sup. Watkins understood bridges can be removed without road closures, if they are unsafe. He noted the options of closing the road or leaving it as is. Watkins felt if they hear enough negatives, they could leave the road open, but the County wouldn't do anything. Chairperson Kelly asked if there were any further comments. The public hearing was closed. Chairperson Kelly noted that this was the time to discuss the proposed resolution concerning closure and vacation. The Muscatine County Board of Supervisors approved the resolution by a unanimous vote.

Moved by Sup. Moeller seconded by Sup. Weih to approve the following resolution:

RESOLUTION #03-05-07-02

RESOLUTION APPROVING A REQUEST TO VACATE AND CLOSE A SECTION OF A SECONDARY ROAD AND BRIDGE IN SECTION 1, T78N, R4W (Muscatine County) AND SECTION 36, T79N, R4W (Cedar County)

WHEREAS, at a joint meeting held on Monday, October 23, 2006, the Muscatine County Board of Supervisors and the Cedar County Board of Supervisors discussed with adjacent property owners options for an alternative stream crossing on a certain portion of the Cedar-Muscatine County Line Road; and

WHEREAS, following published notice, the Muscatine County Board of Supervisors and Cedar County Board of Supervisors held a joint public hearing at 11:00 a.m. on March 5, 2007, on the proposed vacation and closure of the following road in Section 1, Township 78 North, Range 4 West (Muscatine County) and Section 36, Township 79 North, Range 4 West (Cedar County):

A portion of 100th Street also known as the Cedar-Muscatine County Line Road located along the north line of Section 1, T78N, R4W, and the south

line of Section 36, T79N, R4W, beginning at a point near the centerline of said 100th Street (Iowa State Plane Coordinate, South Zone; Northing 590063.71 feet, Easting 2250291.74 feet) which is approximately 549.9 feet east and 4.4 feet north of the Northwest Corner of said Section 1; thence in an easterly direction along the centerline of said 100th Street approximately 3,624 feet to a point of termination near the centerline of said 100th Street (Iowa State Plane Coordinate, South Zone; Northing 590149.61 feet, Easting 2254464.08 feet) which is approximately 1,527.2 feet east and 32.8 feet north of the North Quarter Corner of said Section 1, and near the property line of Muscatine County Parcel Numbers 0101200002 and 0101200003. (Approximately 0.6864 miles)

and the proposed closure and removal of a certain bridge located in Section 1, Township 78 North, Range 4 West (Muscatine County) and Section 36, Township 79 North, Range 4 West (Cedar County):

A 40'x16' pony truss bridge, Local ID No. 154, F.H.W.A. No. 258350 located on 100th Street also known as the Cedar-Muscatine County Line Road in Section 1, T78N, R4W, and Section 36, T79N, R4W.

WHEREAS, comments and information received at the hearing has been considered by the Muscatine County Board of Supervisors and the Cedar County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED BY THE MUSCATINE COUNTY BOARD OF SUPERVISORS AND THE CEDAR COUNTY BOARD OF SUPERVISORS:

1. That the road described herein above is hereby vacated and closed.
2. That the bridge described herein above is hereby closed, and ordered to be removed.
3. That Muscatine County and Cedar County will make a damage payment not to exceed \$46,600 to the effected property owners, under the following conditions:
  - a. The damage payment will be used by adjacent property owners to construct a low water crossing to provide access across the stream;
  - b. The damage payment will be made upon the completion of the construction of the crossing, payable jointly to the adjacent property owners and the contractor who performed the work jointly;
  - c. The crossing will remain the property of the adjacent property owners and all future maintenance for this crossing will be the burden of the adjacent property owners.
  - d. Each county has agreed to pay one-half (1/2) of the damage payment, not to exceed \$23,300 per county.
  - e. The agreement of the adjacent property owners to the terms and conditions of the damage payment set out herein is reflected by their signatures below.

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

Discussion was held concerning when the contractor would be able to start the work on the low water crossing. It was the consensus of the Boards that the landowners could start work soon, after all signatures have been obtained on the resolution.

Sup. Moeller moved to adjourn the meeting.

On motion, the Board adjourned at 11:15 A.M., to March 8, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 8, 2007 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 Veteran Affairs" for the month of February 2007, and copies of the minutes of the 1-23-07 and 2-27-07 meetings of the Veteran Affairs Commission, submitted by Patty Hamann, Secretary.

The Board viewed a "Report of General Assistance" for February 2007, submitted by Patty Hamann, Director.

The Board viewed a preliminary draft of the "Independent Auditor's Reports, Basic Financial Statements and Supplementary Information Schedule of Findings and Questioned Costs" for the fiscal year ended 6-30-2006, prepared by Hunt, Kain & Associates, P.C. and submitted by Auditor Gritton.

The Board viewed a news update from the Iowa Tourism Office, dated March 6, 2007.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, regarding billing the Sheriff and Secondary Road Departments for collective bargaining and grievance administration services.

The Board acknowledged receipt of correspondence from Mike Wentzien dated March 5, 6 & 7, 2007, regarding State legislation.

The Board acknowledged receipt of correspondence from County Attorney Benz, regarding the proposed Purchase Order Agreement with the Howard R. Green Company concerning a Courthouse windows replacement project.

The Board acknowledged receipt of a report from Liz Norton, Cedar County's Delegate for the Eastern Iowa Tourism Association.

The Board acknowledged receipt of correspondence from I.S.A.C., requesting a response to a survey concerning how county services are funded.

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

Brian Meier, Tipton (Contract Buyer) & Robert & Patricia Nettleton, 106 W. 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 property located at 128 Rochester Road, Atalissa, Iowa, in the SE ¼ of the SE ¼, Section 3, and the NE ¼ of the NE ¼, Section 10, T-79N, R-3W, in Iowa Township. Said petition is to rezone 1.73 acres of a 10.00 acre tract.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director, Engineer Fangmann and Petitioners Brian Meier and Robert & Patricia Nettleton were in attendance. There were three other individuals in attendance. Mr. La Rue noted there are no written or verbal objections on file. Discussion was held. The Atalissa Fire Department will provide services. The driveway access will be off of West Rochester Road next to a small storage building. Phil La Rue gave a synopsis of the Planning & Zoning Commission meeting regarding this petition. Joe Risius was worried about being able to continue agricultural uses and more residential homes coming into the area. Melvin Gregory was concerned about whether or not an easement would be granted for residential development on property to the north, which is owned by Richard Baker. A petition for future development would need to be brought before the Board. La Rue noted an easement could be granted by someone, but it would be up to the Planning & Zoning Commission and the Board of Supervisors to decide if the easement could be used for residential purposes. Phil La Rue didn't anticipate a problem with a septic

system. The Corn Suitability Rating is below 75. Limitations for building should be moderate. La Rue anticipates no problems with a single family dwelling, and he noted the P&Z Commission recommended this be restricted to one home.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Brian Meier, Tipton (Contract Buyer) and Robert & Patricia Nettleton, Atalissa (Owners), as defined above, with the stipulation that there is to be only one home, and to waive the second hearing scheduled for March 15, 2007.

Discussion was held. Sup. Moeller noted 1.73 acres of the 10 acres would be rezoned, thereby restricting the property to one home, without coming back to the Board of Supervisors for further approval.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a Class B Beer and Wine Coolers five-day sale at the Matthews Building at the Cedar County Fairgrounds for Pheasants Forever.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the renewal of 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. Boedeker to approve a Purchase Order Agreement between Cedar County and Howard R. Green Company, for an amount of \$12,600.00, for architectural/engineering services for a Courthouse windows replacement project.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to review the Request for Quotations for rock, to discuss a proposal by Calhoun-Burns and Associates for bridge inspections, and to discuss a Utility Permit Application for Eastern Iowa Light & Power to move a line from I80 to Inca Avenue. Sue Faith was in attendance. Fangmann reviewed the proposed rock program. Discussion was held. The quotes will be reviewed by the Board on April 5 at 10:00 a.m. The proposal by Calhoun-Burns was reviewed. It is for the inspection of 152 structures for a total cost of \$17,910.00, which is \$118/structure. The inspection cost last year was \$114/structure. Members felt the inspection costs seemed to have increased quite a bit over the years. Fangmann noted Calhoun-Burns provides incidental services to the Engineer's Office, which they do not invoice for. He told the Board there are new requirements for structures, and he is happy with the amount proposed by Calhoun-Burns.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the proposal by Calhoun-Burns and Associates for bridge inspections in the calendar year 2007 for an amount of \$17,910.00.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Tom Boyle entered the room to observe the remainder of the meeting.

Moved by Sup. Moeller seconded by Sup. Bell to approve and authorize Chairperson Weih to sign, a Utility Permit Application for Eastern Iowa Light & Power to move a power line to Inca Avenue.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sue Faith, Emergency Management Director met with the Board to discuss meeting with representatives of the cities in the county to discuss storm response. She referenced a "Letter to the Editor" in a local newspaper. Discussion was held concerning evaluating

plans. Faith noted the Mayor and City Manager of Tipton would like to meet with the Board. Chairperson Weih suggested meeting with representatives of all of the cities. Sue Faith noted Doug Boldt, Tipton City Manager had indicated they would like to meet with the Board soon. Faith has been advised that the Red Cross has signed agreements for shelters. Sue Faith felt that if the elevator at the Courthouse was not working during a power outage, in good conscience, she couldn't operate a shelter that's not handicapped accessible. Sup. Weih felt someone would need to agree to be at the Courthouse. Sue Faith suggested using a school as a shelter noting there would be shower capabilities and kitchen facilities. She indicated there needs to be a plan and a way to get the information out. A call was made to Doug Boldt to schedule a time for a meeting with himself and the Mayor. Boldt will get back to the Board on a time to meet with the Board during a regular Board meeting. The consensus of the Board was to hold a meeting in April with representatives from all of the cities in the county. Sue Faith updated the Board on SF305 concerning the Iowa Individual Grant Program. An applicant could receive up to a maximum of \$3,319/household for uninsured losses resulting from the storm on the weekend of February 24. There is an income guideline of 130% of the poverty level and only certain items are covered. The application has to be signed by Sue Faith. The forms have been distributed to the following departments: General Assistance, Auditor, Public Health and Sheriff.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of March 5, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding a policy concerning mandatory Courthouse closings. The Board agreed they would like to hear the information the Custodian receives concerning the generator, before making any final decisions. Also, they would like to review policies from other counties.

Michele Brennan, Director of Human Resources met with the Board, as requested, to discuss her decision concerning billings to the Sheriff's Department and the Secondary Road Department for collective bargaining and grievance administration services for the period of 10/1/2006 – 9/30/2007. The proposal is Sheriff's Department-\$1,250 and Secondary Road Department-\$3,750. The Board agreed to the billings as proposed.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #337950 - #338185.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #338186 dated 3-8-07 was issued to Administrative Solutions, Inc. in the amount of \$1,553.49, concerning a partial self funded billing.

On motion, the Board adjourned at 10:18 A.M., to March 12, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 12, 2007 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 Hannes, regarding the hiring of Monica Coussens for a Correctional Officer position.

The Board viewed Legislative News dated 3-9-07 from Patrick J. Murphy.

The Board viewed an I.S.A.C. Update dated March 9, 2007.

The Board viewed an article in the March 11, 2007 Des Moines Sunday Register entitled "Accuser settles, is punished for acts of sheriff".

The Board acknowledged receipt of correspondence from U.S. Senator Tom Harkin's Office, regarding farm bill listening sessions to be held March 24, 2007.

The Board acknowledged receipt of correspondence from Diana Richardson, RACOM Corporation, regarding an interoperability demonstration on March 22, 2007.

The Board acknowledged receipt of a copy of correspondence from Michele Brennan, Human Resources to the Sheriff's Department, regarding new hire orientations.

The Board acknowledged receipt of correspondence from Michele Brennan, Human Resources, regarding an article in a magazine concerning the interviewing and selection process for hiring.

Patty Hamann, General Assistance Director/Veteran Affairs Secretary met with the Board to request approval to apply for a credit card. Hamann noted she sometimes has substantial expenses for meetings at businesses that do not direct bill back to the County, and she then uses her personal credit card. Discussion was held. Regarding the matter of cancelling the Wal-Mart and Staples cards, she noted at Wal-Mart she purchases items for the office that are tax-exempt, therefore she wondered if she could be allowed to keep the Wal-Mart account open, but close the Staples account.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, a credit card application through the Bridge Community Bank with a credit limit of \$3000.

Discussion was held. The Board agreed the Wal-Mart card utilized by this department could remain open, but the Staples card should be cancelled.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

Sup. Moeller reported he attended a Seventh Judicial District Correctional Services meeting. In the district, there are 36 ankle monitors in use. It costs \$8/day to track a monitor. Three of the monitors are being worn by people in Cedar County.

Auditor Gritton met with the Board to review the Management's Discussion and Analysis of Cedar County's annual financial statements for the fiscal year ended June 30, 2006. The document was reviewed and discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the document, as presented by Auditor Gritton, to be included in the FY06 County Audit.

Ayes: Weih, Campion, Moeller, Bell, Boedeker

Moved by Sup. Bell seconded by Sup. Boedeker to approve a Utility Permit Application for Interstate Power & Light Company to move a substation at Charles Avenue and 290<sup>th</sup> Street to private property to the southwest.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Michele Brennan, Director of Human Resources met with the Board to discuss Employee Handbook changes. The proposed changes concern the full-time County Attorney's Office, Conservation Office and Security Office. Brennan asked the Board if there were any other changes they would like to pursue. Discussion was held concerning the Federal Minimum Wage language in the provision for a sick leave payout upon an employee's retirement. Various options were noted. Some members suggested putting a set dollar amount in the language, such as \$5.15/hour. Brennan noted there will be other Handbook changes concerning the safety policy. Chairperson Weih referenced a future policy concerning mandatory Courthouse closings. Brennan was instructed to bring all of the proposed changes to the Board once she receives the safety policy revisions. In other business, Michele Brennan asked the Board if they had made any decision concerning implementing an Employee Assistance Program. Sup. Weih would like to know if there is any interest in the program. Brennan felt the company administering the program could assist the county with our drug-free workplace program. It was noted that funds were not specifically budgeted for this program. The two E.A.P. proposals were reviewed. Further discussion was held. Chairperson Weih noted this matter will be placed on the Board's agenda, and he instructed Brennan to talk to Auditor Gritton about where the funds would come from for such a program.

Moved by Sup. Weih seconded by Sup. Moeller to approve the Board Minutes of March 8, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the following new hire:  
Sheriff's Department  
Monica Coussens for a Correctional Officer position at \$11.02/hr effective 3-8-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #338187 dated 3-9-07 was issued to the Cedar County Treasurer in the amount of \$1,498.21, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:15 A.M., to March 15, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 15, 2007 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 13, 2007.

The Board viewed a copy of correspondence to Project #381, from Connie L. Fett, CPC Administrator, regarding the end of services.

The Board viewed correspondence to Auditor Gritton from Michele Brennan, Director of Human Resources, concerning an Employee Assistance Program, and Auditor Gritton's response to Brennan's inquiry.

The Board viewed an article from the web site of the Iowa City Press-Citizen dated March 13, 2007, entitled "Cedar County sexual harassment case settled but not over" and a Staff Editorial dated March 14, 2007 entitled "Our View-Questions linger in Cedar County sheriff affair".

The Board viewed comments on the Des Moines Register's web site concerning an article in the March 11, 2007 Des Moines Sunday Register entitled "Accuser settles, is punished for acts of sheriff".

The Board acknowledged receipt of correspondence from Mike Wentzien dated 3-13-2007, regarding HF335 IDOT Transportation Omnibus Bill and correspondence dated 3-14-2007 regarding HF335 (now HF793).

The Board acknowledged receipt of correspondence from the National Association of Counties, requesting grassroots contact information.

The Board acknowledged receipt of correspondence from Ron Vine, Vice President, ETC Institute, regarding information concerning the availability of youth football facilities and programs.

Recorder Thumm met with the Board to discuss charging a return mailing fee for boat, snowmobile and ATV licenses. She noted 54 counties request something, up to \$1.00. Thumm would like to charge \$1.00.

Moved by Sup. Moeller seconded by Sup. Boedeker to allow the Recorder to charge a \$1.00 return mailing fee for boat, snowmobile and ATV licenses.

Discussion was held. Sup. Bell suggested it might be more efficient to have another organization handle the renewals. Thumm indicated she could bring that matter up at the I.S.A.C. meeting.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Campion seconded by Sup. Bell to issue Handwritten Check #338190 dated 3-15-2007 in the amount of \$424.21 to U.S. Bank for a credit card invoice for Cedar County Public Health.

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

In other business, Mike Dauber noted the Conservation Board is preparing specifications for the purchase of a truck, and they had heard the Supervisors would like E85 compatible engines to be used in County vehicles. Sup. Weih noted the Board of Supervisors encourages that, but sometimes those engines are not available. Sup. Boedeker felt it is not mandatory to purchase E85 compatible engines, but it is encouraged.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 15, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

County Attorney Benz met with the Board to discuss whether to permit Attorney Carl Salmons to give the Attorney General deposition transcripts, summary judgment material and civil rights file material relating to the case of Pamela Reed v. Cedar County. Attorney Benz told the Board the Iowa Attorney General's Office would be looking into whether a petition under Chapter 66 should be filed by their office with respect to the Sheriff. Benz suggested that the Attorney General's Office contact Attorney Carl Salmons, and they have done that. Attorney Salmons would like the permission of the Board of Supervisors to send the requested information, other than information that's subject to the attorney-client privilege. Attorney Benz recommended that the Board allow Attorney Salmons to provide the above information.

Moved by Sup. Boedeker seconded by Sup. Moeller to allow Attorney Carl Salmons to release the deposition transcripts, summary judgment material and civil rights file material, other than information subject to the attorney-client privilege, concerning the case of Pamela Reed v. Cedar County.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion continued. County Attorney Benz noted the County would have to pay the cost of a defense if the County Attorney files a petition and then the petition gets dismissed. Benz read a portion of the Code of Iowa. Sup. Bell wondered what would happen if the people ask the County Attorney to file a petition. Attorney Benz told the Board that at this point, the Attorney General's Office is investigating, and it would be duplicative...that's why he suggested that the Attorney General's Office get the information from Attorney Salmons. Benz advised that the Attorney General is the first on the list on a decision to file a petition to remove an elected official. Chairperson Weih noted all of the Supervisors are "taking heat". Attorney Benz indicated he's looked at materials, has made a judgment, but felt it would be appropriate to let the Attorney General's Office look at the materials to make a judgment. Members of the Board wondered if the Attorney General's Office would let them know about their decision. Attorney Benz hoped they'd let everyone know.

County Attorney Benz returned to the room. Sup. Bell wondered if the Court or the Attorney General would have legal authority to alter any benefits accrued by an elected official. Attorney Benz didn't know the answer to that.

Ken Beuthien briefly met with the Board to discuss a Level B portion of Yankee Avenue. He noted his mother owns land on part of this dirt road. Don Walters has had conversations with Mr. Beuthien about closing this portion of road. Beuthien wondered if the road is gated off, could a hump of dirt in Don Walter's fence line be leveled off on the east side of the road on the north end to make it easier to drive on the road. Sup. Moeller noted the rules have changed on Class C roads. Sup. Weih said Mr. Beuthien's mother would be notified about any public hearing concerning closure of the road. Discussion continued. Mr. Beuthien told the Board he is in favor of closing the road if it is improved on the east side.

Bob Klemme, Courthouse Custodian and Butch Temple of Advanced Electric Services Inc. met with the Board to discuss items connected to the generator and the capacity to

connect additional items. Klemme noted a lot of the items needed for heating are connected to the generator, but the elevator is not. Mr. Temple told the Board there is a good sized distribution panel near the generator switch, and there is a listing near the EML panel that notes what is hooked to the generator. The elevator is fused at 90 amps. Mr. Temple will be taking an amp test on the items going into the generator to determine the total amps used for the items currently connected. He thought they could possibly connect the elevator, but certain items might need to be turned off when the elevator is needed during an emergency. Temple would have more accurate information after he does the amp tests. Bob Klemme told the Board that he, Butch Temple and Dave Leigh of Total Maintenance, Inc. would need to get together to discuss the heating system and the generator. Klemme and Temple are planning to cut power to the Courthouse, some afternoon at 4:30 p.m., so that the generator comes on and they can observe what's powered by the generator. Bob Klemme will give the Board a report at a later time.

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #126410 – #126600 for the period ending 3-10-2007, and to be paid on 3-16-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #338188 dated 3-13-07 was issued to Administrative Solutions, Inc. in the amount of \$3,675.15, concerning a partial self funded billing.

On motion, the Board adjourned at 10:32 A.M., to March 19, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 19, 2007 with the following members present: Boedeker, Champion, Bell and Chairperson Pro Tem Moeller. Chairperson Weih was absent due to attendance at the I.S.A.C. Spring Conference in Des Moines.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Sheriff Hannes, regarding his retirement from the Office of Cedar County Sheriff effective 3-19-07.

The Board viewed correspondence from Auditor Gritton, to Michele Brennan, Director of Human Resources, regarding Gritton's communications with Michael Stanley of Hunt, Kain & Associates concerning an Employee Assistance Program.

The Board viewed an I.S.A.C. Update dated March 16, 2007.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, regarding the FISH philosophy.

The Board acknowledged receipt of correspondence from James Wright, Safety Training Instruction and Research Center, Iowa State University, regarding a new discounted training proposal.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic development, regarding a revolving loan funds conference scheduled for 4-10-2007.

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

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding HF793 and items for a visit to the Statehouse on March 19.

The Board acknowledged receipt of correspondence from Julie Courter, Director, Tipton Public Library, asking if the Supervisors would be proposing a new contract with the Cedar County Library Association.

The Board acknowledged receipt of correspondence from the Iowa Gaming Association, regarding IGA collateral pieces.

The Board acknowledged receipt of correspondence from Kelly Housby, VOCON, regarding a sale of vocational type equipment scheduled for 5-8-07.

County Attorney Benz briefly met with the Board to discuss the Cedar County Sheriff vacancy. He will research the matter and return to meet with the Board.

Moved by Sup. Champion seconded by Sup. Bell to approve the Board Minutes of March 15, 2007.

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

The Board noted their decision concerning a new contract with the Library Association was included in their motion regarding FY07-08 funding. Julie Courter, Librarian at the Tipton Public Library will be sent a copy of the Board's motion.

County Attorney Benz returned to the Board Room to discuss the Cedar County Sheriff vacancy. Benz advised that when a vacancy occurs, the First (Chief) Deputy assumes the office until a successor is elected or appointed as long as the individual meets the qualifications. Brief discussion continued.

Keith Whitlatch briefly met with the Board to show them pictures of children visiting the old jail. General discussion was held.

Mike Hogan observed during a portion of the Board meeting.

Chief Deputy Lyle Fitch met with the Board, as requested, to discuss the Cedar County Sheriff vacancy. Chairperson Pro Tem Moeller noted the Auditor has reviewed the Code of Iowa, and Moeller noted the Chief Deputy assumes the Sheriff's duties. Deputy Fitch asked what his title would be. Supervisors Boedeker and Bell felt it would be Interim Sheriff/Chief Deputy. Deputy Fitch told the Board he is not interested in the position of Sheriff, but he would like to make things work. He does not want to lose his vacation, sick leave, etc., and he wants to protect his job. Sup. Bell felt the Civil Service status would protect Deputy Fitch. Deputy Fitch told the Board he wants the Sheriff's Office to succeed, and there are good employees in the department. Rob Poggenklass entered the room while discussion was in progress. Fitch asked how long he would be assuming the duties of the Sheriff. Sup. Boedeker noted the Board must make a decision on the vacancy within 40 days. Chairperson Pro Tem Moeller told Fitch the Board would find answers to his questions. Discussion continued. Sup. Boedeker felt the people know the employees have done well and have "weathered the storm". Auditor Gritton met with the Board, as requested, to discuss Chief Deputy Fitch's position. It was felt that Fitch would be protected under the Civil Service status, there would not be a salary change and he would not lose any leave time. Deputy Sheriff Orville Randolph entered the room while discussion was in progress. Chairperson Pro Tem Moeller noted that per the Code of Iowa, Chief Deputy Fitch is the Interim Sheriff until an appointment is made or an election is held.

The Board agreed they would like to meet with each Deputy Sheriff to discuss the position of County Sheriff, prior to making a decision concerning the vacancy. They will meet with the deputies on March 22 & 26.

General discussion was held.

It was noted Handwritten Check #338189 dated 3-16-07 was issued to the Cedar County Treasurer in the amount of \$1,688.07, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:22 A.M., to March 22, 2007.

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Cari Gritton, Auditor

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Le Roy Moeller, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 22, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Legislative News dated March 16, 2007, submitted by Speaker of the House Patrick J. Murphy.

The Board viewed correspondence from Chief Deputy Sheriff Fitch, regarding a payroll change for Deputy Sheriff Matthew Jackson.

The Board viewed a newsletter from Representative Jeff Kaufmann dated March 14, 2007.

The Board viewed a news update from the Iowa Tourism Office dated March 20, 2007.

The Board viewed caseload reports for March 2007, submitted by Cedar County Case Managers.

The Board viewed an ISAC Update dated March 21, 2007.

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

The Board viewed correspondence from Butch Temple, Advanced Electrical Services, Inc., regarding emergency generator power for the Courthouse elevator.

The Board acknowledged receipt of correspondence from U.S. Commercial Equipment Finance, regarding a line of credit.

The Board acknowledged receipt of correspondence from Mike Wentzien dated 3-20-2007, regarding HF793 & SF408.

The Board acknowledged receipt of correspondence from the National Council for Public-Private Partnerships, regarding a Transportation Workshop scheduled for 5-15-2007.

Chief Deputy Sheriff Lyle Fitch met with the Board to discuss the Sheriff position and office. Deputy Fitch 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: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 19, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Moved by Sup. Moeller seconded by Sup. Boedeker to set April 2 & 5, 2007 at 10:30 a.m. as the time to review/consider the following petitions:

1. Beau and Allison Holub, 993 Cedar Valley Road, Tipton (Owners) – Requesting a change in zoning from A-1 Agriculture to R-1 Suburban Residential for the purpose of allowing construction of single family dwellings on a proposed three (3) lot subdivision on property located in the SW ¼ of the SW ¼, Section 11, T-80N, R-3W, in Center West Township, consisting of 5.52 acres more or less.
2. Chad and Tracy Schutte, 217 Northside Drive, West Branch (Contract Buyers) and Joyce Zaruba, 1924 Highway 38, Tipton, and Robert Stout, 2615 Canterbury Road, Muscatine (Owners) – Requesting a change in zoning from A-1 Agriculture to R-1 Suburban Residential for the purpose of allowing construction of a single family dwelling on property located in the NW ¼ of the NE ¼, Section 22, T-80N, R-4W, in Gower Township. Said petition is to rezone 2.30 acres of a 14.80 acres tract.
3. Bill Banta, Banta's Midwest Cartage and Trailers Inc., 2054 Atalissa Rd., Atalissa (Owner) – Requesting a change in zoning from C-2 Highway Commercial to M-1 Light Industrial for the purpose of expanding the trailer fabrication business and to allow for the placement of three billboard advertisement signs on property located in the N ½ of the SW ¼, Section 13, T-79N, R-3W, in Iowa Township, consisting of 20.78 acres more or less.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to review Iowa Department of Transportation Federal-aid Agreements for the following projects:

- 1) Cedar County Bridge Project BROS-C016(68)—8J-16, the replacement of a bridge on Taylor Avenue in Section 6 of Springfield Township
- 2) Cedar County Bridge Project BROS-C016(69)—5F-16, the replacement of a bridge on 310<sup>th</sup> Street in Section 20 of Springdale Township
- 3) Cedar County Bridge Project BROS-C016(70)—5F-16, the replacement of a bridge on 220<sup>th</sup> Street in Section 3 of Inland Township

All of the projects would have an 80% Federal match. The project on Taylor Avenue will be a 70-foot concrete slab with an estimated cost of \$240,000.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign, a Federal-aid Agreement for Project #BROS-C016(68)—8J-16.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

The project on 310<sup>th</sup> Street will be a 100-foot concrete slab with an estimated cost of \$300,000.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, a Federal-aid Agreement for Project #BROS-C016(69)—5F-16.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

The project on 220<sup>th</sup> Street will be an 87 ½-foot slab with an estimated cost of \$250,000.

Moved by Sup. Boedeker seconded by Sup. Campion to approve and authorize Chairperson Weih to sign, a Federal-aid Agreement for Project #BROS-C016(70)—5F-16.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

Engineer Fangmann gave project updates. He updated the Board on items discussed at the I.S.A.C. Spring Conference this week. Fangmann noted the House adopted HF793

with an axle weight amendment, which concerns implements of husbandry vehicles with flotation tires. Fangmann told the Board the Road Use Tax Fund is dwindling, and basically the system is broken. It has been estimated that an additional \$200 million is needed. There has been a proposal to keep the distribution of the R.U.T.F. as it is now, and there were options suggested to obtain the additional funds. It was proposed to split the additional funds as follows: D.O.T.-60%, Counties-20%, Cities-20%. Any extra above the additional \$200 million would go back through the original method of distribution. Fangmann estimated Cedar County might receive an additional \$400,000 if the above distribution is approved. He felt there have been additional demands on the County's road system. Sup. Weih asked what the additional funding sources would be. Fangmann noted the following options: a raise in the gas tax, higher registration fees on pickup trucks, usage taxes and a sales tax type of system. Further discussion was held. Engineer Fangmann told the Board the Farm-To-Market freeze will continue until December. A county can't be borrowed ahead on the FTM fund, and a project can't be let until we have funds in the FTM fund unless we are receiving Federal aid. When asked about the possible flooding from rivers and streams, Fangmann felt there should not be a problem in Cedar County.

Deputy Sheriff Matthew Jackson met with the Board to discuss the Sheriff position and office. Deputy Jackson 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: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following payroll change:  
Sheriff's Department  
Matthew Jackson, Deputy Sheriff from 75%-\$39,297/year to 80%-\$41,917/year effective 4-1-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Campion seconded by Sup. Boedeker to approve a new eight-month Class B Beer Permit with Sunday sales and outdoor service area for DW Promotions-Al Dlouhy (Tipton Raceway).

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Deputy Sheriff Kevin Knoche met with the Board to discuss the Sheriff position and office. Deputy Knoche 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 at 9:59 a.m. on 3-22-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Deputy Sheriff Rodney Ohrt met with the Board to discuss the Sheriff position and office. Deputy Ohrt 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 at 10:29 a.m. on 3-22-2007.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

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

Ayes: Boedeker, Champion, Moeller, Bell, Weih

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

Deputy Sheriff Austin Sorgenfrey met with the Board to discuss the Sheriff position and office. Deputy Sorgenfrey 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 at 10:43 a.m. on 3-22-07.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

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

Ayes: Boedeker, Champion, Moeller, Bell, Weih

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

Kevin Monk of the rural Lisbon area telephoned the Board. He spoke to Chairperson Weih. Weih reported that Mr. Monk would like the Board to consider Warren Wethington in their decision process concerning the Sheriff vacancy.

Brief discussion was held concerning mandatory Courthouse closings and the generator. This matter will be discussed further at a later date.

County Attorney Benz met with the Board. Brief discussion was held concerning the trial of the case of State of Iowa v. Kevin Kelly. Attorney Benz told the Board he thought it was a good idea that they were discussing the Sheriff position with each Deputy Sheriff.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Claims #338192 - #338384.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

It was noted Handwritten Check #338191 dated 3/21/2007 was issued to Administrative Solutions, Inc. in the amount of \$1,778.89, concerning a partial self funded billing.

On motion, the Board adjourned at 11:07 A.M., to March 26, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., March 26, 2007 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 a payroll status change for Deputy Auditor Joleen Carpenter.

The Board viewed Legislative News dated March 23, 2007 from House Speaker Pat Murphy.

The Board viewed correspondence from Sally Stutsman, President of the District VI Supervisors Affiliate, regarding the Road Use Tax Fund distribution formula resolution.

The Board viewed correspondence from Dale Hyman, Property Tax Division, Iowa Department of Revenue, to County and City Assessors, regarding a revised Board of Review schedule.

The Board acknowledged receipt of petitions requesting that the Board appoint Warren Wethington as Cedar County Sheriff, submitted by Warren Wethington.

The Board acknowledged receipt of correspondence from the Department of Natural Resources, regarding forming a Rural Enhancement And Protection (REAP) County Committee.

The Board acknowledged receipt of correspondence from the National Association of Counties, regarding the Payments in Lieu of Taxes program and the Forest County Safety Net Reauthorization.

Deputy Sheriff Jeff Smith met with the Board to discuss the Sheriff position and office. Deputy Smith 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 at 8:30 a.m. on 3-26-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Don Walters briefly entered the Board Room to talk about closing a portion of Yankee Avenue.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 26, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board agreed to discuss an Employee Assistance Program at a later time, perhaps at the time of the preparation of a budget amendment.

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

Auditor's Department

Joleen Carpenter, from Second Deputy to First Deputy status effective 4-2-2007, with no change in salary at this time.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to review a T.I.M.E.21 resolution, a resolution to request additional State Road Use Tax funding. Fangmann reviewed the proposed distribution of additional Road Use Tax Funds. He felt this program is the only chance the counties have for additional revenue, or there will not be a consensus or agreement between the State, counties and cities. Fangmann estimated the County could receive \$450,000 from additional Road Use Tax Funds. The additional funding would be just to meet critical needs. This study was done to give Legislators some options. Discussion continued. Engineer Fangmann recommended adopting the resolution encouraging the Legislature to consider funding alternatives to increase revenue to the Road Use Tax Fund.

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

Cedar County Board of Supervisors

RESOLUTION

WHEREAS, Senators Rielly and Noble, Chair and Ranking Member respectively of the Transportation Committee, are seeking input concerning transportation needs with public meetings that are being held throughout the state; and

WHEREAS, the Road Use Tax Fund is an important source of support for construction and maintenance projects at the city, county and state level; and

WHEREAS, an integral part of that R.U.T.F. is the fuel tax, which has not increased since 1989, and during that timeframe construction costs have more than doubled; and

WHEREAS, the Iowa Good Roads Association, the Iowa County Supervisor's Association, the Iowa County Engineer's Association and a consortium of additional public and private individuals and organizations, has promoted the TIME-21 program (Transportation Investment Moves the Economy in the 21<sup>st</sup> Century) to underscore that steady deterioration of the construction dollar; and

WHEREAS, TIME-21 supports the Iowa Department of Transportation's request for an additional \$200 million added to the R.U.T.F. that would be committed to roadway infrastructure and would be generated by increasing transportation-related fees;

NOW THEREFORE BE IT RESOLVED that the Cedar County Board of Supervisors recognizes the vital role that our transportation system performs for Iowa and encourages the legislature to consider funding alternatives to increase revenue to the Road Use Tax Fund.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board for an informational meeting to review the Department of Transportation Five-Year Construction Program and Budget. There were no comments on file. Fangmann told the Board the budget is unchanged from what was presented at the County Budget hearing. He reviewed construction projects in the five-year plan. He again noted the Farm-To-Market funds have been frozen until December. A bridge replacement project on 155<sup>th</sup> Street which is a joint project with the City of Lowden is scheduled to be done in FY08. The City of Lowden would like to delay the project until FY10, and they would like to make payments to Cedar County for half the cost of the project. Fangmann gave the Lowden City Council options such as: a storm water retention area (smaller culvert), a reinforced concrete box culvert and to build a structure that's the same as is currently in place. The last option is what the City of Lowden would like to do. The Board agreed the County would still want to do the project in FY08, but they would consider a payment plan. The Engineer is to meet again with the Lowden City Council.

Moved by Sup. Moeller seconded by Sup. Boedeker 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 FY07-08 Budget, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Deputy Sheriff Tom McGuinty met with the Board to discuss the Sheriff position and office. Deputy McGuinty 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 at 9:34 a.m. on 3-26-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

General discussion was held by the Board.

Deputy Sheriff Warren Wethington met with the Board to discuss the Sheriff position and office. Deputy Wethington 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 at 9:58 a.m. on 3-26-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Rob Poggenklass entered the room.

Deputy Sheriff Jason Johnson met with the Board to discuss the Sheriff position and office. Deputy Johnson 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 at 10:30 a.m. on 3-26-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Deputy Sheriff Orville Randolph met with the Board to discuss the Sheriff position and office. Rob Poggenklass, West Branch Times and Sue Hall, Tipton Conservative were in attendance. Chairperson Weih asked Randolph if he had a desire to be the Sheriff of Cedar County, at this time. Deputy Randolph said yes. Weih gave Randolph the opportunity to relay to the Board his qualifications and things to consider in this process. Deputy Randolph told the Board that after he graduated from high school he entered military service and served three years in the U.S. Army. He noted he wanted to get into law enforcement. Randolph started college at the University of Iowa and worked in a family business. He was hired to work for Cedar County in 1989 by former Sheriff Keith Whitlatch. Randolph felt he is well versed in most things in the Sheriff's Department,

noting some areas he has worked in, such as civil, homicide and crime prevention. He has received numerous certifications, some of which were from the Law Enforcement Academy and the Department of Criminal Investigations. Randolph indicated he is trained on procedures for hostage negotiations. Deputy Randolph noted he's served as Acting Jail Administrator and now Jail Administrator supervising 17 Correctional Officers. Randolph noted revenue has increased for out-of-county inmate care, which he indicated was due to developing relationships with neighboring counties such as Clinton and Johnson and lowering the room and board rate. He told the Board it is a challenge to supervise all three shifts, and he is on call 24 hours/7 days a week. Deputy Randolph reviewed his outside activities such as working for the City of Bennett ambulance service and fire department, New Liberty Fire Department, and being a member of the Bennett and Tipton Lions Clubs. Randolph told the Board he would like a long career with the Sheriff's Department, and he wants to get a better image for the facility. He felt he works well with people. Randolph told the Board he went back to college about a year and a half ago, and his goal is to obtain a criminal justice degree. Sup. Boedeker asked Randolph how he would address the issue of nepotism in the Sheriff's Department. Randolph felt Barb Archer would be the Office Manager, and Jill Randolph, Clerk, would be under Archer. He indicated that is how the office currently operates. Boedeker asked if Archer sets Jill Randolph's wage. Randolph replied that Barb Archer does Jill Randolph's evaluations. Randolph felt he and his wife Jill Randolph work well together, but indicated they don't really see each other much now while at work at the facility. He felt both Barb Archer and Jill Randolph do a good job. Deputy Randolph noted he has knowledge of Union negotiations.

Deputy Randolph asked the Board how soon a decision would be made concerning the Sheriff vacancy. Chairperson Weih was not sure the Board would make a decision at this meeting, noting they have information to consider. Sup. Moeller was not ready to make a decision. Sup. Champion noted the Supervisors have not talked among themselves, and he indicated there are only two people interested in the vacancy. Chairperson Weih asked Mr. Poggenklass if he had been led to believe there would be a decision today. Mr. Poggenklass said no. Chairperson Weih indicated the Board would let people know when a decision would be made. The Board reviewed information prepared by Auditor Gritton regarding timelines concerning filling the vacancy by appointment or for a Special Election.

Sup. Bell understood that more than one person wants the Sheriff position, but he didn't feel the Board should call for a Special election and spend more money. He referenced the petitions the Board received and phone calls he has received.

Moved by Sup. Champion seconded by Sup. Bell to fill the vacancy of Sheriff by appointment, until the next pending election as defined in Code Section 69.12.

Discussion was held. Chairperson Weih stated he was leaning toward a Special Election process, but things have taken place, people have contacted him, and now he thinks it would be most prudent to fill the vacancy by appointment. He indicated if the people desire to have a Special Election, the estimated cost would be \$10,000. The Board reviewed a proposed notice which would need to be published if the Board intends to fill the vacancy by appointment. Discussion was held concerning the date on which the Board would intend to take official action, if this motion passed. Sup. Bell indicated he would like the appointment made sooner than April 2, and he stated he would like the County Attorney's opinion concerning this matter.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

County Attorney Benz met with the Board, as requested. Chairperson Weih updated Benz on the Board's previous discussion. County Attorney Benz thought if the Board took official action on April 2, it would give time for comments to be made after the notice is published on March 28 & 29, 2007.

Moved by Sup. Boedeker seconded by Sup. Champion to approve the Public Notice concerning the vacancy in the Office of Cedar County Sheriff, which includes April 2, 2007 at 8:30 a.m. as the time official action will occur.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #338385 dated 3/23/2007 was issued to the Cedar County Treasurer in the amount of \$1,581.39, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:10 A.M., to March 29, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., March 29, 2007 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 27, 2007.

The Board viewed an I.S.A.C. update dated March 26, 2007.

The Board viewed correspondence from the Director of Human Resources, regarding Karolyn Rouse's retirement date of 4-6-2007 and a leave time payout.

The Board viewed a Veteran Affairs Commission report for the month of March 2007, submitted by Patty Hamann, Secretary.

The Board acknowledged receipt of Manure Management Plan Updates for Lu-Jen Farms Inc. (George Bowie), Anderson Farms (Kevin Anderson) and Michael Lilienthal.

The Board acknowledged receipt of Manure Management Plans for Brus Finisher Farm-Owner Focus Farms LLC, Kevin Kahl and Jeff Salsbery.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding a bill concerning County Attorneys pay and an amendment to SF793 concerning implements of husbandry.

The Board acknowledged receipt of correspondence from the Iowa State Association of Counties, regarding additional funding needed for County MH/DD services.

Check #338388 was voided due to an administrative correction.

Moved by Sup. Moeller seconded by Sup. Bell to issue Handwritten Check #338389 dated 3-29-2007 to the Cedar County Treasurer in the amount of \$900.00.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 26, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih instructed the Supervisors to not discuss other County business while traveling to or from and while attending the Heartland Insurance Risk Pool meeting.

Moved by Sup. Campion seconded by Sup. Bell to approve Payroll Warrants #126601 - #126773 for the period ending 3-24-2007, and to be paid on 3-30-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #338386 dated 3/28/2007 was issued to Administrative Solutions, Inc. in the amount of \$728.88, concerning a partial self funded billing.

Supervisors Moeller, Bell and Boedeker departed to attend a Heartland Insurance Risk Pool Trustee meeting.

On motion, the Board adjourned at 8:03 A.M., to April 2, 2007.

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 2, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board viewed a newsletter dated March 29, 2007 regarding industry opportunities, from the Iowa Department of Economic Development.

The Board viewed an ISAC Update dated March 30, 2007.

The Board viewed Legislative News dated March 30, 2007, submitted by Speaker of the House Pat Murphy.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, regarding employee vacation balance maximums.

The Board acknowledged receipt of a copy of the minutes of the March 21, 2007 meeting of the Planning & Zoning Commission.

The Board acknowledged receipt of a Manure Management Plan Update from Edward C. Pelzer.

The Board acknowledged receipt of Manure Management Plans for Ray Slach Farms 1, 2 and 3.

The Board convened in the large meeting room in the lower level of the Courthouse for action on an appointment to fill the Cedar County Sheriff vacancy. Deputy Sheriffs Orville Randolph and Warren Wethington were in attendance as well as approximately 24 other individuals. Chairperson Weih stated he knew of two individuals who were interested in being appointed to the Sheriff position. He asked if there was anyone else to consider. There was no response. Chairperson Weih noted discussion would be allowed to aid the Board in their decision. Deputy Sheriff Randolph addressed the Board. He referenced experience, a good working relationship, moving on to improve the Sheriff's Office and improving the prestige of the Sheriff's Office. He felt both he and Wethington hoped for a continued good working relationship with other agencies. Randolph indicated he would do a good job as Sheriff, and he would continue to stress that employees get along in the department. He wished Warren Wethington the best of luck, whatever the outcome. Warren Wethington addressed the Board. He referenced trying to build a foundation on honesty and integrity. Wethington wanted to clarify something in a newspaper article. He noted he didn't graduate through the Tipton High School, but that he finished his education through the Kirkwood Learning Center. Wethington referenced petitions supporting his appointment to the Sheriff position. He felt he has equal administrative experience to Deputy Randolph, noting he felt since he has worked with small communities, some of that time as Police Chief, that he has more rounded experience. Wethington told the Board that if he is appointed Sheriff, everyone would be treated fairly. Chairperson Weih asked if others would like to comment. Deputy Sheriff Jay Johnson indicated, that as others in the room, he is supportive of Warren Wethington for the Sheriff position. Sup. Weih felt these were two extremely capable individuals to fill the Sheriff position. He noted the Board has difficult decisions that they don't take lightly, and they have investigated and talked to both individuals. Sup. Moeller agreed that these choices are not taken lightly, that the Board has to put aside personal feelings, and he wouldn't necessarily do what he personally might want to do. He noted the Board is elected to serve the majority, and he felt the majority had spoken, noting Warren Wethington had overwhelming support. Sup. Moeller stated he has known Orville Randolph "forever" and has served with him in several organizations. He noted the Board would be unpopular with one of these individuals, but he hoped they'd understand. Moeller felt that sometimes the Board has to do what they think is best for the County. Sup. Bell felt this process has been very good. He thought they have been through some hard situations, and he commended the Law Enforcement people and noted he appreciated the work they've done. Bell hoped they are in a healing process. He hoped the employees would rally around the leader, to make Cedar County a

better place to live and a safe place. Sup. Bell noted the Board represents the people, he has had numerous calls, he has read the petitions, and he takes the calls seriously. He heard good things, and he didn't hear negative comments on the individual the callers didn't support. Bell hoped the Board's decision would take this Law Enforcement Department into a higher level of respect, and he hoped the people would trust the Board's judgment. Sup. Boedeker felt the County was fortunate to have two qualified candidates for this position. He is in favor of appointment for this position, and he doesn't want to have the cost of an election which could be approximately \$10,000. Boedeker appreciated what the Law Enforcement Center employees have done and felt we'll make progress. Sup. Campion noted that in the 19 years he has served as a County Supervisor, the Board has appointed one Recorder, two Auditors, one Sheriff and now a second Sheriff. He indicated he hasn't been disappointed, but maybe there was an error along the line that caused frustration. Sup. Campion stated he is proud to be a Cedar County resident.

Moved by Sup. Campion seconded by Sup. Bell to appoint Warren Wethington as Sheriff of Cedar County effective immediately.

Discussion was held. Chairperson Weih noted the option of calling for a Special Election. Sup. Boedeker stated the petitions submitted to the Board were his deciding point. He felt both individuals were equal and competent, but he had to listen to the over 1,400 people.

Ayes: Campion, Boedeker, Bell, Weih, Moeller

The Board reconvened in the Board Room.

Rick Rouse, Director, Cedar County Conservation Board met with the Board to discuss the formation of a Resource Enhancement and Protection (REAP) Program committee. Chairperson Weih wondered if Rouse knew the Conservation Board's feelings on this matter. Mr. Rouse felt the Conservation Board would think it would be important to have a committee in place. The function of the committee would be to review and sign grant applications. Rick Rouse felt legislation would have the REAP committee provide a five-year plan. Chairperson Weih wondered if Rouse would be the contact person on the committee. Rouse thought he could be in order to get it going. Sup. Bell felt that after the committee is formed that Rouse should then step down. Rouse agreed. Chairperson Weih is to contact Mayors and School Boards, and Rick Rouse will work on seeking other members for the committee. Rick Rouse was to contact Ross Harrison, Iowa DNR REAP Coordinator to let him know a committee is being reactivated in Cedar County.

Steve Lacina, Director of the Cedar County Economic Development Commission briefly met with the Board to discuss economic development and new businesses.

Bob Klemme, Courthouse Custodian met with the Board to discuss electrical service and the generator. He told the Board the elevator and circulating pump for hot water are not hooked up to the generator, but the chiller is hooked up. One panel needs to be wired to the generator so we could have heat on the outside perimeters of the building. Air handlers would provide heat to the lower level. Jim Cary entered the room while discussion was in progress. It is estimated that it would cost \$5,000 for the electrical work to hook up the panel and elevator, but Klemme is waiting for documentation from Advanced Electrical Services, Inc. The Board will wait for the revised proposal before making a decision. Bob Klemme indicated it is yet unknown as to whether the City of Tipton will agree with what Advanced Electrical wants to do. John Packwood with the City of Tipton is to meet with Klemme. Discussion was held concerning the emergency exit door. Klemme reviewed costs for a couple types of ladders to affix to the wall below the door. A hard steel ladder would cost \$396.33 and a stainless steel ladder would cost \$953.00. It would cost \$200 to \$400 to paint the ladder. It was noted new hinges have been ordered for the door.

Moved by Sup. Boedeker seconded by Sup. Moeller to spend \$396.33 for a steel ladder from Tipton Structural Fabrication.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Jim Cary briefly met with the Board. Discussion was held concerning the Matthews Building at the fairgrounds.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of March 29, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to authorize Chairperson Weih to sign a Payment Voucher for the quarter ending 3-31-2007 to the Iowa Department of Public Health concerning substance abuse funding.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to accept the Auditor Report of Cedar County for the year ending June 30, 2006, as submitted by Hunt Kain & Associates P.C.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Michele Brennan, Director of Human Resources met with the Board to review proposed Employee Handbook changes. County Attorney Benz has reviewed the changes. Discussion was held. Some of the changes pertained to, but were not limited to: an Anti-Harassment Policy, Complaint Procedures, Conflict Resolution Procedure, Early Retirement Policy, Workweek of County Attorney's Office, and changes pertaining to the location of offices. Sup. Bell felt language should be included requiring a complaint to be in written form and what specifically should be done if the complaint is against an elected official. The Board directed Brennan to have the County Attorney review these changes before final Board action is taken. In other business, Brennan noted a lump sum payout would be made to Warren Wethington for unused vacation and compensation time, due to his appointment as Sheriff.

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

1. Beau and Allison Holub, 993 Cedar Valley Road, Tipton (Owners) – Requesting a change in zoning from A-1 Agriculture to R-1 Suburban Residential for the purpose of allowing construction of single family dwellings on a proposed three (3) lot subdivision on property located in the SW ¼ of the SW ¼, Section 11, T-80N, R-3W, in Center West Township, consisting of 5.52 acres more or less.
2. Chad and Tracy Schutte, 217 Northside Drive, West Branch (Contract Buyers) and Joyce Zaruba, 1924 Highway 38, Tipton, and Robert Stout, 2615 Canterbury Road, Muscatine (Owners) – Requesting a change in zoning from A-1 Agriculture to R-1 Suburban Residential for the purpose of allowing construction of a single family dwelling on property located in the NW ¼ of the NE ¼, Section 22, T-80N, R-4W, in Gower Township. Said petition is to rezone 2.30 acres of a 14.80 acres tract.
3. Bill Banta, Banta's Midwest Cartage and Trailers Inc., 2054 Atalissa Rd., Atalissa (Owner) – Requesting a change in zoning from C-2 Highway Commercial to M-1 Light Industrial for the purpose of expanding the trailer fabrication business and to allow for the placement of three billboard advertisement signs on property located in the N ½ of the SW ¼, Section 13, T-79N, R-3W, in Iowa Township, consisting of 20.78 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director was in attendance. Others in attendance were: Allison Holub, Richard Kordick, Chad Schutte and Engineer Fangmann.

Petition# 1 was addressed. Phil La Rue noted there are no written or verbal objections on file. With regard to the Comprehensive Plan, La Rue noted this property is contiguous to

another subdivision, so it would appear to be a clustering and would therefore provide orderly compact development. Richard Kordick addressed the Board on behalf of Holubs. Sup. Boedeker noted the septic limitations are moderate to severe. La Rue stated there is rock in that area. Mr. Kordick told the Board they'd perform soil analyses and would then know if the tract would only support two lots, rather than three. They'll know that when they bring in the plat. La Rue said there are a variety of soils in the tract. Mr. La Rue said this would be a major subdivision because of Nebergall's First, Second and now Third subdivision. He felt they could combine the preliminary and final plats into one review by the Board. There will be a community water supply. The Tipton Fire Department will provide services, but they are not responsible if the roads are not maintained suitable enough to access the property. Kordick noted the access drive will be moved to the east to comply with the County Engineer's comments, and all the lots will be able to access the common drive. La Rue indicated there may be a homeowner's association. Reference was made to Lot 1 owned by Marty Moylan and that he will be given the option of having his own well, because that was done under Part 2.

Moved by Sup. Moeller seconded by Sup. Bell to approve the petition by Beau and Allison Holub, Tipton (Owners), as defined above and waive the second hearing scheduled for 4-5-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Petition #2 was addressed. Phil La Rue noted there are no written or verbal objections on file. He stated this area is loaded with R-1 and rural residentially zoned farmstead sites. Chairperson Weih referenced previous concerns expressed and Mr. Schutte's responses. Mr. Schutte felt he addressed the concerns as he was able to at this time. La Rue agreed. The Corn Suitability Ratings are below 28 in two-thirds of the tract. Sup. Bell asked if the petitioner had lived on a gravel road before. Mr. Schutte noted he had lived near a gravel road, and he indicated he was aware of what he would be getting into. Chairperson Weih asked if he realized there would be farming practices around him. Schutte said he grew up on a farm and was aware. The West Branch Fire Department would provide services.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Chad and Tracy Schutte, West Branch (Contract Buyers) and Joyce Zaruba, Tipton and Robert Stout, Muscatine (Owners), as defined above and to waive the second hearing scheduled for 4-5-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted there was no one present for Petition #3. The Board agreed this petition should be reviewed at the second hearing date which is April 5.

Phil La Rue discussed possible development at the I-80 interchange near 305<sup>th</sup> Street. Engineer Fangmann was in attendance. Discussion was held concerning the semi traffic in that area.

General discussion was held.

It was noted Handwritten Check #338387 dated 3-30-2007 was issued to the Cedar County Treasurer in the amount of \$2,289.52, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:05 A.M., to April 5, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 5, 2007 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 April 3, 2007.

The Board viewed a New Jobs and Income Program (NJIP) 2006 Annual Progress Report concerning Pioneer Hi-Bred International, Inc./a DuPont Company.

The Board viewed a Spring 2007 newsletter from Cedar County Case Management.

The Board viewed a newsletter dated April 7, 2007 from Representative Jeff Kaufmann.

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

The Board acknowledged receipt of a Construction Design Statement and Manure Management Plan for Richard L. Shumaker.

The Board acknowledged receipt of correspondence from the National Association of Counties regarding the Payments in Lieu of Taxes program.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association, regarding a general membership meeting scheduled for May 2, 2007.

Moved by Sup. Moeller seconded by Sup. Bell to approve the Board Minutes of April 2, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Roger Cummings met with the Board to discuss communications with Patty Hamann, Veteran Affairs Secretary, concerning applying for Veteran Affairs benefits. Patty Hamann met with the Board, as requested. Hamann acknowledged she received paperwork from Mr. Cummings, and she is waiting for responses from organizations on her requests for information. Further discussion was held. Mr. Cummings noted he would like to get the matter completed. Patty Hamann agreed with him.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Cari Gritton, Connie Fett, Julie Tischuk, Rob Fangmann, Sue Faith, Rick Rouse, Michele Brennan, Patty Hamann, Bob Klemme, Sterling Benz, Gary Jedlicka, Warren Wethington, Phil La Rue, Dan Lett, Rick Fleshin and Amy Wehde. Chairperson Weih noted the Board has been discussing an Employee Assistance Program, and he would like department heads to give the Board feedback on this issue. Michele Brennan explained services provided through the program, which would include confidential services for employees and their families and services available to assist managers with employees. Connie Fett noted the County has a block grant with Community Mental Health Centers in Iowa City. Services such as family counseling are available to citizens of the county for a fee or no fee, based on income. Fett noted there would probably not be services available for managers. It was the consensus of the Board that department heads should let the Board know their feelings on this program. Michele Brennan is to disseminate information to the department heads concerning this program. Department heads were given the opportunity to relay items concerning their departments. Auditor Gritton reported there are new election laws and there is a City of Tipton Special Election on May 15. She asked that departments review their inventory lists, and she noted she will be sending out a memo concerning a budget amendment. Engineer Fangmann gave project updates. Rick Rouse reported the Conservation Board has received a gift of forty acres of timber ground. Michele Brennan noted some employees were on the borderline of losing vacation time. She explained how the vacation balances are recorded in the computer system and possible loss of time

if employees are at their allowable vacation maximums. An employee's anniversary year is used to calculate the maximum. Maximums in the computer system are based on carrying over one year's accumulation of vacation time to the next year, but she noted it is each department head's decision concerning allowing an employee to carry over that accumulation. Brief discussion continued regarding vacation time. Patty Hamann, General Assistance Director/Veteran Affairs Secretary will be out of the office April 16-19 to attend training sessions. She has not yet received word on the receipt of the \$10,000 Veterans grant. Bob Klemme, Courthouse Custodian asked everyone to be sure to shut windows tight and turn off lights when they leave their offices. County Attorney Benz reported he will be hiring a summer intern. He has applied for grant money for the position, and he will be using drug forfeiture money also. Benz noted he had suggested to Brennan that she give the proposed harassment policy to all department heads. Sheriff Wethington reported the Sheriff's Office received 785 calls for service in March, of which 280 required a response from a Deputy. They have served 275 civil papers in 2007. The County received \$36,355 for March out of county inmate housing. Wethington reported there was an incident with an inmate at the jail this week, and it took eight or nine officers to restrain the individual. Two or three officers were injured. He is investigating obtaining a Tesar device for the jail, noting he felt it would cut in half both the use of officer force and injuries. Training would be arranged, and he is reviewing a policy concerning the use of the device. County Attorney Benz referenced the potential for a lawsuit, and he advised that a policy should be put in place and there should be training. Phil La Rue noted construction season has begun. Dan Lett reported that assessment rolls were mailed out early. The Board of Review appeal process has been extended due to the disaster declaration. Rick Fleshin reported that he and Amy Wehde attended the Iowa Department of Public Health annual meeting. They discussed redesigning public health in Iowa. Amy Wehde noted they are trying to promote public health. There were motivational materials at the meeting, and she distributed copies to the department heads.

Michele Brennan, Director of Human Resources met with the Board to review Employee Handbook changes. She had County Attorney Benz review the changes proposed by the Board. Brennan told the Board that per Benz a complaint cannot be ignored if it is not in writing. She noted she had sent the changes to the elected officials because she knew they could set their own policies, but she told the Board she would send the proposed changes to all department heads. Action will be taken by the Board at a later date.

Engineer Fangmann met with the Board to review rock quotes, to review a noxious weed resolution and to discuss a Utility Permit Application. The following rock quotes were reviewed:

<b>2007 ROCK RESURFACING PROGRAM</b>		
Date: April 5, 2007 at 10:00 A.M.		
<b>As Quoted in Cost/Ton</b>		
	<b>Wendling Quarries</b>	<b>Weber Stone</b>
	<b>DeWitt, IA</b>	<b>Anamosa, IA</b>
<b>Price at Quarry per Producer</b>	Peden/Others	
<b>Class A Stone</b>	\$5.95/\$6.48	\$6.30
<b>1" Roadstone</b>	\$5.80/\$6.38	\$6.30
<b>Delivered Price per township:</b>		
<b>Pioneer</b>	\$8.73	
<b>Fremont</b>	\$9.18	\$8.95
<b>Dayton</b>	\$9.18	\$8.95
<b>Massillon</b>	\$9.18	\$8.95
<b>Cass/Linn</b>	\$8.73	
<b>Red Oak</b>	\$9.18	
<b>Fairfield</b>	\$9.18	
<b>Springfield</b>	\$9.18	

<b>Center</b>	\$9.18	
<b>Inland</b>	\$9.23	
<b>Gower/Cass</b>	\$7.90	
<b>Springdale</b>	\$7.90	
<b>Iowa</b>	\$8.60	
<b>Rochester</b>	\$8.60	
<b>Sugar Creek</b>	\$9.18	
<b>Farmington</b>	\$9.23	

Discussion was held. Fangmann recommended that Cedar County haul the rock in several townships. He anticipates approximately \$400,000 would be spent for rock and hauling, if the Board approves his recommendation.

Moved by Sup. Boedeker seconded by Sup. Moeller to not award Pioneer, Center, Iowa, Rochester, Sugar Creek and Farmington Townships and the County will haul rock in those townships, to award Fremont, Dayton and Massillon Townships to Weber Stone, and to award Cass/Linn, Red Oak, Fairfield, Springfield, Inland, Gower/Cass and Springdale Townships to Wendling Quarries, as recommended by Engineer Fangmann.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

Engineer Fangmann reviewed the proposed Noxious Weed Resolution.

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

**2007 RESOLUTION FOR THE DESTRUCTION  
OF NOXIOUS WEEDS**

To All Property Owners:

BE IT RESOLVED by the Board of Supervisors of Cedar County, Iowa; this 5th day of April, 2007,

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, 2007 for Leafy Spurge, Perennial Pepper Grass, Sour Dock, Smooth Dock, Sheep Sorrel, Teasel, Wild Sunflower.

Group 2, June 1-15, 2007 for Canadian Thistle, Russian Knapweed, Buckhorn, Wild Mustard, Musk Thistle, and Marijuana.

Group 3, July 1-15, 2007 for Field Bindweed, Wild Carrot, European Morning Glory, Buckhorn and Multiflora Rose.

Group 4, July 15-30, 2007 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, Bell, Weih

Engineer Fangmann told the Board the Cedar County Historical Society would like to put in a two-inch sewer line in the right-of-way on Monroe Avenue to tie in with the man hole behind Wal-Mart. This is a non-profit organization, so Fangmann recommended waiving the fee.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign, a Utility Permit Application for the Cedar County Historical Society, as defined above, and to waive the fee as recommended by Engineer Fangmann.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding motor graders and wing issues. Bill Banta entered the room while discussion was in progress.

This being the time set to review/consider the following petition:

Bill Banta, Banta's Midwest Cartage and Trailers Inc., 2054 Atalissa Rd., Atalissa (Owner) – Requesting a change in zoning from C-2 Highway Commercial to M-1 Light Industrial for the purpose of expanding the trailer fabrication business and to allow for the placement of three billboard advertisement signs on property located in the N ½ of the SW ¼, Section 13, T-79N, R-3W, in Iowa Township, consisting of 20.78 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director; Bill Banta and Engineer Fangmann were in attendance. Phil La Rue noted there are no written or verbal objections on file. Chairperson Weih asked what is at the site now. Mr. Banta said there is a 42-foot by 80-foot building that will be part of the trailer fabrication business. There is currently a trailer sales and trucking operation in the front corner of the intersection. The new area will be for expansion and signs. Banta indicated they would be manufacturing equipment to transport towers for wind generators. Other companies will build the parts used for the generators. Banta noted most of the storage will be inside, but there will be some items remaining on the equipment when possible. They may have to put in fill in one area of the property, but Banta noted it is above the flood plain. He has planted trees and will be planting additional trees in an area that is used to set parts, etc. Sup. Moeller wondered what the chances were that he would be moving items out of their location in Scott County. Banta said pretty good. Phil La Rue inquired about the future of the mobile home that currently is on their Cedar County location. Mr. Banta indicated issues have been settled concerning that mobile home, and it will be reset in a location outside of Cedar County, hopefully in a couple months. La Rue asked if there were plans to make the area look neater and more organized. Mr. Banta said yes, again referencing the tree plantings, but he noted there are a lot of parts there that they use every day, as well as equipment they utilize. There are some tires, etc. there that will be taken to a business in Muscatine. Phil La Rue noted that at the Planning & Zoning Commission meeting there were some neighbors that were concerned about truck traffic on Atalissa Road. La Rue had explained to them that his department does not deal with roads. Mr. Banta told the Board they don't go further than to their entrance and to the yard. Engineer Fangmann noted Banta has a blanket permit to go from the I-80 interchange to that driveway. La Rue said that permit was explained to the neighbors. Mr. Banta noted other trucks use that road. Chairperson Weih thought the issue of appearance had been addressed. Sup. Moeller felt that Banta would need to fall into compliance and per the

Comprehensive Plan, this location is where his business should be. La Rue agreed. Discussion continued. Sup. Campion left the room while discussion was in progress. Billboard signs would be 600 feet from the interchange. The Department of Transportation would need to approve the location of the signs first. Moeller wondered about possible emissions. La Rue indicated they'd have to comply with applicable environmental and State regulations. He felt they would be able to place a septic system in the area, perhaps a sand filter design. They currently have 16 or 17 employees, some of which are drivers. A septic system would need to be constructed to comply with the usage.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the petition by Bill Banta, Atalissa (Owner), as defined above.

Ayes: Bell, Moeller, Boedeker, Weih  
Absent: Campion (out of room)

Phil La Rue met with the Board to request that they set public hearing dates to review a Final Plat of Survey for a subdivision. Sup. Moeller was out of the room.

Moved by Sup. Bell seconded by Sup. Boedeker to set April 23 & 26 at 9:00 a.m. as the time to review/consider the following petition:

Pond View Acres, LLC, Tipton (Owners) – Requesting approval of Pond View Acres Fourth Addition, a Final Plat of Survey, for a proposed eight (8) lot subdivision located in the NE ¼ of the SW ¼, Section 14, T-79N, R-2W, in Sugar Creek Township, consisting of 22.78 acres more or less.

Ayes: Boedeker, Campion, Bell, Weih  
Absent: Moeller (out of room)

General discussion was held with Phil La Rue.

Patty Hamann, Veteran Affairs Secretary briefly met with the Board to tell them she has received word that a Veteran has died and funds are needed for burial costs. She noted funds designated for that purpose have already been used in this fiscal year. The Board directed her to allow expenditure of funds for this burial, and the matter will be addressed at the time of the next budget amendment.

It was noted Check #338390 was issued as an administrative correction for a reimbursement from General Fund 01000 to Capital Improvements-Conservation Building Fund 30001.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #338391 - #338290.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve Payroll Checks #126774 – 126775 for the period ending 3-31-2007 for a lump sum vacation and compensation time payout to Warren Wethington, former Deputy Sheriff, now Sheriff, to be paid on 4-5-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #338591 dated 4-4-2007 was issued to Administrative Solutions, Inc. in the amount of \$1,370.69, concerning a partial self funded billing.

On motion, the Board adjourned at 10:55 A.M., to April 9, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 9, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed expense and revenue summary reports for the FY06-07 County Budget.

The Board viewed correspondence from Connie Fett, CPC Administrator, to the payee for Project #Q51, regarding completion of a financial review form.

The Board viewed an ISAC Update dated April 6, 2007.

The Board viewed correspondence from the Sheriff's Department, regarding payroll changes for Elisabeth Remetch, Stacy Brown and Nicholas Eby, Correctional Officers.

The Board viewed correspondence from Sheriff Wethington, regarding appointment of Deputy Sheriffs, his intention to not designate a Chief Deputy and the salaries of the Deputy Sheriffs.

The Board acknowledged receipt of correspondence from Amy Johnson, President, Iowa Organization for Victim Assistance, regarding placement of a flag in the Courthouse.

The Board acknowledged receipt of correspondence from Devalyn A. Wilson, County Executive Director, Cedar County FSA Office, United States Department of Agriculture, concerning the division of parent farm number 4112 and information concerning farm number 5672.

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

The Board acknowledged receipt of a Manure Management Plan Update for Rose Avenue Pork LLC, submitted by Doug Schroeder.

The Board acknowledged receipt of correspondence from Jeff Corns, Vice President, GIS, The Schneider Corporation, regarding their services.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, to department heads, regarding an Employee Assistance Program.

The Board noted correspondence from Rick Rouse, Director, Cedar County Conservation Board, regarding the hiring of Paul Farrar for a summer internship at \$9.15/hour effective 4-19-2007.

Sheriff Wethington met with the Board to discuss hiring a Deputy. He told the Board he thought a lot about this matter last week and over the weekend, and he would like the Board's input. He noted he's considering hiring a Civil Jail Administrator, and there are funds in the budget for the position. Wethington has concerns as to whether it would be financially responsible to have a certified Deputy as Jail Administrator. Currently Deputy Randolph performs Jail Administrator duties, and if a Civil Jail Administrator is hired, Randolph would go back to uniformed patrol duties. Wethington told the Board he felt the dispatch area is lacking personnel. He noted it takes 5.6 people to man the dispatch area 24 hours/day and not draw overtime. There are five Dispatchers and they have to alter schedules to cover for an individual. Wethington felt the Dispatchers are working harder than in the past. He felt funds would be better used by going back to a Civilian Jail Administrator, Deputy Randolph filling the uniformed patrol position and taking money allocated for Wethington's former Deputy position to hire a Dispatcher. Dispatchers are working ten-hour days and twelve-hour days on the weekends. Wethington felt there is a need, at times, to have a Dispatcher to overlap shifts. It was noted the Chief Clerk sometimes works as a Dispatcher, and Wethington noted that the individual works at a higher hourly wage than the Dispatchers. A Civil Jail Administrator's wage would not be as high as a Deputy's salary. Chairperson Weih felt

the concern would be for the budget, but he felt that would be the Sheriff's business. Discussion was held regarding the budget. It was noted the budget included funds for the salaries of a Sheriff, ten Deputies and a Jail Administrator. Sup. Campion asked what Deputy Tom McGuinty's duties would be. Wethington noted that as of July 1 there would no longer be Federal funds available for a task force. He intends to use McGuinty for drug investigations in Cedar County, to pick up the overflow of general criminal investigations and to work an equal share of weekends on uniform patrol. Sup. Bell urged Wethington to see how the Civil Jail Administrator position works out, and then look at hiring a Dispatcher. The Board was agreeable to the proposal by Sheriff Wethington to hire a Civil Jail Administrator and a Dispatcher.

Steve Cave, Intergovernmental Affairs Officer and Patricia Brach, Public Affairs Officer, Federal Emergency Management Agency met with the Board to introduce themselves and to discuss services. Sue Faith, Cedar County Emergency Management Coordinator and Deputy Auditor Carpenter were in attendance. Mr. Cave noted his job is to be present for issues the Board might have. He is a liaison between the Board and the State or Federal governments for issues relating to a disaster. Mr. Cave noted he would help the Board and obtain answers for them. Chairperson Weih felt Sue Faith would likely have more contact with Mr. Cave than the Board. He asked Deputy Carpenter if she had any questions for the FEMA representatives. Carpenter noted she has been working on FEMA Public Assistance Program paperwork. She asked what is meant by benefits, and would there be payment for meals for people that worked overtime during the storm on the weekend of February 24, 2007. Steve Cave noted Project Officers would be coming in to answer questions. He said he would have someone call Carpenter, and then he will check back with her to make sure her questions had been answered. Sue Faith noted no Cedar County individuals had submitted an application for State aid to assist with recovery from the storm. Discussion continued. Sup. Bell felt there are no preventative measures taken by the government to prevent a "disaster", referencing an area along the Cedar River that continues to wash away at the roadside. He said Cedar County cannot afford to correct the area on its own. Chairperson Weih referenced a time when the Board felt there might be possible assistance from the Corps of Engineers, but nothing has been done. He felt the Board needs someone to work with, and they need assistance. Patricia Brach noted the State prioritizes the hazard mitigation money. Sue Faith said she could work with the County Engineer to see if they can write another hazard mitigation grant.

Michele Brennan, Director of Human Resources met with the Board for an annual performance review. Brennan 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: Boedeker, Campion, Moeller, Bell, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of April 5, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #338592 dated 4/6/07 was issued to the Cedar County Treasurer in the amount of \$1,379.09, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:45 A.M., to April 12, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 12, 2007 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 3-31-2007.

The Board viewed Legislative News dated April 6, 2007, submitted by Speaker of the House Patrick Murphy.

The Board viewed an update from the Iowa Tourism Office dated April 10, 2007.

The Board viewed a news update for April 2007, submitted by the East Central Intergovernmental Association.

The Board viewed a "Report of General Assistance" for the month of March 2007, submitted by Patty Hamann, Director.

The Board acknowledged receipt of correspondence from Ron Vine, Vice President, ETC Institute, regarding a survey on behalf of the National Recreation and Park Association and USA Football.

The Board acknowledged receipt of correspondence from the Director of Human Resources, regarding work hours and timesheets.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding legislative bills.

The Board acknowledged receipt of correspondence from Iowa Health Buyers Alliance, regarding value-driven health care.

The Board acknowledged receipt of correspondence from Julie Hamill, Legislative Research Assistant, National Association of Counties, regarding a Committee Field Hearing and Farm Bill listening session scheduled for April 14.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources, regarding feedback from department heads concerning an Employee Assistance Program and an anti-harassment policy.

The Board acknowledged receipt of correspondence from the National Council for Public-Private Partnerships, regarding a transportation workshop scheduled for May 15, 2007.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director, regarding a ribbon cutting ceremony at Van Den Berghe Chiropractic on 4-13-2007.

Mayor Don Young; Doug Boldt, City Manager; and Roger Hakeman, Police Chief, City of Tipton and Sue Faith, Emergency Management Coordinator met with the Board to discuss storm preparedness. Bob Klemme, Courthouse Custodian was in attendance. Doug Boldt told the Board the City of Tipton would like to be part of the planning process if a storm happens again such as the storm on the weekend of February 24, 2007. He felt things happened quickly for so many agencies. They want to provide the best services possible for the residents of Tipton. Boldt explained the state of emergency declaration by the Mayor, and he indicated that a declaration would relieve the county of responsibilities. Chairperson Weih reviewed the communications concerning the use of the Courthouse as a shelter on the above weekend. He felt the Board would want to obtain a legal opinion concerning the County being relieved of liabilities. Weih

referenced the question of whether the Courthouse would be an ideal shelter, but he didn't have a problem with using it for a shelter. The Board is trying to get the heat and elevator connected to the generator, so they are trying to help. Bob Klemme noted half of the outlets and lights in the lower level are currently connected to the generator. Doug Boldt stated the City is discussing purchasing another generator, and he felt they would consider researching with the County as to whether it would be compatible to help provide power to the whole Courthouse. He noted during the weekend of the storm it was thought that perhaps the Fire Station could fill up quickly, which is why they inquired about using the Courthouse as a shelter. Roger Hakeman reviewed his background in disasters. He felt they looked at a possible shelter in the central business district, since power had been restored there first. Hakeman thought the County government failed, indicating there was nothing to communicate with other cities. He heard that some communities were running out of water, and he thought Tipton's mobile generator could be used by other cities. Hakemann felt things could have been coordinated better than they were by the emergency operations center. He thought the upcoming meeting on April 18 with representatives from all of the cities in the County will be good to be able to discuss available resources. Chairperson Weih noted Sue Faith worked on various things during that stormy weekend. Sue Faith said she was on the telephone the whole time. Deputy Sheriff Lyle Fitch was the contact person in the Sheriff's Office. Since that time, Faith said she has worked out with the Secondary Roads Department that they will come to get her during a storm and bring her back to the operations center. She noted she was nervous about driving in the weather due to a recent accident. In most cases, Faith felt that the first night people should have had sufficient heat, and it would be better for people to stay home than to be traveling on the roads. Her concern about opening the Courthouse as a shelter was that it should be handicapped accessible, and without the elevator operating, it would not be handicapped accessible. The Red Cross has mass shelter agreements with the Tipton Community Schools, Courthouse, First United Church of Christ and the Senior Center, but they never engaged the shelters. She had no access to the shelter information before this storm occurred. Roger Hakeman felt the emergency operations center should have representatives from each city. Sue Faith said she was in contact with all the cities. She had made arrangements for generator power. Before the storm occurred, Faith had ordered cots and a mobile generator. Cots were distributed by the National Guard. She felt the communication was the biggest downfall. Faith has proposed a reverse 911 system which would send out a message over the phone lines. Hakeman felt a large number of residents would not be reached due to the increased use of cell phones. Faith noted residents' cell phone numbers could be entered into the system. Doug Boldt referenced a conversation with Rick Fleshin, Director of the Public Health Department, concerning an FM radio station they will be utilizing. Discussion continued. Chairperson Weih noted the City of Tipton has a key to the Courthouse, and they could open the building and staff it until County personnel could get to the building. He felt even though there might have been communication problems, things worked during the weekend storm. Further discussion was held. It was the general consensus that the weekend storm was a wake up call, and they learned where things worked and didn't work.

Bob Klemme, Courthouse Custodian met with the Board to discuss electrical service and the generator. He presented a proposal from Advanced Electrical Services, Inc. to provide emergency generator power for the elevator and additional heating, ventilation and air conditioning items, in the amount of \$5,774. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the proposal by Advanced Electrical Services, Inc., as presented.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of April 9, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding mandatory Courthouse closings. Chairperson Weih felt employees could plan for bad weather by saving a couple vacation days. He called it a liberal leave policy. This matter will be discussed further.

Engineer Fangmann met with the Board to review contracts with Wendling Quarries and Weber Stone for the 2007 rock program. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign, a contract with Weber Stone Co. Inc. in the amount of \$166,013.55 and a contract with Wendling Quarries Inc. in the amount of \$453,535.47.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann gave project updates.

County Attorney Benz met with the Board to discuss their request for a ruling concerning the County's liabilities during a declaration of an emergency. Benz referenced Code Chapter 467.4. After discussion and research, Attorney Benz advised that no declaration of a state of emergency is required to have immunity if they respond to an emergency, but he wondered what would be defined as an emergency and could something have been done to prevent a disaster/emergency situation. He felt a declaration of emergency would help in their defense. Benz advised using common sense.

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll changes:  
Sheriff's Department

Correctional Officers:

Elisabeth Remetch (effective 3-26-07), Stacy Brown (effective 3-27-07) and Nicholas Eby (effective 3-28-07), from \$11.02/hr to \$11.54/hr.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding Sheriff Wethington's decision to not appoint a Chief Deputy. County Attorney Benz advised that it is not mandatory for elected officials to appoint deputies. The Board of Supervisors would need to convene to appoint a Sheriff, if the need to do so arises.

Moved by Sup. Bell seconded by Sup. Moeller to approve the following payroll changes:  
Sheriff's Department

Deputy Sheriff Lyle Fitch, from 85%-\$44,537 to 84%-\$44,013 effective 4-3-2007 and Deputy Sheriff Jeffrey Smith, from 80%-\$41,917 to 84%-\$44,013 effective 4-24-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Weih to approve the following Deputy Sheriff appointments by newly appointed Sheriff Wethington:

Lyle A. Fitch, Orville F. Randolph, III, Thomas G. McGuinty, Kevin W. Knoche, Jason D. Johnson, Rodney L. Ohrt, Austin J. Sorgenfrey, Jeffrey J. Smith and Matthew R. Jackson.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Bob Klemme, Courthouse Custodian briefly met with the Board to discuss a request by the Iowa Organization for Victim Assistance to display a flag during the week of April 22-28, concerning awareness of victim's rights. The Board agreed the flag could be displayed in the lobby.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Payroll Checks #126776 – 126942 for the period ending 4-7-2007, and to be paid on 4-13-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #338593 dated 4/11/07 was issued to Administrative Solutions, Inc. in the amount of \$1,524.54, concerning a partial self funded billing.

On motion, the Board adjourned at 10:25 A.M., to April 16, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 16, 2007 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 Julie Tischuk, Director, Case Management, to the parents of Project #359, regarding services.

The Board viewed a "County Recorder's Report of Fees Collected" for the quarter ending 3-31-2007.

The Board viewed an ISAC update dated April 13, 2007.

The Board viewed correspondence from Sheriff Wethington, regarding a payroll change for Deputy Jeffrey Smith.

The Board viewed Legislative News dated April 13, 2007 submitted by Speaker of the House Pat Murphy.

The Board acknowledged receipt of a copy of correspondence from Dennis Ostwinkle, Field Office Supervisor, Department of Natural Resources, to Devon Schott, regarding confined animal feeding operation construction requirements.

The Board acknowledged receipt of correspondence from Harlan Hansen, Humboldt County, Supervisors' Affiliate President, regarding an I.S.A.C. scholarship golf fundraiser.

Walt & Katie Gugler of Stanwood met with the Board. They requested information about putting up a fence. Discussion was held. The Board gave them copies of Iowa Code Section 359A and documentation concerning powers and duties of Township Trustees with regard to fences and fence disputes.

Engineer Fangmann met with the Board to review payroll changes for Dan Strank, Kevin Lewis and Dan Driscoll. Discussion was held regarding road maintenance. Sup. Bell noted a taxpayer relayed comments concerning the operation of a motor grader and comments heard from a blade operator concerning the members of the Board of Supervisors. Engineer Fangmann will look into the matter. Fangmann reviewed payroll changes.

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

Dan Strank, Maintenance Worker II, from 90%-\$15.08 to 95%-\$15.91 effective 4-17-07.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Moved by Sup. Moeller seconded by Sup. Weih to approve the following payroll change:  
Secondary Roads Department

Dan Driscoll, Maintenance Worker II, from 95%-\$15.91 to 100%-\$16.75 effective 4-25-07.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Moved by Sup. Campion seconded by Sup. Bell to approve the following payroll change:  
Secondary Roads Department

Kevin Lewis, Maintenance Worker II, from 95%-\$15.91 to 100%-\$16.75 effective 4-25-07.

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

Sheriff Wethington briefly met with the Board for general discussion.

General discussion was held with Engineer Fangmann. He gave project updates. Engineer Fangmann told the Board he has been researching the road embargos on portions of F44, X64 and 330<sup>th</sup> Street which were put in place in 1984 and 1985. It is unknown as to why the embargos were put in place. Fangmann would like to pull the embargo signs. There aren't any embargoed bridges on these portions of road. The Engineer has to issue special permits for loads over 40 tons, but Fangmann noted the main issue is the cost of sign maintenance and new signs. The Board had no objection to lifting the embargos on these roads.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of April 12, 2007.

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

The Board noted payroll checks #126943 – 126944 dated 4-16-2007 were issued as an administrative correction for an amount paid to Patricia L. Hamann for the period ending 4-7-2007.

It was noted Handwritten Check #338594 dated 4/13/07 was issued to the Cedar County Treasurer in the amount of \$1,324.84, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:17 A.M., to April 18, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

TIPTON, IOWA

April 18, 2007

The Cedar County Board of Supervisors met in special session at 6:30 P.M., April 18, 2007 with the following members present: Boedeker, Bell and Chairperson Weih. Supervisors Campion and Moeller were absent. The meeting was held in the large meeting room in the lower level of the Courthouse.

Sue Faith, Emergency Management Director met with representatives of cities, school districts and others to discuss storm response/preparedness. There were approximately 31 individuals in attendance. Discussion was held concerning the ice storm during the weekend of February 24, 2007. Sue Faith asked for areas that were positives and where improvements could be made. Some positives were, but not limited to: the power coming on, temperatures were not too cold, law enforcement/dispatchers, Tipton & Durant utilities, fire stations were open for shelters or ready for some response, phone lists, emergency operations center and Mechanicsville's resource book. Some improvements that could be made were, but not limited to: communications, a reverse 911 system, trying to be aware of rural outages, working with media people, contacting the elderly, preparedness, portable generators, and perhaps more formalized shelters for long periods. Some other areas of discussion were, but not limited to: too many people in fire stations, phone lists, Citizen Emergency Response Teams, getting generators in schools, West Branch is developing a volunteer base, a special needs registry and utilizing school facilities. Sup. Bell left the room at 7 p.m. Discussion continued among the individuals present. Sue Faith arranged for representatives of a company to give a reverse 911 system presentation.

The Board adjourned at 7 p.m. to April 19, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 19, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a Press Release from the Iowa Department of Transportation, regarding a landscaping project on Hwy 38.

The Board viewed caseload reports for April 2007, submitted by Cedar County Case Managers.

The Board viewed an update from the Iowa Tourism Office dated April 17, 2007.

The Board viewed a copy of correspondence to Michele Brennan, Director of Human Resources, from Sylvia Kelley, Field Organizer, Local 893 Iowa United Professionals Sub Local 15, dated April 13, 2007, regarding a policy concerning retiring employees.

The Board viewed a newsletter from Iowa Life Changing dated April 18, 2007, regarding industry opportunities.

The Board viewed correspondence from Recorder Thumm, regarding a payroll change for Jodi Shields, Clerk.

The Board acknowledged receipt of correspondence from Mike Wentzien, dated April 17, 2007, regarding transportation bills and a bill concerning juvenile detention.

The Board acknowledged receipt of correspondence from the National Association of Counties, regarding a Payment in Lieu of Taxes program.

The Board acknowledged receipt of correspondence from Certain Software, regarding an online registration program.

The Board acknowledged receipt of correspondence from Nicole Turpin, Planner, East Central Intergovernmental Association, regarding Iowa Department of Transportation Grants.

The Board acknowledged receipt of correspondence from Connie Fett, CPC Administrator, regarding a Service Provider meeting on May 7, 2007 and a Mental Health/Case Management Advisory Board meeting on May 14, 2007.

The Board acknowledged receipt of correspondence from the East Central Intergovernmental Association, regarding an Eastern Iowa Regional Utility Service Systems meeting scheduled for April 25.

General discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of April 16 & 18, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih gave a River Bend Transit meeting report. They are revising their financial investment policy.

Discussion was held regarding a Letter of Agreement concerning inclusion of the Custodian position at the Law Enforcement Center into the bargaining agreement commencing with negotiations beginning in the Fall of 2007 and that beginning on July 1, 2008 the title would be awarded all benefits as agreed to by the County and the Union.

Moved by Sup. Moeller seconded by Sup. Boedeker to authorize Chairperson Weih to sign the Letter of Agreement, as presented.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Mr. E. Frank Kelm of the Howard R. Green Co. returned a call to the Board concerning the Courthouse windows replacement project. He is close to having the preliminary plans complete. The asbestos testing on the window caulking was negative. They would need 6 to 8 weeks lead time for contractors. Kelm noted the Courthouse has only two custom sized windows and three types of window glazing. He felt the bidding could be scheduled for around May 1 if the documents are approved. Mr. Kelm will meet with the Board on April 26 at 9:30 a.m. to review the preliminary plans for the project.

At 10:00 a.m. a conference call was placed for a Heartland Insurance Risk Pool Trustee meeting. Sup. Moeller is the Risk Pool Trustee for Cedar County. Representatives of the following counties also participated in the call: Chickasaw, Decatur, Fayette, Hardin, Mahaska, Mitchell, Tama and Van Buren. Benton County did not participate. The agenda was approved. A Risk Pool Agreement Amendment pertaining to taking in new counties was approved. Approval was given for the purchase of new training materials. The call concluded at 10:14 a.m.

Moved by Sup. Bell seconded by Sup. Moeller to approve Claim Checks #338596 - #338827.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Check #338828 dated 4/19/2007 was issued to McCulley Culvert, Inc. in the amount of \$8,487.50 for an administrative correction due to a wrong vendor number.

On motion, the Board adjourned at 10:17 A.M., to April 23, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 23, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated April 20, 2007.

The Board viewed Legislative News from Speaker of the House Patrick J. Murphy dated April 20, 2007.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Eiler Farm and Meyer Farm, submitted by Dircks Farms Inc.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding HF872 concerning food inspections.

The Board acknowledged receipt of the minutes of the March 19, 2007 meeting of the Mental Health/Case Management Advisory Board.

Auditor Gritton met with the Board to discuss a FY06-07 County Budget amendment. Gritton asked if there was anything the Board would like to include in the proposed amendment. The Board agreed the Auditor should contact Connie Knutsen to ask if the Medical Examiner's budget has adequate funds. Discussion continued. Auditor Gritton asked if the Board was considering including funds for an Employee Assistance Program. Chairperson Weih felt the consensus was to look at the program during the next budget year. He felt the Board is not getting a lot of feedback from department heads on the program. Sup. Boedeker agreed. Gritton noted there would be an "in and out" transfer concerning the Conservation Office project. She indicated most of the amendment would be "cleanup". Gritton noted one line item of the amendment would be cleanup on the revenue for the Local Option Sales & Services Tax. She told the Board the Treasurer automatically deposits a certain amount of the Tax to the Secondary Road Department, so there is no transfer for that.

Chairperson Weih reported there was a fire in the Transfer Station trailer on Friday on Interstate 80. The tarp burned. They had to dump contents of the trailer onto the exit ramp. Cedar County will have to pay for the cleanup. Millennium Waste was going to haul the contents that were dumped.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of April 19, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following payroll change:  
Recorder's Office  
Jodi Shields, Clerk, from \$11.15/hr to \$11.40/hr effective 4-18-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to authorize Chairperson Weih to sign Amendment #1 to the Heartland Insurance Risk Pool Agreement, as presented.

Ayes: Bell, Moeller, Campion, Weih, Boedeker

This being the time set for a public hearing to review/consider the following petition: Pond View Acres, LLC, Tipton (Owners) – Requesting approval of Pond View Acres Fourth Addition, a Final Plat of Survey, for a proposed eight (8) lot subdivision located in the NE ¼ of the SW ¼, Section 14, T-79N, R-2W, in Sugar Creek Township, consisting of 22.78 acres more or less.

Stuart Werling briefly met with the Board. He left the room for jury duty. Chairperson Weih read the legal notice. Engineer Fangmann was in attendance. Phil La Rue, Zoning Director entered the room and noted there are no written or verbal objections on file. Discussion was held. Fangmann noted there are provisions to extend Pond View Drive. He noted neighbors had called concerning construction equipment using 310<sup>th</sup> Street, but he believes that matter has been addressed. Phil La Rue reported he has heard concerns from the residents of the subdivision that the road millings are not holding up. Supervisors noted that is not the Board's responsibility.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Pond View Acres, LLC, Tipton as defined above, to approve and adopt the following resolution, and to waive the second hearing scheduled for April 26, 2007:

#### RESOLUTION APPROVING FINAL MAJOR PLAT

WHEREAS, a Final Plat of Pond View Acres Fourth Addition, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Department and approval granted for the Preliminary Plat by the Cedar County Planning and Zoning Commission, and said Final Plat 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 Final Plat of the said Pond View Acres Fourth Addition, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 23rd day of April, A.D., 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to set May 7 & 10, 2007 at 9:00 a.m. as the time to review/consider the following petitions:

1. Paula Lichtenstein & Kyle Willoughby, West Branch (Contract Buyers) and Gayle VanEst, 1077 305<sup>th</sup> Street, 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 NE ¼, Section 14, T-79N, R-3W, in Iowa Township, consisting of 1.50 acres more or less.
2. Greg & Michelle Thien, 1534 Highway 130, Tipton (Owners) – Requesting a change in zoning from A-1 Agricultural to C-1 Local Commercial for the purpose of operating their travel agency business out of their residence located in Parcel A in the NE ¼ of the NW ¼, Section 3, T-80N, R-2W, in Center East Township, consisting of 4.00 acres more or less.
3. John Behrle, Homestead, IA (Contract Buyer) and Dennis & Linda Swenka, 5220 Strawbridge Rd. NE, Iowa City (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 NE ¼ of the NE ¼, Section 7, T-80N, R-3W, in Cass Township, consisting of 2.1 acres more or less of an 11.29 acre lot, described as Lot 2 of Swenka's First Addition Subdivision.
4. Mark & Audrey Graver, 1618 High View Dr., Mt. Vernon (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 a proposed three (3) lot subdivision, Buffalo Ridge Second Addition, on property located in the NW ¼ of the NW ¼ and the SW ¼ of the NW ¼, Section 19, T-82N, R-4W, in Pioneer Township, consisting of 18 acres more or less.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Brief discussion was held concerning the above petitions. Sup. Bell requested information concerning the Thiens' septic system prior to reviewing the petition at the public hearing.

Rick Rouse, Director, Cedar County Conservation Board met with the Board to discuss a Resource Enhancement and Protection committee. Rouse has told Ross Harrison, Iowa DNR REAP Coordinator that at this time, he will be the contact person concerning this committee. Chairperson Weih noted the responses received concerning individuals that would serve on this committee. Rick Rouse told the Board there are different types of REAP funding, noting this committee would be involved with any available grant funding. He noted currently there are no grant funds for this committee to work with. It was agreed the Board would wait a while for others to respond to the request for committee members. Rick Rouse felt the committee should meet once, even though there is no grant money available.

Patty Hamann, Secretary, Veterans Commission met with the Board to review an application form for a County Grant Program for Veterans to the Iowa Department of Veterans Affairs. Hamann noted the County cannot get the \$10,000 originally applied for. The Administrative Rules have changed. We can only use approved line items to show that the money has been spent. Hamann told the Board the County could receive \$6,244, but she has yet to spend \$1,132. She is waiting for an addendum from the State to clarify language in the application. Discussion continued.

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign the application form for the County Grant Program for Veterans.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Patty Hamann returned to the Board Room with a copy of correspondence from Steve Young, Director State Veterans cemetery, Iowa Department of Veterans Affairs, clarifying the language in the application.

It was noted Handwritten Check #338595 dated 4/20/2007 was issued to the Cedar County Treasurer in the amount of \$935.00, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:15 A.M., to April 26, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 26, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed "Spring 2007 County Zoning News".

The Board viewed an I.S.A.C. Update-Special Edition dated April 24, 2007.

The Board viewed a weekly news update from the Iowa Tourism Office dated April 24, 2007.

The Board viewed an ISAC Update Special Edition dated April 25, 2007.

The Board acknowledged receipt of correspondence from the National Association of Counties, regarding a Digital Counties Survey.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding HF911-RIIF concerning funds for paper trails of voting machines and SF601 Standings Bill concerning floaters traveling on county roads.

The Board acknowledged receipt of correspondence from I.S.A.C., regarding the Governor's Task Force on Race and Detention.

The Board acknowledged receipt of a copy of the minutes of the April 18, 2007 meeting of the Planning & Zoning Commission.

The Board acknowledged receipt of a Manure Management Plan Update for Rolling Square Inc., submitted by Lyle Parry.

Michele Brennan, Director of Human Resources met with the Board to discuss a draft of correspondence to Sylvia Kelley, Field Organizer, United Electrical Radio & Machine Workers of America, Local 893 IUP Sub Local 15, from Brennan, concerning benefits for early retirees. The Board reviewed the proposed correspondence. They had no objections to sending the correspondence.

Mr. E. Frank Kelm of the Howard R. Green Co. met with the Board to review preliminary plans for the Courthouse windows replacement project. Auditor Gritton and Bob Klemme, Custodian were in attendance. Kelm presented four options for styles of windows and west elevation drawings showing each option. Mr. Kelm told the Board Larry Eaton, Loss Control Consultant for Arthur J. Gallagher Risk Management Services Inc. has indicated there is no requirement to have windows that open. Kelm noted there is no Code requirement. He reviewed the style options. Some areas of discussion were, but not limited to: window styles, costs, if windows should open, how many windows should be fixed and how many should open, energy efficiency, life span of the windows, ease of maintenance and cleaning, tint, film, blinds, use of latches or cranks and opening angle of windows. The Board agreed the restroom and stairwell windows should be fixed, they would like latches on the windows, screens would not be used, and they would install blinds later if needed. Mr. Kelm indicated blinds may not be needed on all windows due to the tint on the windows. Bob Klemme told the Board he would prefer Option No. 1 Variation A, which is a window which has the top two-thirds fixed and the bottom one-third that can be opened. He felt those windows would be easier to clean. Some members of the Board preferred Option No. 2 with three sections.

Moved by Sup. Moeller seconded by Sup. Boedeker to use Option No. 2 Variation A.

Discussion was held. Sup. Weih stated that if they proceeded with this option, he would prefer that the middle section of the window would open. Bob Klemme wondered why they would use a 90° window opening, noting if there is a fire, the top of a two-section

window could be broken out. Sup. Champion referred to a comment made concerning the three-section window looking too busy from the outside. Sup. Bell felt the Custodian was concerned about cleaning the windows, noting with a two-section window, there would be one less frame section to clean around.

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

Moved by Sup. Bell seconded by Sup. Weih to use Option No. 1 Variation A.

Discussion was held. Bob Klemme said this option would be his preference, noting he felt there would be less maintenance. Sup. Moeller noted the bottom one-third of this window opened also. Sup. Champion felt the less opening there was the better seal there would be, noting Option 4 with a fixed single section, would have no maintenance.

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

The Board asked what the cost savings would be if only half of the windows could be opened. Mr. Kelm estimated \$4,000. Mr. Kelm will give information to the Auditor, such as revised plans and a draft of a legal notice. He told the Board the estimated construction cost of the windows includes an obscure window in the restroom, two tempered windows in the hallways that people walk by, low E film and frames. The color of the frame and tint could be determined later. Kelm would like to get a recommendation from the architects.

Mr. Kelm reviewed documentation and a sketch concerning upgrading an alternate entrance to the Courthouse. He has spoken to Larry Eaton regarding this matter. The architects told Mr. Kelm the Board could possibly look at emergency lighting, exit signs and barriers in the stairwells to direct people out if there is a fire. It was the consensus of the Board to table this matter for now and to possibly review options with the insurance company.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of April 23, 2007.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve Payroll Checks #126945 - #127117 for the period ending 4-21-2007 and to be paid on 4-27-2007.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

It was noted Handwritten Check #338829 dated 4/25/07 was issued to Administrative Solutions, Inc. in the amount of \$1,148.31, concerning a partial self funded billing.

On motion, the Board adjourned at 10:50 A.M., to April 30, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., April 30, 2007 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 an ISAC Update-Special Edition dated April 26 & 27, 2007.

The Board viewed a copy of correspondence to the Law Enforcement Center, from Ethan P. Kroemer, Correctional Officer, regarding his resignation.

The Board viewed a "Report of Veteran Affairs" for April 2007 and approved minutes of the March 27, 2007 meeting of the Veterans Affairs Commission, submitted by Patty Hamann, Secretary.

The Board viewed correspondence from Sheriff Wethington, regarding the resignation of Ethan Kroemer, Correctional Officer.

The Board viewed Legislative News, from Speaker of the House, Patrick Murphy.

The Board acknowledged receipt of correspondence from Iowa Watersheds, regarding a membership.

The Board acknowledged receipt of correspondence from Mike Wentzien, regarding the TIME21-policy bill only being included in SF606 and HF932.

The Board acknowledged receipt of a copy of correspondence to Connie Fett, CPC Administrator, from Representative Jeff Kaufmann, regarding mental health funding.

The Board acknowledged receipt of a Manure Management Plan for D. Daufeldt Farms Inc., submitted by Don Daufeldt.

The Board acknowledged receipt of correspondence from Tammy Norman, I.S.A.C., regarding Human Services appropriations.

Sup. Moeller gave a report on the Board of Health meeting he attended on 4-27-07.

Michele Brennan, Director of Human Resources met with the Board to discuss final approval of Employee Handbook revisions. Brennan asked to discuss a few items prior to approval of the revisions. She has received a phone call from an employee whose husband also works for the County, asking if she could be covered under her spouse's dental insurance, so she would then have double coverage. Brennan questioned whether the Board could allow double coverage under the dental insurance and not under the health insurance. The employer would not pay additional premiums for the double dental coverage, since the County only pays for a single policy for an employee, but if double coverage was allowed under the health insurance policy, the County would pay additional premiums. Brennan noted she looked back to prior history of the health insurance coverage of husbands and wives who both work for the County and found three couples. She referenced a period of time from June 2001 to February 2003 when an employee had family health insurance coverage, and then a spouse was hired and that employee took the free single plan health insurance coverage. Concerning the other two couples, one of each of the couples waived coverage and they took family plan coverage. Brennan has contacted Delta Dental, and they have indicated an employee could have double coverage, but they felt it would be a County policy since we are self-funded. Discussion continued. Sup. Weih was not in favor of allowing double coverage under the health insurance plan. Sup. Boedeker noted at the time of the prior incident of allowing double coverage under the County's health insurance, the County had a self-funded plan, but now we do not. He thought perhaps the Board might have a choice on the dental plan since it is a self-funded plan. Further discussion was held. No decision was made.

Michele Brennan asked for clarification concerning sick leave hours converted to vacation time being subject to the vacation time maximum language in the Employee Handbook. Brennan indicated she has been asked by the Public Health Department whether the converted hours could possibly be added on to an employee's maximum vacation balance. Sup. Moeller felt the issue has been resolved by the Board of Health. Discussion was held. The Board agreed the vacation time maximum language in the Handbook should include sick leave time converted to vacation time.

Michele Brennan asked the Board if they were proceeding with an Employee Assistance Program. Chairperson Weih said the matter would be discussed during the next budget review time.

Discussion was held concerning the proposed Employee Handbook revisions. Some of the revisions pertain to, but are not limited to: an Anti-Harassment Policy, complaint procedures, conflict resolution procedure, Early Retirement Policy, County Attorney workweek, County Attorney evacuation exit, and removal of Conservation Courthouse evacuation language.

Moved by Sup. Boedeker seconded by Sup. Moeller to accept the Employee Handbook revisions, as presented.

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

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of April 26, 2007.

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

Sheriff Wethington met with the Board to discuss hiring to fill an upcoming Correctional Officer vacancy. Chairperson Weih asked Wethington if he has reviewed the staffing for the Jail. Wethington told the Board he is acting on this matter per the recommendation of the Jail Administrator. One employee is off on FMLA time and another will be off on FMLA time in the near future. He indicated that once a new Jail Administrator is hired, he and that individual will evaluate the staffing level of the Jail. Wethington indicated he has not yet spent enough time in the Jail to know for sure what the staff level should be. The Board agreed the Sheriff could hire to fill the Correctional Officer vacancy. In other business, Sheriff Wethington noted West Branch Roofing is patching the roof at the Law Enforcement Center. It is warranty work in the amount of approximately \$5,600. He noted the vehicle used by the Sheriff is now a fully marked County vehicle.

Phil La Rue, Environmental Director briefly met with the Board to update them on a nuisance lawsuit.

General discussion was held.

Connie Fett, CPC Administrator met with the Board to discuss exceptions to the County Management Plan policies concerning income eligibility, medications and adding a service and to give consumer updates. She requested a closed session.

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: Boedeker, Campion, Moeller, Weih  
Absent: Bell

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

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

Moved by Sup. Moeller seconded by Sup. Campion to approve an exception to the reductions in services policy in the County Management Plan for Project #255.

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

Moved by Sup. Campion seconded by Sup. Boedeker to approve an exception to the income eligibility policy in the County Management Plan for Project #Q51.

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

Moved by Sup. Campion seconded by Sup. Boedeker to approve an exception to the medications policy in the County Management Plan for Project #474.

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

The Board acknowledged no decision was made with regard to the following projects: #102, #148, #214, #241, #349, #360, #359, #361, #386, #407, #427, #Q75, #430, #431, #456, #Q57, #Q76, #Q77, #Q80, #Q96 and #X01.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #127118 - #127119 for the period ending 4-21-2007, and to be paid on 5-1-2007, concerning holiday pay for Jody Shields, Clerk, Recorder's Office.

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

It was noted Handwritten Check #338830 dated 4/27/07 was issued to the Cedar County Treasurer in the amount of \$1,406.19, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:12 A.M., to May 3, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 3, 2007 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 a news update from the Iowa Tourism Office dated May 1, 2007.

The Board viewed correspondence from Frank Kelm, Howard R. Green Co., to Auditor Gritton, regarding internal blinds for windows.

The Board viewed an ISAC Update dated April 30, 2007.

The Board viewed a newsletter from the Iowa Tourism Office dated May 2, 2007.

The Board viewed a copy of correspondence to Michele Brennan, Director of Human Resources, from Sylvia Kelley, Field Organizer, Local 893 Iowa United Professionals Sub Local 15, regarding a policy change concerning retiring Union employees.

The Board acknowledged receipt of correspondence from Delbert G. Longley, Chief Jail Inspector, Department of Corrections, regarding an inspection of the County's Jail on 4-18-2007.

The Board acknowledged receipt of a copy of correspondence to Patty Hamann, Veteran Affairs Secretary, from Patrick J. Palmersheim, Executive Director, Iowa Department of Veterans Affairs, regarding approval of funds for the County Grant Program for Veterans.

The Board acknowledged receipt of correspondence from Jim Garwood, regarding the April 26, 2007 meeting of the Cedar County Historical Association.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director, regarding "Tipton Night" with the Cedar Rapids Kernels.

It was noted Chairperson Weih signed a "Continuation of Owners or Producer's Crop Information" form concerning the farm owned by Cedar County, as requested by Michael Moes Jr., which is to be submitted to the Agricultural Service Center.

Connie Fett, CPC Administrator met with the Board to give FY06-07 and FY07-08 Mental Health budget updates and to discuss new funding legislation. Fett reviewed budget information. Discussion was held. Fett reviewed new State legislation concerning funding. Supplemental funding in the amount of \$12 million has been allocated to help counties with shortfalls. If a county is below 15% of their fund balance and levied at their maximum, they will receive a portion of the supplemental funds. Cedar County may possibly receive \$143,000. To receive a portion of the regular funding a county must be under 25% of their fund balance. Also, Fett noted a county can do a one time transfer of dollars from the General Fund to the Mental Health Fund, if the fund balance has a negative balance. The other new legislation concerns residency based authorizations. If we have individuals that reside in another county and request a service, and if we don't have a waiting list for that service, we must pay for the service. Discussion was held.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Warren Wethington, Connie Fett, Charline Thumm, Rob Fangmann, Dan Lett, Cari Gritton, Sue Faith, Patty Hamann, Michele Brennan, Amy Wehde, Carolyn Wood, Julie Tischuk, Gary Jedlicka, Sterling Benz and Phil La Rue. Chairperson Weih noted the Board has tabled discussion concerning an Employee Assistance Program until the next budget review time. Warren Wethington felt the jail inspection went well. He reported the April revenue for the jail was \$42,130. He noted the cost of an inmate meal is \$1.54. Wethington referenced criticism of his department

concerning an incident involving a knife at West Branch, but he noted his department had done what they were told to do by the West Branch Police Chief. He is meeting with West Branch officials today regarding this matter. Wethington would like to have a Supervisor sit in on the Jail Administrator interviews on May 9 & 10. Charline Thumm said Cedar County will be a pilot county for the new boat/snowmobile/ATV renewal machines. Rob Fangmann gave Secondary Road project updates. Discussion was held concerning new funding legislation. Dan Lett noted the Board of Review received training on May 1<sup>st</sup>. To date he has received six appeals. He noted his computer “crashed” this morning. Cari Gritton reported there were precinct worker training certification sessions on the afternoon and evening of May 2<sup>nd</sup>. There are additional sessions scheduled for two other days in May. Gritton told department heads there is an abundance of pre-punched three-hole copy paper in the storage room, which could be used by any department. She noted the proposed budget amendment public hearing might be May 24, if that date is approved by the Board. Gritton asked that department heads move items away from the windows in the upstairs storage room, once the window replacement project starts. Sue Faith reported FEMA officials have been gathering numbers from the ice storm in February. She is putting together a full scale drill for June 21 and she has updated various emergency plans. Patty Hamann noted the Veterans grant funds were approved, and she has been updating Veterans’ files. Michele Brennan reviewed the recently approved Employee Handbook revisions. Amy Wehde noted the Public Health Department received their new vehicle. Discussion was held.

Engineer Fangmann met with the Board to request approval of Utility Permit Applications.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for new lines along 306<sup>th</sup> Street for service to a new business in Rochester Township.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power for new lines along Hwy 30 to Delta Avenue.

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

Phil La Rue, Zoning Director briefly met with the Board to tell them about his discussion with Dan Nevins concerning building a garage. La Rue has denied a request for a permit to build a garage on a site where a pipeline runs through his property.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of April 30, 2007.

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

Auditor Gritton met with the Board to review a proposed FY06-07 budget amendment. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to set May 24, 2007 at 8:00 a.m. as the time to review an amendment for the FY06-07 County Budget.

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

Auditor Gritton met with the Board to open proposals regarding the County Audits for FY06-07, FY07-08 and FY08-09. One proposal was received, opened and read as follows:

Hunt, Kain & Associates	FY06-07	\$19,100
	FY07-08	\$20,300

FY08-09 \$21,700

The proposal was reviewed. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the proposal by Hunt, Kain & Associates for audits for three fiscal years, as presented.

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

Brief general discussion was held with County Attorney Benz.

Frank Kelm and Dan Wall of the Howard R. Green Co. met with the Board to discuss the Courthouse windows replacement project. Auditor Gritton was in attendance. Mr. Kelm presented plans, specifications and notices which were reviewed by the Board. Discussion was held. If needed, parking spaces will be blocked off. The County is to be compensated for the old aluminum frames, or the frames are to be delivered to a designated site. This specification will be addressed with an addendum and discussed with potential contractors at the pre-bid meeting. The project completion date is September 28, 2007, but Kelm indicated that date could change based on the availability of materials, etc. Damages will be assessed after the designated completion date. Sup. Bell pointed out a contradiction in two sections of the specifications concerning the glass warranty. The warranty should be for ten years. The matter will be addressed with an addendum. The Hoard R. Green Co. would have staff available on a fee basis after the bidding phase of the project is complete. The Courthouse Custodian will do the construction observation and review payment applications. Mr. Kelm brought a sample window to show the Board. He showed them samples of frame colors and window tints. The frames will have a 70% concentration of pigmentation, rather than 50%. The Board approved the Notice to Bidders and Notice of Hearing.

Moved by Sup. Bell seconded by Sup. Moeller to approve the plans and specifications with addendums for the windows replacement project.

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

Moved by Sup. Bell seconded by Sup. Boedeker to set May 31, 2007 at 10:00 a.m. as the time for a public hearing on proposed contract documents and estimated cost for the windows replacement project.

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

Moved by Sup. Boedeker seconded by Sup. Bell to approve the color of Pueblo Tan for the window frames and Bronze for the glass tinting.

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

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Claim Checks #338831 - #339054.

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

It was noted Handwritten Check #339055 dated 5/2/07 was issued to Administrative Solutions, Inc. in the amount of \$482.62, concerning a partial self funded billing.

On motion, the Board adjourned at 11:32 A.M., to May 7, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 7, 2007 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 Representative Jeff Kaufmann.

The Board viewed correspondence to Engineer Fangmann, from Repr. Kaufmann, regarding HF335 concerning "Big-A" axle weights and fees.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Iola Ehlers, Dispatcher.

The Board viewed correspondence to Engineer Fangmann, from Larry Coppess regarding his retirement.

The Board acknowledged receipt of correspondence from Frank Kelm of the Howard R. Green Co. regarding an estimate for the Courthouse windows replacement project.

The Board acknowledged receipt of a copy of the minutes of the March 12, 2007 meeting of Volunteer Services of Cedar County.

The Board acknowledged receipt of correspondence from Terry Worby regarding garbage in the ditches.

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

1. Paula Lichtenstein & Kyle Willoughby, West Branch (Contract Buyers) and Gayle VanEst, 1077 305<sup>th</sup> Street, 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 NE ¼, Section 14, T-79N, R-3W, in Iowa Township, consisting of 1.50 acres more or less.
2. Greg & Michelle Thien, 1534 Highway 130, Tipton (Owners) – Requesting a change in zoning from A-1 Agricultural to C-1 Local Commercial for the purpose of operating their travel agency business out of their residence located in Parcel A in the NE ¼ of the NW ¼, Section 3, T-80N, R-2W, in Center East Township, consisting of 4.00 acres more or less.
3. Jon Behrle, Homestead, IA (Contract Buyer) and Dennis & Linda Swenka, 5220 Strawbridge Rd. NE, Iowa City (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 NE ¼ of the NE ¼, Section 7, T-80N, R-3W, in Cass Township, consisting of 2.1 acres more or less of an 11.29 acre lot, described as Lot 2 of Swenka's First Addition Subdivision.
4. Mark & Audrey Graver, 1618 High View Dr., Mt. Vernon (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 a proposed three (3) lot subdivision, Buffalo Ridge Second Addition, on property located in the NW ¼ of the NW ¼ and the SW ¼ of the NW ¼, Section 19, T-82N, R-4W, in Pioneer Township, consisting of 18 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director was in attendance. Others in attendance were: Engineer Fangmann, Jon Behrle, Greg Thien, Michelle Thien, Linda Swenka, Denny Swenka, Darlene Glasgow, Randall Weaver, Dennis Pruess, Helen Smith and Paula Lichtenstein. Mr. La Rue noted there are no written or

verbal objections on file for Petitions #2 - #4. There was one verbal objection on Petition #1.

Petition #1 was addressed. Darlene Glasgow felt there was target practice going on by someone on this property because she has spots on two pickup windshields. She previously expressed concern at a Planning & Zoning Commission meeting about neighbors living in a barn and not wanting anyone to live that way. Chairperson Weih asked if the petitioners were present. La Rue said no. Sup. Moeller inquired about the spots on the windshields. Glasgow stated they are circles, but the glass was not broken. She felt the windshields were shot at from a distance. Glasgow noted the pickups were facing west, and they were in between Atalissa Road and the property in this petition. La Rue felt this would be a matter for the Sheriff's Department. Glasgow expressed a concern for safety, referencing property, family and animals. She noted she objected to the zoning change, so she assumed this was retaliation. Phil La Rue had left the room for a short time and then returned reporting the petitioner would be at the hearing momentarily. Darlene Glasgow left the room.

Petition #2 was addressed. Chairperson Weih asked if there was an existing business in the residence now. Greg Thien said yes. Weih noted the property is zoned Agricultural, so the use doesn't comply with our Comprehensive Plan. He asked if they had plans for expansion. Mr. Thien noted they hopefully will add employees. Weih noted the Board bases their decisions on health, safety and welfare. Paula Lichtenstein entered the room while discussion was in progress. Weih indicated the disposal of waste water needs to be adequate, and he asked if there were plans to address that. Mr. Thien told the Board this is the first time he's seen the information concerning the septic system. Phil La Rue noted the existing system was constructed in 1975 and was designed for four bedrooms at 150 gallons/day/bedroom. Documents indicate there is a 1,200 gallon jet filter chlorinator. There is no drain filter. He has a Jet Home Plant distributor record on file, but has no other information for this system for the last thirty years. La Rue told the Board his department is currently reviewing all of the old jet systems and they are going to require that they begin water testing. If one of these systems is not kept operational they will be brought up to Code or they will resume with a maintenance agreement per the County or State Code. La Rue doesn't know the status of the chlorinator or the bacteria. He referenced Chapter 69 of the sewer regulations. The office sizing for an office of 15 employees is 15 gallons/day. The potential for a four-bedroom home is 600 gallons/day. Six employees would add an additional 90 gallons/day and 13 employees would add 195 gallons/day. The total gallons could potentially be 795 gallons/day. La Rue felt at this time, without additional information, it appears the tank would be of adequate capacity provided it is checked, pumped and maintained, but he again noted there is no drain field after this Jet system, as it was originally designed for residential use only. He felt regulations require that with a jet system the drain field could be 600 square feet, noting they could put in a 24 by 30 square foot sand filter onto the existing system. They would need to determine if a pond liner would be needed around the absorption bed because of a potential high water table due to the soil type in the area. If the system continued to be hooked to the field tile, it would be required to have a National Pollutant Discharge General Permit No. 4 from the State of Iowa for water testing. Moeller asked what was required of Weavers. La Rue noted Randall Weaver elected to use a wetland. Chairperson Weih asked if there were plans to expand the septic system. Mr. Thien noted his original theory was not to fix what isn't broke. He understood there were Code requirements. Thien indicated if the system is not functioning properly, he had no problem fixing it. His second thought was to upgrade to a sand filter if that's what he needed to do. La Rue suggested looking at the system to see what is there, and then determining what is needed for a business/residence. Mr. Thien did not have a problem with having good output from a septic system. He asked if the output could be tested now. La Rue felt that would be the first step, and he noted two other tests would be needed. Discussion continued. It was noted there is a letter from the Department of Transportation indicating the existing access is not designed for simultaneous inbound/outbound traffic, and if any changes are needed to the access, a permit would be required. Chairperson Weih asked if there were any other comments. Randall Weaver doesn't see a problem with this proposed rezoning. He noted there are other Commercial properties in close proximity. Phil La Rue noted these goals were in place in the Comprehensive Plan for 1980-2000. Dennis Pruess felt they'd have to figure

out how many employees are acceptable, and he wondered where they draw the line on what's acceptable as a business entity in the county. Further discussion was held. Sup. Bell felt the business that is there is not a problem if it continues as it has been going and some other issues are taken care of, but he felt if it was zoned Local Commercial and the Thiens moved and another type of business came in there, Mr. Weaver could possibly be unhappy, so he'd be willing to put a condition on the zoning that if another business came in, the zoning would revert back to A-1. La Rue noted the options reviewed by the Planning & Zoning Commission. Chairperson Weih would prefer not to make a change to the Zoning Ordinance to expand the uses under Special Use Permits.

Moved by Sup. Moeller seconded by Sup. Champion to approve the petition by Greg & Michelle Thien, 1534 Highway 130, Tipton (Owners), as defined above, contingent on a Conditional Rezoning Agreement that includes language indicating that when the travel/wedding business is no longer in operation or the number of employees exceeds thirteen the zoning of the property reverts back to A-1 Agricultural and that the sewage disposal system must meet State and County Codes for the potential of thirteen employees, and to waive the second hearing scheduled for May 10, 2007 until such time as the Conditional Zoning Agreement can be reviewed by all parties.

Discussion was held. Chairperson Weih told Mr. & Mrs. Thien that the above motion would allow them to continue their business with six employees. He noted they would need to work with Phil La Rue to make sure their septic system would be in compliance with regulations, and if they quit their business the property reverts back to Agricultural. Bell stated that perhaps he misunderstood the motion. He understood that to get the rezoning, all of the above things needed to be complied with. Chairperson Weih agreed. Phil La Rue thought that if the septic system is not agreed to by the Cedar County Health Department or if they go over thirteen employees, Cedar County could take action to rescind the rezoning. Weih stated that in order for the zoning to be approved, the septic system has to be in compliance. Greg Thien noted he didn't understand what's required for septic systems. Board members noted La Rue would work with him on that. La Rue advised that the septic system would need to comply with both commercial and residential regulations. He noted the system would have to be able to handle a capacity of 795 gallons/day. Weih felt the motion approves the conditional rezoning, requires the septic system to be checked and approved, and the property reverts back to Agricultural if Thiens stop the business or exceed thirteen employees. Sup. Moeller noted the County Attorney would be involved. Sup. Bell thought in the past the Conditional Zoning Agreement has been in front of the Board before approving the rezoning. La Rue agreed. Phil La Rue felt the Board could approve the recommendation, but final approval would be needed later.

Ayes: Weih, Bell, Moeller, Champion, Boedeker

Petition #3 was addressed. Engineer Fangmann noted the driveway needs more dirt and the proper slopes. The Fire Department has given their approval.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Jon Behrle, Homestead, Iowa (Contract Buyer) and Dennis & Linda Swenka, Iowa City (Owners), as defined above, and to waive the second hearing scheduled for May 10, 2007.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

It was noted the petitioners were not present for Petition #4.

Petition #1 was addressed. Chairperson Weih noted Darlene Glasgow was at the hearing earlier and expressed a concern about safety, and she indicated there was firing of weapons and marks on windshields. Ms. Lichtenstein noted there is target shooting out there, but not in Glasgow's vicinity. Moeller's thoughts on Glasgow's comments were, does the Board approve the petition and the harassment goes away, or if the Board doesn't approve the petition, will more harassment come. Bell felt the matter would be an issue for the Sheriff's Department. Lichtenstein indicated she was not aware of any incidents. Sup. Boedeker noted Glasgow indicated the incident happened after the Planning & Zoning meeting. Chairperson Weih wasn't aware of County regulations

concerning the discharge of weapons. Boedeker asked if there are plans for a new house. Lichtenstein said yes. La Rue noted there is 250 feet of separation from the east boundary of the proposed rezoning area and the boundary of the zoned residential area where Glasgows live. Discussion continued. Other residential uses in the area were discussed. La Rue noted he can't control businesses that occur to the south. Lichtenstein indicated she was aware of that. The Atalissa Fire Department has no objections. The existing driveway will be used. La Rue noted the septic limitations are slope related. There is a hog confinement at the end of 305<sup>th</sup> Street.

Moved by Sup. Bell seconded by Sup. Moeller to approve the petition by Paula Lichtenstein and Kyle Willoughby, West Branch (Contract Buyers) and Gayle VanEst, Atalissa (Owner), as defined above, and to waive the second hearing scheduled for May 10, 2007.

Discussion was held. Chairperson Weih noted the petitioners should be aware that the neighbors will be watching them closely. Phil La Rue asked if there was a recommendation for Mrs. Glasgow. Sup. Bell suggested telling her to go to the Sheriff's Department if there is a problem. Weih agreed.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Petition #4 was addressed. The petitioners were still not in attendance. The Board tabled this matter until May 10.

General discussion was held with Phil La Rue. Fred Sander was in attendance.

Fred Sander, Courthouse Security Guard met with the Board to discuss security cameras and equipment. Auditor Gritton was in attendance. Sander told the Board we currently have 13 cameras. Currently we have four monitors and three recording devices (DVR's). One of the DVR's does not work, and there is a camera that doesn't work at the Clerk's Office. The capacity of the DVR's is one week of recording. Sander indicated he has not had a lot of satisfaction dealing with a vendor out of state, so he contacted Radio Communications in Cedar Rapids. They have proposed one 19-inch monitor with one DVR that would allow viewing of 16 cameras. There would be two weeks maximum recording time, and data could be downloaded to a DVD for future reference. The system works on motion detection which would save hard drive space. Sander felt service would be close if they dealt with Radio Communications. He proposed purchasing two new cameras for the east hallways on the first floor, since he has trouble viewing images due to the glare from the sunlight. The new cameras would allow for a clearer picture on the monitor. He would then have the old cameras moved to the area around the hallway to the Judge's chambers. Sander would like to replace the camera that doesn't work, and he would like to purchase an additional camera to monitor the east parking lot. Sup. Bell asked why a camera is needed for the parking lot. Mr. Sander noted squad cars pull up, and he would know when inmates are coming into the building. He also noted there was a car that burned in the parking lot one weekend. The proposal by Radio Communications in the amount of \$4,359.00 also included cabling for the new cameras, labor and a trade-in allowance. Sander presented a second proposal in the amount of \$2,426.22 which included a new monitor, DVR and one new camera. The budget was reviewed.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve option #1 by Radio Communications in the amount of \$4,359.00.

Discussion was held. Sup. Bell felt the purchase was "overkill", wondering where do they stop. Mr. Sander noted the current system was costing money for repairs. Bell was okay with replacing the current equipment.

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

Moved by Sup. Campion seconded by Sup. Boedeker to approve the Board Minutes of May 3, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to review a Utility Permit Application for Liberty Communications for new line along the Cedar-Johnson County Line Road between 300<sup>th</sup> and 310<sup>th</sup> Streets.

Moved by Sup. Campion seconded by Sup. Bell to approve a Utility Permit Application for Liberty Communications, as presented.

Ayes: Boedeker, Moeller, Campion, Boedeker, Weih

General discussion was held with the Engineer.

It was noted Handwritten Check #339056 dated 4/4/07 was issued to the Cedar County Treasurer in the amount of \$2,048.65, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:15 A.M., to May 10, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 10, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed expense and revenue summary reports for the FY06-07 County Budget.

The Board viewed an update from the Iowa Tourism Office dated May 8, 2007.

The Board viewed a draft copy of correspondence to Sylvia Kelley, Local 893 IUP Sub Local 15, from Michele Brennan, Director of Human Resources regarding a retirement policy.

The Board viewed a news update from Representative Jeff Kaufmann.

The Board acknowledged receipt of a copy of correspondence to John Sander, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding administrative approval of a Manure Management Plan.

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

Sheriff's Department

Iola Ehlers, Dispatcher from \$11.90/hr to \$12.62/hr effective 5-1-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of May 7, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

This being the time set for a public hearing to review/consider the following petition: Mark & Audrey Graver, 1618 High View Dr., Mt. Vernon (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 a proposed three (3) lot subdivision, Buffalo Ridge Second Addition, on property located in the NW ¼ of the NW ¼ and the SW ¼ of the NW ¼, Section 19, T-82N, R-4W, in Pioneer Township, consisting of 18 acres more or less.

Chairperson Weih read the legal notice. Mark & Audrey Graver and Engineer Fangmann were in attendance. There were no written or verbal objections on file. The driveway will be to the south off of Adams Avenue. Corn Suitability Ratings are 90 and 73. Weih reviewed the Planning & Zoning Commission minutes and noted concerns expressed by Richard Morio, a property owner on the west property line. The minutes referenced that the Graver's were willing to have a covenant drawn up that a home on that lot would be kept 200 feet from the west property line. Audrey Graver told the Board an attorney is working on the paperwork. Mark Graver noted a house couldn't be built in that 200 feet area. The Fire Department has no objections.

Moved by Sup. Moeller seconded by Sup. Bell to approve the petition by Mark & Audrey Graver, Mt. Vernon (Owners), as defined above.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held concerning an area on the Courthouse lawn where the grass died due to a display that was left on the lawn too long. Chairperson Weih called Rick Rouse, a member of the Tipton Lions Club to discuss the matter and reminded him of item #4 in

the County's policy on free-standing displays on the lawn. The policy states "No display shall remain on the courthouse lawns for more than 30 days."

Moved by Sup. Boedeker seconded by Sup. Bell to approve Payroll Checks #127120 - #127282 for the period ending 5-5-2007 and to be paid on 5-11-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #339057 dated 5/9/07 was issued to Administrative Solutions, Inc. in the amount of \$424.45, concerning a partial self funded billing.

On motion, the Board adjourned at 9:42 A.M., to May 14, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 14, 2007 with the following members present: Boedeker, Campion, Bell and Chairperson Pro Tem Moeller. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated May 11, 2007.

The Board viewed correspondence from Auditor Gritton regarding a payroll change for Tarah Lovell, Clerk.

The Board acknowledged receipt of correspondence from Doug Hoffman, President, Cedar County Farm Bureau inviting them to the Board of Directors' meeting on June 4, 2007.

The Board acknowledged receipt of correspondence from Rick Rouse, Tipton Lion's Christmas Tree Sales Chairperson regarding the late removal of the tree shed from the Courthouse lawn.

The Board acknowledged receipt of correspondence from GSA Campaigns regarding a disaster recovery purchasing program.

The Board acknowledged receipt of correspondence from Andrew Goldschmidt, National Association of Counties regarding a Prescription Drug Discount Card Program.

Representatives of the Secondary Road Union met with the Board to discuss an Early Retirement Policy. Those in attendance were: Sylvia Kelley, Local 893 Iowa United Professionals; Secondary Road employees Brad Gaul, Jim Meyer, Todd Stoolman and Jerry Droll; Engineer Fangmann; Michele Brennan, Director of Human Resources and County Attorney Benz. Ms. Kelley told the Board the Union was informed that the early retirement benefit (payment of health insurance for retirees) was going to be taken away as of July 1. She indicated Todd Stoolman was later told by Michele Brennan that the change only applied to Union employees. Kelley indicated the County believed they could do this based on case law regarding negotiated wages. She felt this situation was different because it was a benefit that Cedar County employees enjoyed for many years and used for planning their retirements. They believe this is discrimination. Kelley felt if the change is to save money, they would save more money if all County employees were affected. She noted the Jailers have indicated they have not been told that this benefit was taken away. It was asked when this change was voted on by the Board, and does it affect all employees. Michele Brennan stated it was discussed in the early planning stages when the Board was initially discussing Union negotiations. County Attorney Benz noted there was a decision to have a separate Handbook for Secondary Road Union employees, and it doesn't have the early retirement language. Todd Stoolman indicated the policy he had came out of a current Handbook. Brad Gaul referenced the early retirement policy as being a benefit to all employees, and he noted he would like to retire at the Rule of 88, but if the health insurance benefit is not there, he would need to reconsider that. Sup. Bell wondered why this was being brought up after the contract was settled. Sylvia Kelley noted they understood that the change applied to all Cedar County employees. She felt the Union was singled out, and she believes it is a violation of Chapter 20. Sup. Boedeker asked if it was a negotiated item. Kelley noted it was not in the contract, and she felt it is a permissive item. Boedeker asked if this matter was brought up at negotiation time. Kelley noted they were informed the benefit was being taken away. She referenced that she felt it was a permissive topic which may be discussed and that they understood it applied to all employees. Todd Stoolman stated there was a letter given to the Union on the first day of negotiations, indicating it would no longer be a benefit for Union members and it was not negotiable. Michele Brennan noted the County has management employees and non-Union employees that don't receive this benefit either. Kelley noted the benefit is only being taken away from Union employees, and it was said that it was being done to save money. Brad Gaul read a petition from Union bargaining members asking that the Board reconsider their decision

to eliminate the health insurance early retirement benefit. Jim Meyer doesn't want to leave employment with Cedar County until age 62, but he would need to consider turning in his resignation in two weeks if the Board's decision remains as is. Meyer stated employees at the Jail have indicated they had no knowledge of this change. Brennan noted the Law Enforcement Center Union's contract did not include this benefit. Jerry Droll stated this benefit has been in effect about twenty years, and he thought it was probably never put into the contract because there was no need to. Sylvia Kelley felt that even though the benefit was not in the contract, it would need to be negotiated with the Union before taking it away. Brennan asked why. Kelley stated because it was a benefit. Sup. Bell felt if she thought that, it would have been brought up during negotiations. Brennan felt they start at ground zero and build on that. Kelley said no, and she referenced a vote taken by the Board on this matter. County Attorney Benz advised there would be no final vote until they were done with bargaining. Jim Meyer wondered if they could negotiate this matter. Attorney Benz referenced the Court of Appeals and an illegal subject of bargaining, and he also noted Chapter 20.9 says this matter shall not be bargained. Sylvia Kelley felt the Court has revisited that, indicating some leniency has been allowed. She felt when both sides agree, it is okay. Benz noted if both sides agreed, there'd have been no one to raise the issue that it's illegal. Kelley thought it was never a problem until they found out the benefit was not taken away from all employees. She noted they are asking the Board to treat everyone the same, and she said no one informed her that this was done because of the Union. Attorney Benz disagreed that this is unlawful discrimination. He noted the benefits and wages of Union and non-Union employees have never been identical, and he advised that you would only treat employees the same if they are similarly situated persons. Sylvia Kelley asked the Board to reconsider their decision, or she indicated they'd possibly file a prohibitive action with PERB (Public Employment Relations Board). Discussion continued. Sup. Moeller asked when the Union knew the benefit change was not for all employees. Sylvia Kelley thought it was around April 26<sup>th</sup> or 28<sup>th</sup>. Todd Stoolman indicated it was after he spoke to Michele Brennan concerning Jim Meyer's possible retirement. Sup. Bell noted the correspondence dated 12-7-06, received by the Union, says all Union members. Jim Meyer relayed his disappointment and told the Board it's the only benefit a long-term employee has. Brennan noted a long-term employee has more vacation time. Jerry Droll felt non-Union employees gained similar benefits due to the Union. Sup. Bell again referenced correspondence given to the Union, and he felt the mistake was Sylvia Kelley's on missing that at the Union negotiations. He said he had wondered why this matter was not brought up during negotiations. Kelley and Droll felt the letter implied that the Board was not willing to negotiate it. Ms. Kelley again noted they thought the benefit change applied to all employees. Bell felt the letter was clear that the change pertained to Union employees. Meyer again asked if this could be negotiated. Bell said he didn't know. Sup. Boedeker noted he made sure the Union members knew about the change up front and that the benefit didn't apply in the contract. Brad Gaul asked the Board to reconsider. Sup. Moeller referenced what was allowed by law. Attorney Benz noted the benefit is not in the contract, but noted the Board could decide as a policy matter to continue this practice. Benz noted at the next negotiation time, they could say it's not part of the contract. He advised it is not a question of renegotiating things. Further discussion was held. Kelley and the Secondary Road employees left the room.

Discussion was held with Benz, Brennan and Fangmann. Sup. Campion didn't like not treating all employees the same. Michele Brennan indicated this issue was talked about at one public meeting. She presented the costs for health insurance at various retirement ages. Sup. Bell felt if the Board didn't take further action, the Union would file a grievance. Attorney Benz noted he has prepared a resolution, and he felt it would be best to adopt a resolution if the Board is discontinuing the retirement practice for Union employees. Bell indicated the formation of the Law Enforcement Center Union was when the Board decided to make things uniform for both Unions. Attorney Benz indicated PERB could possibly make a ruling on this matter. He recalled that Renee Von Bokern had suggested that the Union needed a separate Handbook, and he thought the Union's Handbook did not have the retirement language in it, but that the Board continued the practice of paying health insurance premiums for Union retirees. Engineer Fangmann noted the A6 retirement policy is in an internal department policy manual that is located in all out sheds. He was going to pull the retirement policy on July 1. Benz was unaware that the Engineer had a policy for early retirement. The Board agreed the

County Attorney should research what PERB could rule on, but noted this matter needs to move along quickly.

Moved by Sup. Boedeker seconded by Sup. Campion to approve a new Class B Liquor License for Hunt's Cedar River Campground with outdoor and Sunday sales.

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

Moved by Sup. Campion seconded by Sup. Bell to approve the cancellation of unclaimed fees in the amount of \$42.60, as requested by the Treasurer's Office.

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

Engineer Fangmann met with the Board to review a proposed 28E Agreement between Cedar and Linn Counties concerning County line maintenance. Discussion was held.

Moved by Sup. Bell seconded by Sup. Campion to approve and authorize Chairperson Pro Tem Moeller to sign a 28E Agreement between Cedar and Linn Counties, as presented.

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

Fangmann gave project updates. He noted Jeritt Rouse has returned to work as a seasonal employee and Jerry Droll has submitted his resignation. Brief discussion was held concerning the Early Retirement Policy.

Moved by Sup. Boedeker seconded by Sup. Bell to convene as the Stanwood Drainage District Board.

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

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

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

County Attorney Benz returned to the Board Room to tell them the Secondary Road Union case is not one that PERB could decide under a declaratory order procedure. He has sent for a case ruling. Discussion was held. Benz will do additional research and discuss this matter further with the Board at a later time.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of May 10, 2007.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve Payroll Checks #127283 - #127285 for the period ending 5-5-07 and to be paid on 5-14-2007, concerning a sick leave time lump sum payout to Karolyn Rouse.

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

It was noted Handwritten Check #339058 dated 5/11/07 was issued to the Cedar County Treasurer in the amount of \$728.28, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:12 A.M., to May 17, 2007.

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Cari Gritton, Auditor

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Le Roy Moeller, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 17, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed a Food Safety Newsletter for May 2007 from the Cedar County Environmental & Zoning Department.

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

The Board viewed a RapidRedact Newsletter for May 2007.

The Board viewed caseload reports for May 2007 submitted by the Cedar County Case Managers.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Kevin Knebel as a Temporary Dispatcher.

The Board viewed correspondence from Engineer Fangmann regarding the return of Jeritt Rouse as a seasonal employee.

The Board viewed an update from the Iowa Tourism Office dated May 15, 2007.

The Board viewed correspondence from Jerry Droll to Engineer Fangmann regarding his retirement effective May 29th.

The Board viewed correspondence from the Director of Human Resources, to Auditor's Office regarding vacation time payouts for Karlyn Piatt and Mary Stoskopf, Home Care Aides and retirement payouts to Jerry Droll and Larry Coppess, Secondary Road Department.

The Board acknowledged receipt of correspondence from the Director of Human Resources regarding her office hours during the week of May 14.

The Board acknowledged receipt of a Manure Management Plan Annual Update from Roger Wiese.

The Board acknowledged receipt of a handbook for building officials from the Iowa Architectural Examining Board, the Iowa Engineering and Land Surveying Examining Board and the Iowa Landscape Architectural Examining Board.

The Board acknowledged receipt of a Manure Management Plan from David Meyer.

The Board acknowledged receipt of correspondence from the Iowa State University regarding an OSHA 10 & 30-hour occupational safety & health training session.

The Board acknowledged receipt of a Construction Permit Application for Crock & Sons, Owners: Steve and Denise Crock, Brian Crock and Brad Crock.

The Board acknowledged receipt of correspondence from Amy Wehde, Home Health Supervisor, to Michele Brennan, Director of Human Resources regarding a vacation time payout to Mary Stoskopf and Karlyn Piatt, Home Care Aides.

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding 2007 budgeting.

The Board acknowledged receipt of correspondence from the Environmental and Services Division of the Department of Natural Resources regarding a Construction Permit Application filed by Crock & Sons for a confinement feeding operation.

County Attorney Benz met with the Board to discuss an early retirement policy (payment of health insurance premiums for retirees) concerning bargaining unit employees. Attorney Benz told the Board he reviewed a PERB (Public Employment Relations Board) decision on a case. The case indicates that a change in policy would not be subject to a prohibitive action complaint. The Board reviewed a draft of a resolution concerning the County no longer paying any portion of health insurance premiums for retirees who are bargaining unit employees. Benz noted on July 21, 2005 policies were adopted for Union employees. At the time Benz wrote the resolution for the Board, he wasn't aware there was an early retirement policy in the Engineer's policy book in the Secondary Road out sheds. Benz felt this matter is a policy decision for the Board, and it shouldn't be in a Union contract. He advised this matter is not negotiable, but that doesn't mean the Board couldn't provide the benefit. Sup. Bell noted he spoke to a Secondary Road Union employee that indicated they knew the Board's decision on this matter up front at negotiation time. Sup. Boedeker suggested if they take this benefit from one employee, they should do the same for all County employees. Attorney Benz felt when the Board starts bargaining with other County employees, they could do so. He noted Union employees have a history of having different benefits and wages, and he felt they are not similarly situated to the non-bargaining employees. Benz told the Board if no County employees receive the benefit, then the Secondary Road employees that met with the Board on Monday are no better off. He left the room. Chairperson Weih felt the deciding factor would be whether the County could afford the benefit. Sup. Bell agreed with Benz that the County doesn't have to provide the benefit to Union members, and Bell felt they probably shouldn't have been providing it in the past. Sup. Boedeker was not sure the Board's decision was told to the Union in the right way. Sup. Bell felt it is not the Board's fault, and he felt sorry for the employees, but noted they joined the Union and had a Union representative. Sup. Moeller had a problem with the "non-negotiable" wording in the letter to the Union dated 12-7-2006. Sup. Bell felt the Board decided to go with that wording even though they thought if the subject was brought up, they could discuss it. Members of the Board remembered reviewing/approving the correspondence prior to giving it to the Union. Discussion continued.

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

#### RESOLUTION

Whereas, as shown by Exhibit "A", during the collective bargaining for the contract between Cedar County and its Secondary Roads bargaining unit, the bargaining representative for said unit was informed it was the intent of Cedar County, effective July 1, 2007, to no longer pay any portion of the health insurance premium for retirees who were bargaining unit employees, who retire on or after July 1, 2007, and who continue to participate in Cedar County's group plan.

Now, therefore, it is resolved by the Cedar County Board of Supervisors effective July 1, 2007, Cedar County, Iowa, will no longer pay any portion of the health insurance premium for retirees who were bargaining unit employees, who retire on or after July 1, 2007, and who continue to participate in Cedar County's group plan.

Ayes: Weih, Bell, Campion

Nays: Moeller, Boedeker

Moved by Sup. Moeller seconded by Sup. Campion to approve the Board Minutes of May 14, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Auditor's Office

Tarah Lovell, Clerk, from \$12.10/hr to \$12.60/hr effective 5-22-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve Claims #339059 - #339297.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board noted Handwritten Warrants #339300 to Mastercard and # 339301 to US Cellular dated 5/17/2007 were issued as administrative corrections.

It was noted Handwritten Check #339298 dated 5/16/07 was issued to Administrative Solutions, Inc. in the amount of \$1,193.90, concerning a partial self funded billing.

On motion, the Board adjourned at 9:35 A.M., to May 21, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 21, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated May 18, 2007.

The Board viewed an Action Alert regarding the 5-year PILT and Secure Rural Schools Funding, from the National Association of Counties.

The Board acknowledged receipt of a copy of the minutes of the May 16, 2007 meeting of the Cedar County Planning & Zoning Commission.

Moved by Sup. Boedeker seconded by Sup. Moeller to waive agenda requirements to consider setting public hearing dates to review a Preliminary Plat.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to set June 7 & 11, 2007 at 10:00 a.m. as the time to review/consider the following petition:

Allison & Beau Holub, 993 Cedar Valley Road, Tipton (Owners) – Requesting approval of a Preliminary Plat of Survey for Nebergall's Third Addition, a proposed two (2) lot subdivision on property located in the SW ¼ of the SW ¼, Section 11, T-80N, R-3W, in Center West Township, consisting of 8.21 acres more or less.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held with Mr. La Rue.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of May 17, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to request approval of Utility Permit Applications.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign an emergency Utility Permit Application for the Clarence Telephone Co. to repair and put in new line south of Clarence along Co. Rd 64 (Quincy 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 Liberty Communications for new line along Grandview Drive, West Branch north to 280<sup>th</sup> Street.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann gave project updates.

Moved by Sup. Moeller seconded by Sup. Bell to approve the following new hire:

Sheriff's Department

Kevin Knebel, Temporary Dispatcher at \$11.02/hr effective 5-8-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

At 10:30 a.m., the Board adjourned from regular session to meet as a Canvass Board to canvass votes cast for the City of Tipton Special Election held on May 15, 2007. Present were Supervisors: Weih, Boedeker, Campion, Moeller and Bell. Auditor Gritton was in attendance. Thereupon results were opened and examined with the following results duly entered in the Official Canvass Book and attested to by the Board and the County Auditor.

City of Tipton Public Measure Question- Shall the City of Tipton, in Cedar County, Iowa, enter into a loan agreement and borrow money in an amount not exceeding the amount of \$2,300,000 for the purposes of paying the cost, to that extent, of constructing, furnishing and equipping a new fire station?

Public Measure ---

For the question-----two hundred sixty (260) votes

Against the question-----three hundred twenty-six (326) votes

Thereupon the minutes of this session were reviewed and approved and the Canvass Board reconvened to regular session in the Board Room.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #127286-#127288 concerning vacation time payouts to Karlyn Piatt and Mary Stoskopf, Home Care Aides, for the period ending 5-19-2007 and to be paid on 5-21-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #339299 dated 5/18/07 was issued to the Cedar County Treasurer in the amount of \$601.80, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:35 A.M., to May 24, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:00 A.M., May 24, 2007 with the following members present: Boedeker, Campion, Moeller, and Chairperson Weih. Sup. Bell was absent at the start of the meeting due to a conference with Phil La Rue, Zoning Director

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism office dated May 22, 2007.

The Board acknowledged receipt of Manure Management Plan Updates for Anderson Farms (Kevin Anderson), FOHNE, Inc. (Jean Driscoll) and Dale & Jason Vincent.

The Board acknowledged receipt of a copy of a Prohibited Practice Complaint to the State of Iowa, The Public Employment Relations Board, submitted by Sylvia Kelley on behalf of UE Local 893/IUP (Secondary Road Union).

The Board acknowledged receipt of correspondence from Representative Jeff Kaufmann regarding D.O.T. plans for Highway 30 and I80.

The Board reviewed a draft of a Conditional Rezoning Agreement between the Board and Greg & Michelle Thien.

Sheriff Wethington briefly met with the Board for general discussion.

Mike Boyle, representing the Tipton Lions Club, met with the Board to request approval to place flags on the west side of the Courthouse during holidays and military funerals. They would put 15-inch permanent receivers in the ground, which would be at ground level and capped. Boyle noted the Lions Club requests a \$30 subscription fee per flag, but he indicated it would not be a requirement for the County. The policy on displays was reviewed. Further discussion was held.

Moved by Sup. Moeller seconded by Sup. Boedeker to waive agenda requirements to allow for consideration of the request by the Tipton Lions Club.

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

Moved by Sup. Boedeker seconded by Sup. Campion to allow the Tipton Lions Club to put receptors/flags on both sides of the Courthouse sidewalk running east and west and to authorize the Lions Club to proceed with Iowa One Call.

Discussion was held. Chairperson Weih noted the Board would not yet make a commitment concerning the \$30 fee.

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

This being the time set for a public hearing on a proposed amendment to the current FY06-07 County Budget. Chairperson Weih read the legal notice. Auditor Gritton was in attendance. There were no written or verbal objections on file. The amendment was reviewed. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the amendment to the FY06-07 County Budget, as proposed.

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

The public hearing was closed at 8:15 a.m.

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

APPROPRIATIONS RESOLUTION

BE IT RESOLVED this 24<sup>th</sup> day of May 2007, to change the Appropriation made July 1, 2006 for the following department for Fiscal year 2006-2007.

Auditor – From \$303,818 to \$308,418  
(151,168 Fund 01000; 157,250 Fund 02000)

Medical Examiner – From \$27,000 to \$32,000  
(32,000 Fund 01000)

Human Resource – From \$52,071 to \$54,281  
(41,165 Fund 01000; 13,116 Fund 02000)

Sheriff; Reserve Officer – From \$0 to \$3,077  
(3,077 Fund 27000)

Veterans Affairs – From \$17,270 to \$25,014  
(24,441 Fund 01000; 573 Fund 02000)

Conservation – From \$260,870 to \$302,870  
(237,438 Fund 01000; 20,332 Fund 02000; 3,100 Fund 26000;  
42,000 Fund 30001)

Non-Departmental – From \$3,482,887 to \$3,487,894  
(200,263 Fund 01000; 225,308 Fund 02000; 1,649,941 Fund 11000;  
519,120 Fund 27000; 33,612 Fund 28000; 34,000 Fund  
28001; 517,725 Fund 40000; 307,925 Fund 51200)

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

At 8:16 a.m., Sup. Bell entered the room.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of May 21, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve Payroll Checks #127289 – #127460 for the period ending 5-19-2007 and to be paid on 5-25-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #339302 dated 5/23/07 was issued to Administrative Solutions, Inc. in the amount of \$677.82, concerning a partial self funded billing.

It was noted Handwritten Check #339303 dated 5/25/07 was issued to the Cedar County Treasurer in the amount of \$1,413.93, for a Delta Dental ACH transfer.

Supervisors Moeller and Boedeker departed at 8:20 a.m. to attend a Heartland Insurance Risk Pool meeting.

Engineer Fangmann met with the Board to give project updates. Discussion was also held concerning posting positions, motor graders and a complaint filed by the Union.

General discussion was held.

It was noted the Courthouse would be closed on Monday, May 28, 2007 due to the observance of Memorial Day.

On motion, the Board adjourned at 9:05 A.M., to May 31, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., May 31, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC update dated 5-25-07.

The Board viewed correspondence from Arthur J. Gallagher Risk Management Services, Inc. regarding 2 interns working with the company this summer.

The Board viewed correspondence from ECIA regarding the sale of a vehicle.

The Board viewed an Iowa Legislature update dated 5-25-07.

The Board viewed correspondence from Michele Brennan, Director of Human Resources regarding FISH.

The Board viewed a newsletter from the Iowa Tourism Office.

The Board viewed correspondence from NACo regarding their Annual Conference and Exposition.

The Board viewed correspondence from Michele Brennan, Director of Human Resources, regarding her taking time off.

The Board viewed correspondence from Josh Romney on behalf of Massachusetts Governor Mitt Romney, who is running for the Republican nomination for President. He will be in Cedar County in July or August.

The Board viewed correspondence from Auditor Gritton regarding the West Branch 7<sup>th</sup> grade social studies class touring the Courthouse on 5-31-07.

The Board viewed correspondence from Gene and Nancy Vincent regarding blading on Delta Ave.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Jennifer Tholen as Jail Administrator.

Midge Slater and Joie Welsh, Law Enforcement Center Union representatives met with the Board regarding the early retirement policy. Also in attendance were Carey King, Brenda Johnson, Jill Randolph, Sheriff Wethington, Michele Brennan, Director of Human Resources.

Slater wanted to talk about the cessation of what appeared to them to be an incentive plan or severance benefit that would be part of the retirement package prior to age 65. She was not at bargaining but does handle all CWA's in the public sector of health care and education. They were advised this was not something they needed to bargain because it was already in the handbook, so it was not addressed. In the mean time she has talked to an administrative law judge with PERB, who was unable to clarify if it was illegal or permissive. There are differences in types of subjects of bargaining. Permissive means if the parties agree they can talk about it. Illegal means flat out that it is illegal and that it would most likely mean that it is a retirement issue. That does not mean it can't be provided, it just means it cannot be bargained. Members became concerned when it was determined that bargaining unit members of both unions would be the ones losing this severance benefit. They were concerned also because as being the bargaining agent for CWA they were not advised that a benefit was going to be lost by their bargaining unit. They don't think the notification was correct. They do correspond through email and this was never mentioned.

Michele Brennan, Director of Human Resources, said she had talked with Renae Von Bokern who negotiated this contract for Cedar County. There are some things that are set by law, such as military leave, etc. They are not brought to bargaining. Brennan said it was correct she did not send out notification because it was not an afforded benefit to them once they became union. It was not a negotiated item. They signed an agreement that stated at the top this was complete and final on all issues. She said this was never anything that was given to and then taken away from them as union members.

County Attorney Benz entered the room.

Chairperson Weih asked Slater if they had a copy of the resolution signed 5-17-07, regarding the retirement benefit of paying a portion of health insurance premiums for bargaining unit employees. She did have a copy.

Joie Welsh, CWA 7101 President, said she was at the negotiations and they were led to believe that it could not be negotiated and would not be negotiated because it was in the handbook. She would propose this be left in the handbook because they would be negotiating this fall and it could then be negotiated at that time. They were not afforded the opportunity to negotiate it.

Benz said there were 2 court cases and it was found illegal to bargain retirement health insurance. You can discuss it but you cannot bargain it. Slater said that is correct but it can be provided.

Slater said they would like mutual respect and responsibility between the union and employer. Brennan said she would email her any changes we make to the handbook.

County Attorney Benz and Michele Brennan, Director of Human Resources met with the Board to discuss the Prohibited Practice Complaint by the Secondary Road Unit. Benz said he needed to answer the complaint in writing today. He had drawn up a response and would like the Board's approval. He requested they go into 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, Moeller, Campion, Boedeker, Weih

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

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to have Benz correct paragraph 5 and mail the response.

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

Julie Tischuk, Director of Cedar County Case Management and Leanne Zearley, Office Manager, met with the Board regarding the purchase of a new copy machine. Tischuk said they are having a lot of problems with the present copier. They can buy one from Copy Systems with a maintenance agreement for \$2,288.93. She felt they have room in their budget to purchase this.

Tischuk reviewed the FY07-08 projected cost report. She said they followed the budget closely and they did put the copier in the report. They have an increase in the amount of people they are seeing. They will know exact figures in September.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve FY07-08 Projected Cost Report as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

This being the time set for a public hearing on proposed contract documents (plans, specification and form of contract) and estimated cost for the Courthouse windows replacement project and open sealed bids. Chairperson Weih read the legal notice. Auditor Gritton, Custodian Bob Klemme, Dan Wall and James Robinson were in attendance. There was one bid to open and it was from Robinson Energy Efficient Products, Inc. in the amount of \$95,175.00. There would be a \$500.00 deduction if we would dispose of the old windows. General discussion followed.

Moved by Sup. Bell seconded by Sup. Champion to amend the agenda to approve bid.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the bid of \$95,175.00 from Robinson Energy Efficient Products, Inc.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

Robinson said he would get windows ordered and that will take 8 to 10 weeks. He thought he would be able to start installing new windows in September.

Moved by Sup. Moeller seconded by Sup. Champion to approve the Board Minutes of May 24, 2007.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

Moved by Sup. Champion seconded by Sup. Moeller to approve Claim Checks # 339304 - # 339446.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Champion to pay the Lions Club \$120.00 for the 4 flags to be displayed at different times of the year. The Lions Club will be in charge of setting up taking down and storage.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

It was noted Handwritten Check # 339447 dated 5-30-07 was issued to Administrative Solutions, Inc. in the amount of \$2,697.78, concerning a partial self funded billing.

On motion, the Board adjourned at 11:00 A.M., to June 4, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 4, 2007 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 a report and minutes of the April 24 and May 22, 2007 meetings of the Veteran Affairs Commission, submitted by Patty Hamann, Secretary.

The Board viewed a "Report of Local Administrative Expense" from the Department of Human Services.

The Board viewed an ISAC Update dated June 1, 2007.

The Board acknowledged receipt of correspondence from Carrie Koelker, Eastern Iowa Tourism Association regarding delegates, membership and support.

The Board acknowledged receipt of copies of correspondence to Doug Schroeder (Rose Avenue Pork), Edward Pelzer and Michael Lilienthal, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding administrative approval of Manure Management Plans.

The Board acknowledged receipt of correspondence from Julie Tischuk, Director, Cedar County Case Management regarding the correction of a computation on the Projected Cost Report for FY2007-2008.

Bob Klemme met with the Board to discuss mowing the cemetery on the County Farm. He presented a quote for \$25 per mowing. Klemme wondered what should be done with the flowers and decorations on the graves. Sup. Moeller noted there was discussion about the Township Trustees taking over the cemetery maintenance. Sup. Bell felt the Trustees would need time to budget for this. Sup. Campion stated the cemetery is County property, so they would probably need to seek legal advice.

Moved by Sup. Moeller seconded by Sup. Bell to accept the quote submitted by Bob Klemme to be the caretaker of the cemetery on the County Farm, at \$25.00 per mowing.

Discussion was held. Chairperson Weih asked what the Board would like to have done with the flowers and decorations. The Board agreed Klemme could mow around the items, but then he could remove them after the last mowing. They told him to use his own judgment during the year as to what items still looked nice.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Discussion was held with Bob Klemme regarding skateboarding on Courthouse property. Concerns were expressed about liability issues. Fred Sander, Courthouse Security Guard joined the discussion. The Board agreed skateboarders should be told to leave the Courthouse property.

Bob Klemme told the Board he has had discussion with Daisy Wingert of the Tipton Chamber of Commerce regarding planting flowers along the sidewalk west of the gazebo. In the past, the Chamber has purchased the flowers, and the Custodian has planted them. Klemme would prefer not to plant flowers by the sidewalk. The Board told Klemme he could make this decision.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of May 31, 2007.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Moved by Sup. Bell seconded by Sup. Campion to approve the following new hire:  
Sheriff's Department  
Jennifer Tholen as Jail Administrator at an annual salary of \$31,437.60 effective 6-4-2007.

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

Auditor Gritton met with the Board to tell them that Dwain Ford, the Center Township Clerk, has reported that the Center Township Trustees hired Ron Schott Jr. to cleanup storm debris at the Sand Hill Cemetery. Schott had an accident and has requested that the County pay his health insurance deductible. Auditor Gritton has contacted Judy Funk, Risk Management Solutions of Iowa, Inc. and Beth Long of Alternative Risk Services, LLC to discuss this matter. Long indicated to Gritton that Mr. Schott would be considered a subcontractor, so the County would not be liable. There is a bond and liability coverage for the Trustees. Discussion was held. The Board agreed the Auditor should obtain a written response/opinion from Beth Long and County Attorney Benz concerning this matter relating to subcontractors.

Chairperson Weih reviewed claims for the Solid Waste Commission. Brief discussion was held.

It was noted Handwritten Check #339448 dated 6/1/2007 was issued to the Cedar County Treasurer in the amount of \$1,145.36, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:35 A.M., to June 7, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 7, 2007 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 a Health Fund status report, and Revenue Summary by Fund and Expense Summary by Dept reports concerning the FY06-07 County budget.

The Board viewed an update from the Iowa Tourism Office dated June 5, 2007.

The Board viewed a newsletter from Aerial Services, Inc.

The Board viewed a copy of correspondence to Jane Pauba Dodge, Human Resources Manager, City of West Des Moines, from Attorney William F. Sueppel regarding Senate File 457, which was submitted by Michele Brennan, Director of Human Resources.

The Board viewed June 2007 Iowa Legislature news, submitted by Speaker of the House Pat Murphy.

The Board viewed correspondence from Diane Johnson, Deputy Treasurer, to Treasurer Jedlicka regarding her retirement effective 12-28-07.

The Board acknowledged receipt of correspondence from Tammy Norman, Iowa State Association of Counties regarding "Keep Iowa Beautiful-First Impressions Symposium III".

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources inquiring if the Board would be taking further action after the Law Enforcement Center Union representatives discussion on 5-31-2007.

The Board acknowledged receipt of correspondence from Elizabeth A. Long, Alternative Risk Services, L.L.C. regarding a Sand Hill Cemetery issue.

The Board acknowledged receipt of correspondence from Yejin Jang, National Association of Counties regarding a Revised Clean Water Act (H.R.2421).

The Board acknowledged receipt of a copy of correspondence from Connie Fett, Community Services, to Stephen Trefz, Director, Community Mental Health Center for Mid-Eastern Iowa regarding the block grant amount for FY07-08.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director, regarding Tipton Visioning and city-wide garage sales.

The Board noted correspondence from Rick Fleshin, Director, Cedar County Public Health, to Human Resources regarding a payroll change for Vickie Butterbrodt, Nurse, from \$19.64/hr to \$19.90/hr effective 6-7-2007.

Engineer Fangmann met with the Board to request approval to hire for a Tech I position because of a vacancy in his office due to Jerry Droll's retirement from a Tech II position. Some individuals within the department signed up for the Union position. Fangmann held interviews, but the individuals lacked required qualifications. Chris Wiebel, who is currently a Tech I, is working towards a Tech II certification. Fangmann told the Board he had thought about asking to hire an additional Tech for his office due to changes. There will be additional inspection and sampling requirements on any Federal aid project. The Engineer reviewed duties that were performed by Jerry Droll.

Moved by Sup. Moeller seconded by Sup. Campion to authorize Engineer Fangmann to place an ad to hire for a Tech I position.

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

In other business, Engineer Fangmann asked the Board to approve Utility Permit Applications for work being done due to a box culvert project on County Road F28 between Grant and Harding Avenues.

Moved by Sup. Moeller seconded by Sup. Bell to approve and authorize Chairperson Weih to sign Utility Permit Applications for Iowa Telecom and Eastern Iowa Light & Power, and to waive the fee as recommended by Engineer Fangmann.

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

Engineer Fangmann told the Board the salt prices have increased almost \$1.00/ton so the cost will be \$46.51/ton. He gave project updates and reviewed job postings.

The Board met with department heads to discuss any problems or concerns they might have. Sheriff Wethington reported on the types and number of calls received by the Sheriff's Department. He has hired a Jail Administrator and a Correctional Officer. Auditor Gritton is working on calculating property taxes. Assessor Lett reported there have been appeals on 24 parcels from the assessment rolls that were sent out. He is working on bids for G.I.S. Engineer Fangmann gave project updates. Rick Rouse stated the campgrounds were very busy during the past Memorial Day weekend. Michele Brennan distributed health insurance rate sheets for FY07-08. Phil La Rue noted he's completing work on a hog confinement Construction Permit Application. County Attorney Benz stated he filed an Answer with PERB concerning a prohibitive practice complaint filed by the Secondary Road Union. Rick Fleshin, Director of Cedar County Public Health reported that Iowa has had its first case of West Nile Virus, and there have been 379 cases of Avian flu worldwide of which some have resulted in death. Fleshin indicated he and Sue Faith have coordinated the purchase of pandemic items and a trailer to store them in. Chairperson Weih noted there would be new Courthouse windows installed in September.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of June 4, 2007.

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

The Board reviewed the lease concerning the space on which the Tipton Chamber of Commerce's gazebo is on. Maintenance, rent and electricity were discussed.

Moved by Sup. Bell seconded by Sup. Moeller to appoint Elizabeth Norton as Director and Dennis L. Weih as Alternate to represent the County in the Eastern Iowa Tourism Association for FY08.

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

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a FY07-08 Contract For Specialized Transportation Service By And Between River Bend Transit And Cedar County Board of Supervisors.

Discussion was held.

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

This being the time set for a public hearing to review/consider the following petition: Allison & Beau Holub, 993 Cedar Valley Road, Tipton (Owners) – Requesting approval of a Preliminary Plat of Survey for Nebergall's Third Addition, a proposed two (2) lot

subdivision on property located in the SW ¼ of the SW ¼, Section 11, T-80N, R-3W, in Center West Township, consisting of 8.21 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director; Allison Holub and Richard Kordick, Kordick Surveying & Engineering were in attendance. Mr. La Rue noted there are no written or verbal objections on file. The Planning & Zoning Commission recommended approval of the Preliminary Plat subject to a variance on the degree of slope on the driveway as requested by Richard Kordick. The County Engineer has recommended approval of the variance. They may be able to put in conventional septic systems. Review and discussion were held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the petition by Beau & Allison Holub for a Preliminary Plat of Nebergall's Third Addition as defined above, to adopt and authorize Chairperson Weih to sign the following resolution and to waive the second hearing scheduled for 6-11-07:

#### RESOLUTION APPROVING MAJOR PLAT

WHEREAS, a Preliminary Plat of Nebergall's Third 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 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 7th day of June, A.D., 2007.

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

General discussion was held with Phil La Rue.

Connie Fett, CPC Administrator met with the Board to review a Community Mental Health Center Affiliation form and an Options of Linn County contract for services and to give a consumer update for Consumer #145.

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 FY08 designating the Community Mental Health Center for Mid-Eastern Iowa.

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

Moved by Sup. Moeller seconded by Sup. Campion to approve and authorize Chairperson Weih to sign a FY07-08 Options of Linn County Services Agreement.

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

Connie Fett requested a closed session to give a consumer update.

Moved by Sup. Bell seconded by Sup. Moeller to go into closed session as allowed under Chapter 21.5.1(a), Code of Iowa on June 7, 2007 at 10:30 a.m.

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

Moved by Sup. Bell seconded by Sup. Moeller to return to regular session at 10:40 a.m.

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

Moved by Sup. Bell seconded by Sup. Moeller that funding for Consumer #145 will cease when the consumer is funded by the State of Missouri on or before 6-30-2008 and Fett is authorized to send a letter to the provider, all subject to review/approval by the County Attorney.

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

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #127461 – #127623 for the period ending 6-2-2007 and to be paid on 6-8-07.

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

It was noted Handwritten Check #339449 dated 6/6/07 was issued to Administrative Solutions, Inc. in the amount of \$1,747.80, concerning a partial self funded billing.

On motion, the Board adjourned at 10:45 A.M., to June 11, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 11, 2007 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 May 2007 submitted by the Clerk of the District Court.

The Board viewed a Manure Management Plan for Severin Trust submitted by Brian Severin.

The Board viewed an ISAC Update dated June 8, 2007.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources regarding her work schedule in June.

The Board acknowledged receipt of correspondence from Treasurer Jedlicka regarding the reappointment of Courtenay Villhauer as his representative on the Cedar County Compensation Board. Her term will expire on 6-30-2011.

The Board acknowledged receipt of correspondence and a survey from Ralph Russell, President and CEO, Howard R. Green Company.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association regarding the FY08 proposed slate of officers and the agenda for the meeting on July 11.

The Board acknowledged receipt of copies of correspondence to Kevin Kahl, Doug Hoffman and Dircks Farms, Inc. (Meyer Farmer), from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding approval of Manure Management Plans.

Auditor Gritton met with the Board to request approval of an appropriations resolution. Discussion was held.

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

APPROPRIATIONS RESOLUTION

BE IT RESOLVED this 11<sup>th</sup> day of June 2007, to change the Appropriation made July 1, 2006 for the following department for Fiscal year 2006-2007.

District Court - From \$55,250 to \$55,050  
(Department 53)

Substance Abuse – From \$4,200 to \$4,400  
(Department 54)

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Moeller gave a report on the Seventh Judicial Correctional Services meeting he attended last week. Moeller noted they approved the purchase of real estate for a residential halfway house in Davenport.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of June 7, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board of Supervisors composed a Letter to the Editor in support of Steve Lacina, Executive Director of the Cedar County Economic Development Commission.

The Board reviewed a Construction Permit Application filed by Crock & Sons (Steve and Denise Crock, Brian Crock & Brad Crock) for a confinement feeding operation structure in Section 21 Center East Township. The Type of structure proposed is a 51'2" by 391'0" by 8'0" below ground concrete pit covered by a swine finisher. The animal unit capacity of the proposed operation is 1,920. Phil La Rue, Environmental Director and Steve & Denise Crock were in attendance. Phil La Rue noted there were no written or verbal objections/comments. The Board again reviewed documentation submitted. Phil La Rue has reviewed the application, which includes a Master Matrix, and he has viewed the site of the proposed structure with a representative of the Department of Natural Resources. La Rue stated it appears they have an adequate number of points on the Master Matrix. The Master Matrix prepared by Phil La Rue totals 450. La Rue said it appears the application complies with requirements. Discussion continued. Sup. Bell indicated he has received calls concerning a different operation, but he felt this confinement operation is being done right. Chairperson Weih apologized for the amount of paperwork required for these matters. Denise Crock admitted the process is tough to get through. Chairperson Weih felt the Board supports agriculture.

Moved by Sup. Boedeker seconded by Sup. Moeller that upon review of the Construction Permit Application and Master Matrix filed by Crock & Sons and after a thorough investigation, the Board approves the application and the Master Matrix score of 450.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Connie Fett, CPC Administrator met with the Board to give a consumer update for #145. 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: Bell, Moeller, Campion, Weih, Boedeker

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

Ayes: Bell, Moeller, Campion, Weih, Boedeker

Moved by Sup. Bell seconded by Sup. Moeller to rescind the motion made on 6-7-2007 pertaining to Consumer #145, based on information from the Department of Human Services.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Sheriff Wethington and Jenni Tholen, Jail Administrator briefly met with the Board to introduce Tholen.

Moved by Sup. Moeller seconded by Sup. Campion to approve Payroll Checks #127624 - #127626 for the period ending 6-2-07 and to be paid on 6-11-07 concerning a lump sum payout to Jerry Droll for sick leave and vacation time.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #339450 dated 6/08/2007 was issued to the Cedar County Treasurer in the amount of \$1,288.04, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:45 A.M., to June 14, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson



The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 14, 2007 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 news update from the Iowa Tourism Office dated June 12, 2007.

The Board viewed documentation concerning property tax abatement, property tax credit funding and web search portal exemption from property tax.

The Board viewed correspondence from Michele Brennan, Human Resources, to Midge Slater, Law Enforcement Center Union representative regarding the Board's decision concerning Union employees' retirement health insurance benefits, and they also viewed correspondence from Midge Slater to Michele Brennan regarding a complaint filed with the PER Board.

The Board acknowledged receipt of correspondence from Iowa Watersheds regarding a Spring workshop and tour.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director regarding "Tipton Community Visioning".

The Board acknowledged receipt of a Construction Permit Application for Ray Slach Site #4, Owner-Ray Slach for a confinement operation.

Engineer Fangmann met with the Board to discuss a FY07-08 right-of-way purchase resolution. He presented 2006 and 2007 agricultural sales information. Fangmann recommended using a factor of five. In FY06-07 a factor of four is being used. Discussion was held.

#### RESOLUTION

Moved by Sup. Boedeker seconded by Sup. Campion that the following policy be established for purchase of right-of-way easements for Fiscal Year 2007-2008.

1. Bare land purchased at 5 times the assessed value.
2. Cedar County to replace existing fence.
3. Damages and other items to be considered on an individual basis.

Ayes: Bell, Campion, Boedeker, Weih

Absent: Moeller

Engineer Fangmann gave project updates. Sup. Boedeker reported there was discussion at the Fair Association meeting about the need for rock on the road and driveway on the east side of the fairgrounds. Fangmann noted the road and driveway are private property. The Secondary Road Department uses water from the fairgrounds, but Fangmann noted the County has maintained the road and hauled dirt and sand to them, and there has been a request for guard rail. Fangmann said he would be agreeable to a cost share agreement. The Engineer told the Board he has received a quote in the amount of \$3,500 for a concrete patch on County Road X64. There was a tractor fire on the road and the insurance company has agreed to pay for the patch.

In other business, the Engineer presented a Utility Permit Application for Iowa Network Services to move lines for a box culvert project on 210<sup>th</sup> Street.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Network Services and to waive the fee as recommended by Engineer Fangmann.

Ayes: Bell, Campion, Boedeker, Weih

Absent: Moeller

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of June 11, 2007.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a FY07-08 Services Agreement between Cedar County and Cedar Employment Opportunities.

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

Auditor Gritton briefly met with the Board to present an email that was brought to her attention. Patty Hamann, HIPAA Compliance Officer was in attendance. The email concerned a petition from the Citizens Against Tobacco, which was sent out from the email address of Rick Fleshin at Cedar County. Discussion was held. Hamann noted the statement at the bottom of the email is not a standard confidentiality statement. Chairperson Weih said the Board would address this matter with Mr. Fleshin.

Rick Fleshin, Director of Cedar County Public Health met with the Board to discuss a Pandemic Influenza Response Plan. The Board has reviewed the plan. Fleshin noted they are required to turn in this plan to the State. They will continue to refine the plan and there are drills scheduled in July. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Campion to authorize Chairperson Weih to sign the Pandemic Influenza Response Plan.

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

Chairperson Weih addressed the confidentiality statement at the bottom of an email sent out under the name of Rick Fleshin, Director of Cedar County Public Health. Fleshin was given a copy of the email and a copy of the confidentiality statement used by other departments. Weih felt the statement on Fleshin's email was radical and political. Boedeker felt it was insulting. Rick Fleshin stated he would fix the statement, noting it was his attempt at humor and he was sorry.

Moved by Sup. Boedeker seconded by Sup. Campion to approve Claim Checks #339451 - #339730.

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

It was noted Handwritten Check #339731 dated 6-13-2007 was issued to Administrative Solutions, Inc. in the amount of \$2,293.55, concerning a partial self funded billing.

On motion, the Board adjourned at 10:00 A.M., to June 18, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 18, 2007 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 an ISAC Update dated June 15, 2007.

The Board viewed correspondence to County Treasurers and Auditors, from the Iowa Department of Revenue regarding FY07-08 tax credit funding estimates.

The Board acknowledged receipt of a copy of the minutes of the May 13, 2007 meeting and agenda for the June 22, 2007 meeting of the U.S. Highway 30 Coalition.

The Board acknowledged receipt of correspondence and a copy of a Prohibitive Practice Complaint and hearing consolidation request filed with the Public Employment Relations Board, from Midge Slater, Communications Workers of America.

The Board acknowledged receipt of correspondence from Dennis Ostwinkle, Field Office 6, Department of Natural Resources, to John Black (Broadview Acres/Ward Farm) and Doug Hoffmann regarding the annual submittal date of Manure Management Plans.

The Board acknowledged receipt of correspondence from Richard Leopold, Director, Iowa Department of Natural Resources regarding Groundwater Hazard Statements.

The Board noted correspondence from Rick Rouse, Director, Cedar County Conservation Board regarding a payroll change for Reba Reddick, Naturalist, from \$26,506/annually to \$27,901/annually effective 6-26-2007.

Fred Sander, Security Guard/Bailiff met with the Board for an annual performance review. His self-assessment was reviewed. Discussion was held. The Board completed their assessment concerning Sander's performance. Members asked Sander if there was anything they could assist him with in the performance of his job. Sander noted he would be meeting with the Sheriff and Jail Administrator regarding the consistency on how inmates are handled when brought to the courthouse and while in the Courthouse. Fred indicated he had previously spoken to the Sheriff concerning this matter. The consensus of the Board was that Sander is in charge of security in the Courthouse, that people would need to abide by the rules/policies set by the Board concerning the Courthouse, and if there are not satisfactory results after talking to the Sheriff and Jail Administrator, Sander should return to discuss this matter with the Board.

Discussion was held regarding a payroll change for Fred Sander.

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

Courthouse Security

Fred Sander, from \$11.80/hr to \$12.05/hour effective 6-20-2007.

Ayes: Moeller, Campion, Boedeker, Weih

Absent: Bell

Treasurer Jedlicka met with the Board to discuss hiring to fill an upcoming vacancy in the Treasurer's Office due to the retirement of Diane Johnson at the end of December. Discussion was held. The Treasurer would like to hire an employee to start in November. The Board had no objection to hiring to fill the vacancy.

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

Moved by Sup. Boedeker seconded by Sup. Moeller to go into closed session as allowed under Section 21.5.1(i) Code of Iowa at 9:30 a.m. on June 18, 2007.

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

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

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

The Board acknowledged that no action was taken with regard to the prior closed session.

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 to place two new poles and a 35 amp breaker south of I80 on Yankee Avenue/Co. Rd Y26.

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

Daisy Wingert and Paul Stueland, representing the Tipton Chamber of Commerce, met with the Board to discuss planting flowers along the sidewalk to the gazebo. Bob Klemme, Courthouse Custodian and Patrick Meyer were in attendance. Chairperson Weih felt the Board was not quite sure what agreement the former Custodian had with the Chamber of Commerce concerning the flowers. Bob Klemme said he hadn't been made aware that the planting and maintenance of the flowers were his responsibility. He noted Daisy Wingert contacted him about the flowers, and he wondered who made the decision. Klemme would rather not have the flowers there. Wingert stated Karen Nicely, the former Custodian, had approached her about planting flowers along the sidewalk and gazebo, and the first year Nicely took care of them. The Chamber has always purchased the flowers. The next year Karen Nicely asked if the Chamber could till the area, and she'd plant and take care of the flowers. Weih thought the Board needed to determine if this is in the Custodian's job description. Diana Waltz entered the room while discussion was in progress. Daisy Wingert said she would plant the flowers, and Diana Waltz indicated she would help plant and maintain the flowers. Sup. Boedeker noted there were two Courthouse custodial employees in the past, but now there is only one, so he felt perhaps Klemme may not have time for these duties. The Board had no objections to the Chamber planting the flowers. Weih asked Klemme if he had an objection to watering the flowers sometimes. Klemme said no. The Board agreed Klemme could assist with the maintenance of the flowers, as his time allows. They also agreed that the Chamber did not have to request permission to plant the flowers each year, until such time as a future Board may not want to continue with the above agreement.

Discussion was held concerning hours on a time sheet submitted by a department head. The Auditor has asked for consistency on whether study hours could be allowed to be noted on time sheets. As requested, Auditor Gritton joined the discussion. Discussion continued. The consensus of the Board was that the Auditor should request an agenda of the training sessions from Patty Hamann, Veteran Affairs Secretary and to pay her for the hours on the meeting agenda. Hamann can then meet with the Board if she has an objection.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of June 14, 2007.

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

Discussion was held concerning the sidewalk project along a portion of Cedar Street, and it was noted there is a City of Tipton Council Meeting at 5:30 p.m. this evening to discuss the project.

It was noted Handwritten Check #339732 dated 6/15/07 was issued to the Cedar County Treasurer in the amount of \$1,800.12, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:42 A.M., to June 21, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 21, 2007 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 caseload reports for June 2007 submitted by the Cedar County Case Managers.

The Board viewed a copy of correspondence to the Auditor's Office from Rick Rouse, Director, Conservation Board requesting payment to Mike Dauber for 40 hours of accumulated compensation time.

The Board viewed a Press Release for June 2007 from the East Central Intergovernmental Association regarding new business loans approved.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources regarding sick leave usage and whether to allow cash payouts or conversions to vacation time to Law Enforcement Center employees for 10% of sick leave over the maximum allowed.

The Board acknowledged receipt of correspondence from Roy Buol, City of Dubuque regarding a seminar entitled "Leading The Way To Global Climate Solutions".

The Board acknowledged receipt of correspondence from Auditor Gritton dated 6-20-07 regarding payroll payouts.

Rick Rouse, Director, Cedar County Conservation Board met with the Board to request authorization to apply for a credit card for county business. He would like a card for the ability to charge out of town meeting expenses. Chairperson Weih asked if the Conservation Board approved applying for a credit card. Rouse indicated no. The Conservation Department currently has a Wal-Mart card. Members indicated they want to keep credit card applications to a minimum.

Moved by Sup. Campion seconded by Sup. Moeller to authorize Rick Rouse, Director of the Cedar County Conservation Board to apply for a credit card to be used for County business.

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

Sup. Campion gave a report on the City of Tipton Council meeting he attended on the evening of June 18 at which time discussion was held concerning the downtown sidewalk project and membership in the Cedar County Economic Development Commission.

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

CIGARETTE PERMITS FOR FY2007-2008  
RENEWALS

Atalissa Truck Stop Home Oil  
2086 Atalissa Rd  
Atalissa, IA 52720

JMD Oil Inc  
1957 Garfield Ave  
West Liberty, IA 52776

Mavericks Sports Bar-n-Grill  
1951 Garfield Ave

West Liberty, IA 52776

Schrod's Corner Stop  
2000 Hwy #130  
Bennett, IA 52721

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

Phil La Rue, Zoning Director and Greg & Michelle Thien met with the Board to discuss a Conditional Rezoning Agreement concerning a petition to rezone from A-1 Agricultural to C-1 Local Commercial for the purpose of operating their travel agency business out of their residence in Parcel A in the NE ¼ of the NW 1/4, Section 3, T-80N, R-2W, in Center East Township, consisting of 4.00 acres more or less. A public hearing was held on this matter on May 7, 2007. Chairperson Weih asked if the agreement was satisfactory, and Mr. Thien said yes. Weih felt the agreement covers everything that was previously discussed.

Moved by Sup. Moeller seconded by Sup. Campion to approve and authorize Chairperson Weih to sign a Conditional Rezoning Agreement between the Board of Supervisors and Greg & Michelle Thien, as presented.

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

Moved by Sup. Moeller seconded by Sup. Campion to authorize Chairperson Weih to sign a "Client Authorization to Bind Coverage" and a "Client Confirmation of Schedules and Exposures" concerning the Heartland Insurance Risk Pool FY07-08 renewal.

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

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of June 18, 2007.

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

Recorder Thumm met with the Board to discuss a fee for passport pictures, the ability to keep document recording fee overpayments of \$5 or less and a Groundwater Hazard Reporting System. She would like to charge a fee of \$12.00 for taking passport photos. The applicant would receive four pictures which would allow them to keep two pictures which could be used for replacement of a lost passport. Thumm felt taking the photos in the office would save trips for the passport applicants. Members felt this would be a good service for the public.

Moved by Sup. Boedeker seconded by Sup. Campion to approve a fee of \$12.00 for taking passport photos.

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

Recorder Thumm told the Board Senate File 354 gives her office the ability to keep recording fee overpayments of \$5.00 or less. Individuals have asked her to keep the overpayments in the past, but she could not. An individual can write the Recorder to get the overpayment back, but Thumm felt the request may need to come through the Board of Supervisors so she wanted them to be aware of this.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve of the Recorder keeping recording fee overpayments of \$5.00 or less.

Ayes: Moeller, Campion, Boedeker, Weih

Absent: Bell

Discussion was held regarding a Groundwater Hazard Reporting System. Recorder Thumm noted they can scan in the Groundwater Hazard Statements to a computer rather than mail them.

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

GROUNDWATER HAZARD REPORTING SYSTEM  
RESOLUTION

WHEREAS, Cedar County (County) and the Iowa County Recorders Association (Association) have created a county land record information system in order to provide public access to real estate documents; and

WHEREAS, all Iowa counties are required to process Groundwater Hazard Statements as provided in Iowa Code Section 558.69; and

WHEREAS, Iowa Code Section 558.69 requires the submission of the Groundwater Hazard Statements to the Iowa Department of Natural Resources (Department); and

WHEREAS, the Department has adopted Iowa Administrative Code Chapter 561 IAC 9, which allows the electronic submission of the Groundwater Hazard Statements; and

WHEREAS, the County and the department desire to utilize the county land record information system as a means to provide for more efficient and timely filing of the Groundwater Hazard Statements;

THEREFORE, BE IT RESOLVED that the County acknowledges that the County is responsible for the processing and filing of Groundwater Hazard Statements as provided in Section 558.69 of the Iowa Code and the Chapter 561 IAC 9 of the Iowa Administrative Code. The County requests that in lieu of forwarding a printed version of any affirmative Groundwater Hazard Statement to the Department of Natural Resources, a facsimile or image of the printed version of the Groundwater Hazard Statement shall be stored within the local county land record indexing and imaging system.

BE IT FURTHER RESOLVED that the County agrees to the following terms and conditions.

- a. A facsimile or image of a printed version of all forms required to be submitted to the Department pursuant to 561 IAC 9 shall be stored within the local county land record indexing and imaging system.
- b. The facsimile or image of the form shall be permanently stored in the local county land record indexing and imaging system.
- c. The image shall be legible and shall comply with the document formatting and imaging standards adopted by the Association.
- d. The County and County Recorder shall be members of the Electronic Services System.
- e. The County and County Recorder shall maintain compliance with the operating policies, procedures, and standards adopted by the Electronic Services System including but not limited to policies concerning the timely uploading of information to the statewide county land record information system, a.k.a. Iowa Land Records.
- f. The County Recorder shall index the associated document information and the parties (grantors and grantees) for each Groundwater Hazard Statement. The County Recorder is not required to index property or legal description information for Groundwater Hazard Statements.
- g. The County and County Recorder shall provide 180 days notice prior to reverting to the practice of forwarding a printed version of any affirmative Groundwater Hazard Statement to the Department.

An affirmative response on a Groundwater Hazard Statement means that the Groundwater Hazard Statement indicates a well, underground storage tank, disposal site, or hazardous waste site exists on the property. Pursuant to Iowa Administrative Rule 561 IAC 9.2(3), Groundwater Hazard Statements on which a private burial site is the sole matter disclosed and which do not reveal the existence of a well, disposal site, underground storage tank, or hazardous waste on the property shall not be submitted to the Department.

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

Recorder Thumm noted we will be a pilot county for entering ATV's and snowmobiles on the Electronic Licensing System for Iowa.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the renewal of a Class C Liquor License with Sunday Sales for Maverick's Bar-N-Grill.

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

County Attorney Benz met with the Board to discuss a Prohibited Practice Complaint filed by Communications Workers of America, Local 7101 (Law Enforcement Center bargaining unit). Michele Brennan, Director of Human Resources was in attendance. Attorney Benz presented a proposed Answer in response to the Complaint. In response to the request to consolidate this with the Secondary Road Complaint, Benz advised that they are different, but consolidating would require only one hearing so he recommended not contesting that portion of the Complaint. The Board authorized Attorney Benz to proceed with the Answer, as presented.

Michele Brennan, Director of Human Resources met with the Board to discuss a request to allow compensation time for two employees that took an employee home after a workers compensation incident at the Courthouse on 6-20-07. After discussion, the Board agreed to allow compensation time for the two employees. In other business, Brennan asked the Board how they would like to proceed with the Law Enforcement Center Union employees' sick leave time over the maximum allowed. Ten percent of the time over the maximum allowed can be converted to vacation time or payment can be made for the hours to the employees. The Board agreed the sick leave time should be converted.

General discussion was held.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Payroll Checks #127627 – #127807 for the regular payroll and the Reserve Deputies for the period ending 6-16-2007 and to be paid on 6-22-2007.

Discussion was held.  
Ayes: Moeller, Campion, Boedeker, Weih  
Absent: Bell

Discussion was held concerning a payment to Mike Dauber, Conservation Department for compensation time hours.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #127627 – #127807 for compensation time to Mike Dauber for the period ending 6-16-2007 and to be paid on 6-22-2007.

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

It was noted Handwritten Check #339733 dated 6/20/07 was issued to Administrative Solutions, Inc. in the amount of \$4,153.05, concerning a partial self funded billing.

On motion, the Board adjourned at 11:00 A.M., to June 25, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 25, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated June 22, 2007.

The Board viewed a June 2007 newsletter from Representative Jeff Kaufmann.

The Board acknowledged receipt of correspondence from County Attorney Benz regarding his appointment of Heather Strefling as his representative on the Cedar County Compensation Board.

The Board acknowledged receipt of copies of correspondence from Dennis Ostwinkle, Field Office 6, Department of Natural Resources, to Jeff Salsbery and Brian Severin (Robert Severin Trust) regarding administrative approval of Manure Management Plans.

The Board acknowledged receipt of a copy of correspondence to John Tiedt, Merchants Bonding Company, from Danny J. Wall, Howard R. Green Company regarding a maintenance bond for the Courthouse windows replacement project.

Auditor Gritton met with the Board to review FY07-08 resolutions. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and adopt the following resolution concerning 100% appropriations:

#### APPROPRIATIONS RESOLUTION

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2007, 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, 2007.
- 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 2007-2008 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 2007-2008 budget year.

Section 6. The appropriations authorized pursuant to this Resolution lapse at the close of business June 30, 2008.

The above and foregoing Resolution was adopted by the Board of Supervisors of Cedar County, Iowa, on June 25, 2007, the vote thereon being as follows:

Ayes: Boedeker, Campion, Moeller, Bell, 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>DEBT</u> <u>SERV.</u>	<u>TOTAL</u>
01 SUPERVISOR	193,930	16,742						210,672
02 AUDITOR	146,690	150,175						296,865
03 TREASURER	247,900	52,891						300,791
04 SHERIFF	2,069,899	22,205		203,986				2,296,090
05 RECORDER	152,588	59,825				3,000		215,413
06 CO. ATTORNEY	198,107	54,500						252,607
07 MEDICAL EXAM.	27,000							27,000
08 HUMAN SERV.	25,653							25,653
09-HUMAN RES.	43,309	16,840						60,149
11 COURTHOUSE	302,004	8,895						310,899
13 DATA PROCESSING	129,251							129,251
23 SHERIFF PRIS. R&B	10,000							10,000
24 SHERIFF DRUG FORFEITURE						1,500		1,500
25 CO ATTY DRUG FORFEITURE								0
26 SHERIFF COMM.						20,000		20,000
27-RESERVE OFFICER						3,615		3,615
34 LOCAL HEALTH	532,062	52,793				2,500		587,355
35 HOMEMAKERS	359,947	37,236						397,183
43 RELIEF	52,955	4,167						57,122
46 MENTAL HEALTH			2,260,236					2,260,236
47 CASE MANAGE.			232,609					232,609
48 COMM. SERVICE			94,390					94,390
51 VET. AFFAIRS	19,675	659						20,334
53 DISTRICT COURT	1,000	49,100						50,100
54 SUBS. ABUSE	0	4,200						4,200
66 FAIR 4-H	31,500							31,500
72 CONSERVATION	221,593	21,264				2,800		245,657
73 REAP	23,425	900						24,325
74 SEC. ROAD					5,722,747			5,722,747
78 SANITARY DISP.						495,338		495,338
80 COUNTY LIBRARY				60,000				60,000
81 HISTORICAL SOC.	2,000							2,000
88 ENVIRO. & ZONING	83,367	20,400		57,715				161,482
99 NONDEP.	186,738	229,133		1,656,880		2,123,963	1,486,038	5,682,752
<b>TOTAL</b>	<b>5,060,593</b>	<b>801,925</b>	<b>2,587,235</b>	<b>1,978,581</b>	<b>5,722,747</b>	<b>2,652,716</b>	<b>1,486,038</b>	<b>20,289,835</b>

Moved by Sup. Bell seconded by Sup. Boedeker 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 2007-2008 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, 2007 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, 2007 shall not exceed the sum of \$1,591,975.

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 25, 2007, the vote thereon being as follows:

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

#### TRANSFER RESOLUTION

WHEREAS, it is desired to make transfers during fiscal year 2007-2008, 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, 2007.
- 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, 2008.

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 25, 2007, 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:

#### TRANSFER RESOLUTION

WHEREAS, it is desired to make transfers during the fiscal year 2007-2008, from Local Option Tax Fund to Debt Service Fund to meet the Law Enforcement Center debt obligations;

NOW THEREFORE, be it resolved by the Board of Supervisors of Cedar County, Iowa, as follows:

- 1) A transfer in the amount of \$28,018.75 shall be made from the Local Option Tax Fund to the Debt Service Fund during the month of November 2007.
- 2) A transfer in the amount of \$1,458,018.75 shall be made from the Local Option Tax Fund to the Debt Service Fund during the month of May 2008.

The Auditor is hereby directed to correct her books accordingly and to notify the Treasurer of this operating transfer.

The Board of Supervisors of Cedar County, Iowa, on June 25, 2007, the vote thereon being as follows, adopted the above and foregoing Resolution:

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller 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 Delta Dental to provide a self-funded dental insurance plan for Cedar County, effective July 1, 2007; and

WHEREAS, Delta Dental will provide a statement of claim payments and/or administration to the Cedar County Auditor and/or Human Resource Director each Tuesday via fax for approval and authorization; and

WHEREAS, an Automatic clearing house transfer (ACH) will be requested and withdrawn each Friday following the Tuesday fax to the Cedar County Auditor and/or Human Resource Director; and

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

IT IS HEREBY RESOLVED, the County Auditor is authorized and directed by the Board of Supervisors to execute a county check to the Cedar County Treasurer each week, in the amount of the Delta Dental ACH transfer, as approved by the Cedar County Auditor and/or Human Resource Director. 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. 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 July 1, 2007; and

WHEREAS, Administrative Solutions, Inc. will provide a check register of claims due to providers to the Cedar County Auditor and/or Human Resource Director 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 and/or Human Resources Director. 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: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held concerning a possible transfer of funds to the Conservation Land Acquisition Fund from the Conservation Department's budget. The available amount to transfer is still unknown. The current balance in the fund is \$36,306.99. Auditor Gritton will meet with the Board at their next meeting to discuss this matter.

In other business, Auditor Gritton told the Board the City of West Branch is asking for a Local Option Sales & Services Tax Special Election on September 25, 2007. Rick Fleshin entered the room while discussion was in progress. Any entity where the question originally did not pass would need to participate therefore the small portion of the City of Wilton (six eligible voters) in Cedar County would need to also hold an election. Gritton would like to have the sunset clause language be the same as the other entities. She will discuss this matter further with the Board at their next meeting.

Chairperson Weih told the Board he received a call from Danny Wall of The Howard R. Green Co. requesting permission to write a letter to the bonding company for the windows contractor asking for the correct bonds for the project. Weih gave permission.

Michele Brennan, Director of Human Resources met with the Board to review FY2007-2008 salaries. She noted those salaries that were requested which are above

the 45 cents/hr for non-Union employees and 3% for non-elected department heads approved by the Board of Supervisors. Some of the salaries were agreed to by the Supervisors at budget time and others were set by other governing boards.

Moved by Sup. Moeller seconded by Sup. Campion to approve the following FY2007-2008 salary schedule as set by this Board, other Boards and Department Heads:

<b>Supervisors</b>		<b>Auditor (35 hrs)</b>	
Jon Bell	\$23,548.00	Cari Gritton, Auditor	\$43,014.00
Billy Campion	\$23,548.00	Bev Penningroth, Admin. Assistant	\$34,411.00
Dennis Boedeker	\$23,548.00	Joleen Carpenter, Deputy 80%	\$34,411.00
LeRoy Moeller	\$23,548.00	Jennifer Boedeker, Clerk	\$12.55
Dennis Weih	\$23,548.00	Tarah Lovell, Clerk	\$13.05
<b>Human Resources (35hrs)</b>		<b>Recorder (35 hrs)</b>	
Michele Brennan, Director	\$39,264.00	Charline Thumm, Recorder	\$42,093.00
		Melissa Helmold, 2nd Deputy 80%	\$33,674.00
		Malissa Woolley, 1st Deputy 80%	\$33,674.00
<b>Treasurer (35 hrs)</b>		Jodi Shields, Clerk	\$11.85
Gary Jedlicka, Treasurer	\$42,073.00	<b>County Attorney</b>	
Diane Johnson, 1st Deputy 80%	\$33,658.00	Sterling Benz, County Attorney	\$66,800.00
Deborah Helmold, 2nd Deputy 80%	\$33,658.00	Jeffrey Renander, Assistant 85%	\$56,780.00
Jacqueline Bohlen, 2nd Deputy 75%	\$31,555.00	Paula Mochal (37.5 hrs)	\$16.29
Susan Henderson, 2nd Deputy 75%	\$31,555.00	Michelle Cady (37.5 hr)	\$11.70
Janet Moore, Clerk	\$12.60		
Sandra Delaney, Clerk	\$12.60		
<b>Public Health (40 hrs)</b>		<b>Assessor (37.5 hrs)</b>	
Richard Fleshin, RN, MS, NP, Director	\$51,919.00	Dan Lett, Assessor	\$50,922.00
Stacy Campion, Admin. Assistant	\$12.20	Cynthia Severs, Deputy 79%	\$40,228.00
Karen Johnson, Secretary	\$12.70	Bev Boots, Clerk	\$14.15
Carolyn Wood, Office Manager	\$31,633.00	Jodine Lovell, Clerk	\$13.55
Vickie Butterbrodt, R.N.	\$20.50	Robin Vorwald, Clerk	\$13.55
Mary Dorris, RN	\$18.86		
Leona Kline, RN	\$19.13	<b>Environmental &amp; Zoning (35 hrs)</b>	
Barb Smith, R.N.	\$19.41	Philip La Rue, Director	\$38,000.00
Tonya Weih, RN	\$19.13	Sharon Laucamp, Secretary	\$14.72
Amy Wehde, R.N., Home Health Supervisor	\$43,721.00	Harold "Tod" Swick - PT	\$12.30
Cindy Campion, HCA Admin. Assistant	\$14.20		
Anna Leeper, Homemaker Case Manager	\$10.25	<b>Case Managers (40 hrs)</b>	
Cindy Bailey--PT	\$9.00	Julie Tischuk, Director	\$38,106.00
Jany DeWulf-- PT	\$8.75	Bobbie Conrad	\$15.10
Kellie Mullen-- PT	\$8.75	Jennie Davidson	\$15.51
Karlyn Piatt --PT	\$12.25	Larissa Stern	\$15.10
Misty Rahlf-PT	\$10.25	Leanne Zearley, Office Manager	\$11.30
Mary Stoskopf --PT	\$10.25		
Sandra Sander--PT	\$9.25	<b>Conservation (40 hrs)</b>	
Ginger Tenley--PT	\$8.75	Rick Rouse, Director	\$38,504.00
		Mike Dauber	\$14.75
		Reba Reddick	\$13.83
<b>Relief/Veteran Affairs (35 hrs)</b>		Maureen Krutzfeld, Secretary--PT	\$11.30
Patricia Hamann	\$33,000.00	Harry Denny, PT	\$9.70
		Paul Farrar, PT - temp.	\$9.60
<b>Community Services</b>		<b>Custodians (35 hrs)</b>	
Connie Fett, Director (40 hrs)	\$45,187.00		
Maureen Krutzfeld, Secretary-PT	\$11.75		

		Bob Klemme	\$12.45
<b>Solid Waste</b>	<b>(40 hrs)</b>		
Gary Crock, Manager	\$40,341.00		
Jerry Meier, Operator 80%	\$15.51	<b>Security Officer</b>	<b>(40 hrs)</b>
Merlyn Schocker, Operator 80%	\$15.51	Fred Sander	\$12.50
<b>Sheriff &amp; Jail</b>	<b>(40 hrs)</b>	<b>Secondary Road</b>	<b>(40 hrs)</b>
Warren Wethington, Sheriff	\$53,826.00	Robert Fangmann, Engin. (37.5 hrs.)	\$40.10
Lyle Fitch, Deputy 84%	\$45,214.00	Benjamin Hull, Assistant Eng. (37.5 hrs.)	\$24.27
Matthew Jackson, Deputy 80%	\$43,061.00	Russell Anderson	\$17.30
Jason Johnson, Deputy 84%	\$45,214.00	Scott Anderson	\$17.30
Kevin Knoche, Deputy 84%	\$45,214.00	Jeric Armstrong	\$13.64
Tom McGuinty, Deputy 84%	\$45,214.00	Larry Beck	\$17.30
Rodney Ohrt, Deputy 84%	\$45,214.00	Leighton Becker	\$17.30
Orville Randolph III, Deputy 84%	\$45,214.00	Jeffrey A. Berge (37.5 hrs)	\$20.30
Jeff Smith, Deputy 84%	\$45,214.00	Doug Davis	\$17.30
Austin Sorgenfrey, Deputy 84%	\$45,214.00	Russell Deerberg	\$17.30
Jennifer Tholen, Jail Administrator 60%	\$32,296.00	Daniel Driscoll	\$17.30
Barb Archer, Office Manager (40 hrs) 70%	\$37,678.00	Mike Fletcher	\$17.30
Jill Randolph, Chief Clerk (40 hrs)	\$15.46	Douglas Ford	\$17.65
Tom Reed, Maintenance	\$13.60	Brad Gaul	\$17.30
<b>Correctional Officers</b>	1st Shift	Ted Gaul	\$17.65
Stacy Brown	\$11.94	Larry E. Grace	\$17.30
Cindy Conner	\$13.75	Donald Griffith	\$17.30
Monica Coussens	\$11.41	Michael Gritton	\$17.65
Monique Crabtree	\$13.75	Fred Horstmann	\$19.65
Christine DeFauw	\$13.06	Merlin Laing	\$13.75
Nicholas Eby	\$11.94	Kevin Lewis	\$17.30
Heather Ford	\$12.32	Dennis Lovell	\$20.65
Carey King	\$13.75	Jason MacDonald	\$13.64
Henry Martin Jr.	\$13.75	Ed Mellecker	\$17.65
Gary Meiers	\$13.75	James Meyer	\$17.30
Elisabeth Remetch	\$11.94	Barry Sauer	\$17.30
Brett Samuels	\$12.32	Bonnie Sawyer (37.5 hrs)	\$18.93
James Schroder	\$13.75	Ron Snyder	\$17.30
Lisa Scott	\$13.75	Michael T. Stoolman	\$17.30
Wendy Willits	\$13.75	Daniel Strank	\$16.44
Jeremy Wink	\$13.75	Troy Stutzel	\$17.65
<b>Dispatchers</b>	1st Shift	Mike Thomann	\$17.65
Iola Ehlers	\$13.06	Toby Thurston	\$17.65
Diane Feuss	\$13.75	Brad Wendel	\$17.55
Karis Horstmann	\$11.94	Christine Wiebel (37.5 hrs)	\$19.35
Brenda Johnson	\$13.75	Mike Yerington	\$19.65
Vickie Powers	\$13.75	Jerrit Rouse-Seasonal	\$9.50
Kevin Knebel, Temp.	\$11.41		
		<b>Roadside Superintendent (40 hrs)</b>	
		Rick Christensen	\$17.65

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Phil La Rue, Zoning Director met with the Board to request that they set public hearing dates to review a zoning petition.

Moved by Sup. Boedeker seconded by Sup. Bell to set July 5 & 9, 2007 at 9:30 a.m. as the time to review/consider the following petition:

Brent Chambliss, 1371 King Ave., Tipton (Contract Buyer) & John & Sherrie Falkers, 990 Cedar Valley 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 SW Corner of the N ½ of the NW ¼ of the NE ¼, Section 17, T-80N, R-3W, in Center West Township, consisting of 1.4 acres more or less.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held with Mr. La Rue.

Assistant Engineer Hull met with the Board to review Utility Permit Applications.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Utility Permit Application for Liberty Communications to bury fiber optic and copper cable along Baker Avenue just north of 310<sup>th</sup> Street to a Proctor & Gamble warehouse.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Weih to sign a Utility Permit Application for Liberty Communications to move lines for a bridge project on 300<sup>th</sup> Street and to waive the fee as recommended by Engineer Fangmann.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Assistant Engineer Hull gave project updates.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of June 21, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #339734 dated 6/22/07 was issued to the Cedar County Treasurer in the amount of \$2,399.14, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:10 A.M., to July 28, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., June 28, 2007 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 June 26, 2007.

The Board viewed a June 2007 Geospatial Newsletter from Aerial Services, Inc.

The Board viewed a copy of correspondence and an amendment to a Prohibited Practice Complaint, from Sylvia Kelley, Field Organizer, Local 893 Iowa United Professionals, to the Public Employment Relations Board.

The Board viewed minutes and a "Report of Veteran Affairs" for the month of June 2007, submitted by Patricia Hamann, Secretary.

The Board acknowledged receipt of a copy of the minutes of the June 20, 2007 meeting of the Cedar County Planning & Zoning Commission.

The Board acknowledged receipt of correspondence from Robert Palla, Environmental Services Division, Department of Natural Resources regarding issuance of a permit to Crock & Sons for an expansion of a confinement feeding operation, and the Board's opportunity to demand a hearing to contest the permit.

It was noted Chairperson Weih signed a "Communication With Auditee Officials" dated June 30, 2007.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of June 25, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Judy Funk, Risk Management Solutions of Iowa, Inc. met with the Board to review the FY07-08 Heartland Insurance Risk Pool renewal. Fixed costs to the overall pool are down \$180,000. Funk noted they continue to work on loss control and safety. She reviewed the projected renewal and Cedar County's Workers' Compensation mod factor. The Board asked Funk to check on the Law Enforcement Center employee numbers and the Workers' Compensation figures.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the projected FY2007-2008 Heartland Insurance Risk Pool renewal.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Auditor Gritton met with the Board to discuss a resolution concerning funding property tax credits/exemptions, the transfer of funds to the Conservation Land Acquisition fund and a Local Option Sales & Services Tax Special Election. Gritton noted the State is now funding 100% of the elderly and disabled credits.

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, 2007 through June 30, 2008, 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 - 73%, 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 \$191,000 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, 2007 through June 30, 2008 shall be funded as follows:

Homestead Credit	73%
Disabled Veteran's Homestead Credit	100%
Low-Income, Elderly, Disabled Credit	100%
Military Exemption	100%

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held concerning a transfer of funds from the Conservation Department's budget to the Conservation Land Acquisition Fund. Auditor Gritton noted there is a balance of \$324 in the General Basic Fund and \$1,202 in the General Supplemental Fund for the Conservation Department.

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

#### RESOLUTION

BE IT RESOLVED this 28<sup>th</sup> day of June 2007 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 - \$324.00

From General Supplemental (Conservation Department) to Conservation Land Acquisition Trust Fund - \$1,202.00

Total transfer to Conservation Land Acquisition Trust Fund - \$1,526.00

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.

Discussion was held. Sup. Campion didn't know what the Board could do about this, referencing the resolution adopted in 1995. Sup. Bell felt it is an open-ended plan. Auditor Gritton asked that if a vehicle purchase is in the budget, that department heads don't wait too long to make the purchase because due to the very recent vehicle purchase by the Conservation Department, Judy Funk had to change the insurance renewal. The Board agreed the Auditor could bring that matter to the attention of the department head.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held concerning a Local Option Sales & Services Tax Special Election.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the date of September 25, 2007 for a Local Option Sales & Services Tax Special Election and to set the sunset date for the tax as 6-30-2016.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Tom Clasen, Adult Probation Officer met with the Board to discuss Mediacom placing a high-speed internet access cable through an outside Courthouse wall. Members noted there may be an existing conduit where the Assessor's Office is located which was formerly used by the Sheriff's Office.

Moved by Sup. Campion seconded by Sup. Moeller to approve Medicom using an existing conduit or drilling a hole in the wall for internet access for the Adult Probation Office.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker that new positions approved for the FY07-08 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 FY07-08, 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

Moved by Sup. Moeller seconded by Sup. Campion to approve the following payroll changes:

Secondary Road Department

Toby Thurston from Crew Leader-\$17.65/hr to Maintenance Worker II-\$17.30/hr and Russell Anderson from Maintenance Worker II-\$17.30/hr to Crew Leader-\$17.65/hr, effective 7-2-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Claims #339735 - #339950.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #339951 dated 6/27/07 was issued to Administrative Solutions, Inc. in the amount of \$207.25, concerning a partial self funded billing.

On motion, the Board adjourned at 9:47 A.M., to July 2, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 2, 2007 with the following members present: Boedeker, Campion, Bell and Chairperson Pro Tem Moeller. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated June 29, 2007.

The Board viewed correspondence from Auditor Gritton regarding a payroll change for Jennifer Boedeker, Clerk.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of William (Mike) Hoy for a Correctional Officer position, the appointment of Kevin W. Knoche as Chief Deputy Sheriff and his appointment of Keith Whitlatch as his representative on the Cedar County Compensation Board.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Dircks Farms, Inc. North 200 and East 200.

The Board acknowledged receipt of correspondence from Larry E. Naake, Executive Director, National Association of Counties regarding juvenile detention reform.

The Board acknowledged receipt of copies of correspondence from Dennis Ostiwinkle, Field Office 6, Department of Natural Resources, to Colin Hermiston regarding administrative approval of a Manure Management Plan for Hermiston Farms, Inc., to Richard L. Shumaker regarding confined animal feeding operation construction requirements and to Richard Shumaker regarding administrative approval of a Manure Management Plan for Richard F. Shumaker Farms.

Phil La Rue, Zoning Director met with the Board to request that they set public hearing dates to review a Final Plat for a subdivision.

Moved by Sup. Bell seconded by Sup. Boedeker to set July 19 & 23, 2007 at 9:00 a.m. as the time to review/consider the following petition:

Troy Mente Construction Co., 1117 Stonemill Road, Tipton (Owner) – Requesting approval of a Final Plat of Survey for Cedar Valley Heights, Part 2, a proposed twelve (12) lot subdivision located in the SE ¼ of the NE ¼, Section 16, T-80N, R-3W, in Center West Township, consisting of 26.802 acres more or less.

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

Sheriff Wethington met with the Board to discuss a Chief Deputy appointment and hiring Dispatchers. Michele Brennan, Director of Human Resources was in attendance. Sheriff Wethington presented a "Time Reporting Policy" which was effective on 7-1-2007. Wethington told the Board he has appointed Deputy Kevin Knoche as Chief Deputy. He has hired Mike Hoy for a Correctional Officer position. Deputy Orville Randolph will be going back to working on the road on July 16. Wethington referenced previous discussion and approval to hire an additional Dispatcher. He said the Temporary Dispatcher arrangement has worked well, so he would like to hire a permanent part-time Dispatcher, as well as an additional full-time Dispatcher. They paid approximately \$12,000 for over-time for Dispatchers in FY05-06. Wethington asked for permission to advertise for the two positions. Michele Brennan told the Board that since there is an ongoing need for a part-time Dispatcher, they need to advertise for that position. The Board had no objection to the Sheriff advertising to hire a full-time Dispatcher and a part-time Dispatcher.

In other business, Sheriff Wethington told the Board he has started a new work schedule for the Deputies effective July 1, 2007. They will work ten-hour shifts, and they will

work no more than five days in a row. The Deputies have indicated this schedule should be good for morale. Wethington noted the Deputies' pay period is 28 days (160 hours), and for example when a Deputy uses two vacation days in the first two weeks and then is called in to work unscheduled hours, the Deputy is paid straight time and is not paid overtime because they previously used the two days of vacation time. We do not pay overtime when sick leave or vacation time have been used in a pay period. The Sheriff would like to be able to go back and credit a Deputy's vacation time when they are called in to work. The Board had no objection to that, but they want a written policy concerning this matter.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following payroll change:  
Sheriff's Department  
Deputy Kevin Knoche, from 84%-\$45,214.00/annually to Chief Deputy Sheriff at 85%-\$45,752.00/annually effective 7-1-2007.

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

Assessor Lett met with the Board to tell them the East Central Assessors meeting will be held in Tipton on July 12, and he would like to close his office for an hour so the employees could attend the meeting. The Board had no objection.

The Board reviewed proposed Support and Consulting & Services Agreements with "Solutions", Inc. concerning computer services.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Pro Tem Moeller to sign a Support Agreement and a Consulting & Services Agreement for FY2007-2008 between Cedar County and "Solutions", Inc.

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

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of June 28, 2007.

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

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Pro Tem Moeller to sign a Fourth Quarter Payment Voucher in the amount of \$300 and a FY2006-2007 Final Report concerning State reimbursement for substance abuse funding.

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

It was noted Handwritten Check #339952 dated 6/29/07 was issued to the Cedar County Treasurer in the amount of \$1,747.60, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:00 A.M., to July 5, 2007.

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Cari Gritton, Auditor

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Le Roy Moeller, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 5, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Expense and Revenue Summary Reports concerning the FY06-07 County Budget, submitted by the Auditor's Office.

The Board viewed correspondence from Auditor Gritton regarding the FY07-08 wage of Burt Thumm, Tempoary Part-time Custodian which is \$11.80/hr.

The Board viewed an update from the Iowa Tourism Office dated July 3, 2007.

The Board acknowledged receipt of an investment report, submitted by Treasurer Jedlicka.

The Board acknowledged receipt of correspondence from Susan Drake, Iowa Department of Economic Development regarding the 21<sup>st</sup> Annual Downtown Summit on August 28 & 29, 2007.

The Board acknowledged receipt of correspondence from James Wright of the Safety Training Instruction and Research Center regarding a training and services proposal.

Assessor Lett met with the Board to discuss allowance/disallowance of Homestead Credits and Military Exemptions. He told the Board the reasons why applications were allowed or disallowed. Discussion was held.

Moved by Sup. Moeller seconded by Sup. Bell to allow Assessor Lett to stamp and date the FY07 Homestead Credit and Military Exemption documents that are allowed or disallowed.

Discussion was held.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

In other business, Assessor Lett noted there were 24 assessment appeals reviewed by the Board of Review. Approximately four assessments were lowered and one was raised. Rural appraisals are being done.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Cari Gritton, Charline Thumm, Dan Lett, Julie Tischuk, Connie Fett, Carolyn Wood, Bob Klemme, Patty Hamann, Rick Rouse, Warren Wethington, Ben Hull, Michele Brennan, Sue Faith, Phil La Rue, Sterling Benz, Gary Jedlicka and Amy Wehde. Brent Chambliss was in attendance. Chairperson Weih noted the hiring freeze will continue in FY07-08. He told department heads not to wait until the end of the fiscal year to purchase vehicles. Auditor Gritton noted the reason for not waiting too long to purchase a vehicle is because due to a recent purchase the insurance renewal paperwork had to be totally redone. The Auditor's Office is working on the fiscal year-end process. Recorder Thumm said her office is now taking Passport photos, and they are a pilot county for the Electronic Licensing System for Iowa. Assessor Lett noted the valuations are up. His office will be closed for an hour to an hour and a half on July 12 due to an East Central District meeting that will be held in Tipton. Bob Klemme reported the electrical work is complete for connection of the elevator and heating & cooling equipment to the generator. Patty Hamann said she will be working in a Veterans' booth at the Cedar County Fair next week. She received her National Association of County Veteran Service Organizations certification. Brief discussion was held concerning Veterans' benefits. Sheriff Wethington presented a report concerning calls received, civil papers served, and citation violations written in June, and the FY06-07 out of county inmate billings. He noted a contractor is doing warranty work on the Law Enforcement Center roof. Michele Brennan noted the IPERS rates have changed.

Phil La Rue reported the restaurant license program has been off-line. Gary Jedlicka noted he is on the IPERS Improvement Board which monitors the legislation concerning IPERS. The membership costs \$11/year. Amy Wehde noted the Public Health Office will also have a booth at the Fair, as they have in the past. Chairperson Weih stated the Supervisors will be holding their July 12<sup>th</sup> meeting at the Fair.

Patty Hamann, Veteran Affairs Secretary asked the Board if she could work on Saturday and Sunday at the Fair, for which she would earn compensation time. Members of the Veteran Affairs Commission will be working in the booth at various times. Chairperson Weih told her the Board would discuss the matter.

Discussion was held concerning Hamann's request. The Board agreed she could work four hours on Saturday unless she cannot find anyone else to work in the booth, but they did not want her to work there on Sunday.

This being the time set for a public hearing to review/consider the following petition: Brent Chambliss, 1371 King Ave., Tipton (Contract Buyer) & John & Sherrie Falkers, 990 Cedar Valley 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 SW Corner of the N ½ of the NW ¼ of the NE ¼, Section 17, T-80N, R-3W, in Center West Township, consisting of 1.4 acres more or less.

Chairperson Weih read the legal notice. Those in attendance were: Phil La Rue, Zoning Director; Brent Chambliss and John & Sherrie Falkers. Mr. La Rue noted there are no written or verbal objections on file. It was noted there will be no building permit issued until the driveway permit is completed. Brent Chambliss stated the driveway will be on the west side of the property on the east side of the road while construction is in progress, but that the County Engineer has indicated he would consider locating the driveway on the south side of the property after dirt is moved and the construction is complete. The Corn Suitability Rating is 75.43, but it was noted there is difficulty in farming this parcel efficiently, due to its size and shape.

Moved by Sup. Campion seconded by Sup. Bell to approve the petition by Brent Chambliss (Contract Buyer), Tipton and John & Sherrie Falkers, Tipton (Owners), as defined above and to waive the second hearing scheduled for July 9, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held with Phil La Rue.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign the Agreement between Cedar County and Robinson Energy Efficient Products, Inc. with attached Performance & Maintenance Bond and Payment Bond for the Courthouse windows replacement project for the sum of \$95,175.00.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to authorize Chairperson Weih to sign a Notice To Proceed concerning the Courthouse Windows Replacement project.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of July 2, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Sheriff's Department

Mike Hoy for a Correctional Officer position at \$11.41/hr effective 7-2-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Auditor's Office

Jennifer Boedeker, Clerk from \$12.55/hr to \$13.05/hour effective 7-10-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Bell to approve Payroll Checks #127808 - #127972 for the regular payroll and a lump sum payout to Larry Coppess for vacation time and sick leave, for the period ending 6-30-2007, and to be paid on 7-6-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #339953 dated 7/3/07 was issued to Administrative Solutions, Inc. in the amount of \$2,479.05, concerning a partial self funded billing.

On motion, the Board adjourned at 10:24 A.M., to July 9, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 9, 2007 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 6-30-2007.

The Board viewed correspondence from Rick Rouse, Director, Cedar County Conservation Board regarding his resignation.

The Board viewed an ISAC Update dated July 6, 2007.

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

The Board viewed correspondence to a provider, from Connie Fett, CPC Administrator regarding funding for Project #145.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources regarding compensation time payouts to Transfer Station employees for FY2006-2007.

Discussion was held about power washing around the areas where the new windows will be put in. Some members were concerned about the mortar/tuckpointing coming out due to the power washing. Sup. Bell noted they would need to power wash only the concrete areas. The Board agreed to try power washing to see how it works and to rent a lift. Bob Klemme, Courthouse Custodian later met with the Board to tell them the costs for renting a power washer. He will have one here on July 16 to try, and the Board will be able to see how it works.

Phil La Rue, Environmental & Zoning Director met with the Board to review a Construction Permit Application filed on June 13, 2007 by Ray Slach concerning a hog confinement feeding operation. Ray Slach was in attendance. Others in the room were: Garry O'Leary, Jerry Clark and Ben Ward. The Board noted no comments were filed concerning the application. A notice was published regarding the Application, and the deadline for filing comments was July 5, 2007. Mr. La Rue felt there were no problems with this Permit Application and that the site evaluation was favorable. The Board had no comments concerning the application, and the Board agreed that they recommended approval.

The Board reviewed a Memorandum of Understanding MOU-2008-CO16 Between the Iowa Department of Public Health and Cedar County Board of Supervisors concerning FY07-08 State substance abuse funding.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign the Memorandum of Understanding with the Iowa Department of Public Health, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Ron Baker telephoned and spoke to Chairperson Weih about obtaining a fireworks permit. Chairperson Weih informed Mr. Baker the Board of Supervisors no longer issues those permits.

Engineer Fangmann met with the Board to discuss a project to resurface King Avenue in Deerview Subdivision with resident contributions, a petition to classify Yankee Avenue from 220<sup>th</sup> Street to 230<sup>th</sup> Street as Area Service "C" maintenance and a payroll change for Assistant Engineer Ben Hull.

Discussion was held concerning a resurfacing project in Deerview Subdivision. Those in attendance were: Garry O'Leary, Jerry Clark, Ben Ward, Melissa Gilliam and Jay Ballenger. Engineer Fangmann noted he was contacted by Mr. Ballenger about this road. The Secondary Road Department has been spot patching this segment of road. There has been a lot of activity in the subdivision in recent months with construction equipment using the road. Fangmann felt Mr. Ballenger seemed to be agreeable to a cost-share on the project. The Engineer obtained a quote from Kluesner Construction in the amount of \$33,894 for 26,480 square feet, which the Engineer felt was reasonable. There are six residences in the subdivision. Eight of the thirteen lots have been sold (Gilliams purchased three lots). Sup. Moeller wondered if others would contribute when lots were purchased. Mr. Ballenger indicated there would be an assessment over a five year period. Engineer Fangmann proposed a 90%-County and 10%-Association contribution, which is how the County participated on Fair Ridge Circle. Sup. Moeller noted the County stopped taking in subdivision roads into our road system five or six years ago. Sup. Bell wondered if the 10% contribution would be divided among the six residences. Jerry Clark suggested dividing it between the number of lots in the subdivision, but stated he had no intention of putting forth any money for this project anyway. Sup. Campion wondered if there would be other equipment using the road for construction on the other lots. Garry O'Leary wondered why he should pay for the road. Melissa Gilliam felt the road needs to be improved, but she felt the road would be torn up again. It was noted the original road was built in 1981. Jerry Clark indicated they pay taxes to be on a hard-surfaced road. Gilliam noted the Assessor told her she paid higher property taxes because their property is on a hard-surfaced road. Engineer Fangmann noted the County is not in the Association business. He obtained a quote, and if they obtain a contribution, the County can go forward with the project. Fangmann agreed there is a difference in tax dollars if you are on a hard-surfaced road, but he noted only 5% comes to his department. Further discussion was held. Supervisors made suggestions such as limiting the time construction equipment can use the road in the Spring and converting the road surface to road millings or gravel. Engineer Fangmann felt the proposed resurfacing project would have a better road base. Chairperson Weih reviewed the Engineer's recommendation and other options, and he felt the road is basically used by the residents of the subdivision.

Moved by Sup. Bell seconded by Sup. Moeller to go ahead with the resurfacing project on King Avenue in Deerview Subdivision if the 10% contribution is received up front.

Discussion was held. Engineer Fangmann noted the quote is good for 60 days from June 25. Chairperson Weih reminded the residents they might not like the other option, for the money, as well as the one proposed. There was discussion concerning the possibility of new homes in the future in this subdivision, maintenance of the road, possibly embargoing the road and notification of meetings concerning the road. Ben Ward felt they need to get the road paved. Jerry Clark felt something needed to be done with the road in five years. Garry O'Leary noted the Association has not had a meeting in five years. Mr. Ballenger indicated he would write the check for the project contribution.

Ayes: Boedeker, Moeller, Bell, Weih

Nay: Campion

Engineer Fangmann told the Board he received a petition concerning Area Service "C" road maintenance on a portion of Yankee Avenue. One adjoining landowner did not sign the petition. Fangmann requested that the Board set a public hearing date to consider this matter.

Moved by Sup. Boedeker seconded by Sup. Moeller to set July 23, 2007 at 9:30 a.m. to consider Area Service "C" road maintenance on Yankee Avenue from 220<sup>th</sup> Street to 230<sup>th</sup> Street.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann told the Board that Assistant County Engineer Ben Hull passed the Professional Engineering exam. He reminded the Board they had talked at budget review

time about the possibility of a \$5,000 salary increase for Hull if he passed the exam. Fangmann told the Board Ben Hull is a valuable employee and wants to stay here. He reviewed the salaries of other Assistant County Engineers. The \$5,000 increase is included in the FY07-08 budget. Fangmann reminded the Board the market is tight for vacancies in County Engineer Offices.

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

Engineer's Office

Ben Hull, Assistant County Engineer, from \$47,500 to \$52,500 annually effective 7-9-2007, due to receiving a Professional Engineer certification.

Ayes: Campion, Moeller, Bell, Weih

Nay: Boedeker

General discussion was held.

Carolyn Wood, Office Manager, Cedar County Public Health met with the Board to review the proposed Empowerment FY2007-2008 Fiscal Agent Agreement and Compliance Assurances. The amount of State funds for School Ready Children Services is \$235,119 and the Federal funds for the Early Childhood Program is \$22,086. Discussion was held concerning the possibility of using a portion of the funds for administration by the Auditor's Office.

Moved by Sup. Moeller seconded by Sup. Campion to authorize Chairperson Weih to sign the FY2007-2008 Fiscal Agent Agreement and Compliance Assurances.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of July 5, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil La Rue, Zoning Director met with the Board to review/consider the following:  
Stout's First Addition, a Minor Subdivision

Location: A portion of the NW ¼ NE ¼, NE ¼ NE ¼ and the SE ¼ NE ¼  
Section 22 T80N R4W 74.17 acres more or less in Gower Twp

Owners: Blanche E. Stout Estate, and Bret F. Stout and Lois M. Nelson

Petitioner/Executors: Robert Stout and Joyce Zaruba

Those in attendance were: John & Joyce Zaruba, Gary Stout and Engineer Fangmann. Mr. La Rue noted there are some corrections on the plat concerning the area on the legal description and the acreage number. The Recorder has a question on the mortgage documentation which will be addressed by Attorney Beine. Phil La Rue advised that everything is in order for this subdivision. There is a fence agreement. Further discussion was held concerning the lots and the entrances.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Robert Stout and Joyce Zaruba and to approve and adopt the following resolution:

**RESOLUTION APPROVING MINOR PLAT**

WHEREAS, a Final Plat of Stout'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 Stout'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 9th day of July, A.D., 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held with Phil La Rue.

Engineer Fangmann met with the Board to request approval of Utility Permit Applications for Iowa Telecom for work on 230<sup>th</sup> Street in Section 12 of Inland Township. He noted one of the permits is for work to be done in conjunction with a box culvert project so he recommended waiving the fee for that permit. The other permit is for work on an existing line.

Moved by Sup. Moeller seconded by Sup. Campion to approve and authorize Chairperson Weih to sign both of the Utility Permit Applications for Iowa Telecom and to waive the fee on one of the permits, as recommended by Engineer Fangmann.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

County Attorney Benz met with the Board to discuss Prohibited Practice Complaints filed by the Secondary Road and Law Enforcement Center bargaining units. Michele Brennan, Director of Human Resources and Engineer Fangmann were in attendance. Attorney 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 to discuss strategy with counsel at 10:45 a.m. on 7-9-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Bell to authorize County Attorney Benz to proceed with the defense of the two Prohibited Practice Complaints.

Ayes: Campion, Moeller, Bell, Weih

Nay: Boedeker

It was noted Handwritten Check #339954 dated 7/6/2007 was issued to the Cedar County Treasurer in the amount of \$2,135.69, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:20 A.M., to July 12, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 12, 2007 at the 4-H Building at the Cedar County Fairgrounds with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board viewed an update from the Iowa Tourism Office dated July 10, 2007.

The Board viewed a "County Recorder's Report of Fees Collected" for the quarter ending 6-30-2007.

The Board viewed copies of the minutes of the May 14 & July 9, 2007 meetings of the Cedar County Conservation Board.

The Board viewed a report of the camping fees revenue for FY06-07, submitted by the Cedar County Conservation Board.

The Board viewed correspondence from the National Association of Counties regarding Presidential events in Iowa.

The Board viewed a document from Midge Slater, Communications Workers of America regarding an amendment to Prohibited Practice Complaint part 2, which is before the Public Employment Relations Board.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Broadview Acres, submitted by John Black.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources regarding heat stress.

The Board acknowledged receipt of a copy of the minutes of the May 14, 2007 meeting of Volunteer Services of Cedar County.

The Board acknowledged receipt of a document from Michele Brennan, Director of Human Resources entitled "Today I Will Make a Difference".

Sheriff Wethington briefly met with the Board for general discussion.

Rick Rouse, Director, Cedar County Conservation Board met with the Board to request their approval to hire to fill an upcoming Park Ranger vacancy. He noted Michele Brennan, Director of Human Resources told him it was not a problem to promote someone within the department for the Director position. Rouse has accepted a position with Scott County. The Conservation Board has appointed Mike Dauber to the Director position which will be effective at the end of July. Sup. Moeller wondered what qualifications are needed for the Park Ranger position. Rick Rouse said a two-year degree related to the Conservation field. He indicated people have expressed interest in the position. There is a wage scale in place. The Board had no objection to hiring to fill the position. They wished Rick Rouse good luck in his new position.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the cancellation of unclaimed fees in the amount of \$109.23, as submitted by the Auditor's Office.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of July 9, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Supervisors visited with individuals at the Fair.

General discussion was held.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Claim Checks #339957 - #340179.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #339955 dated 7/11/07 was issued to Administrative Solutions, Inc. in the amount of \$2,651.14, concerning a partial self funded billing.

On motion, the Board adjourned at 9:54 A.M., to July 16, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 16, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Legislative news for July 2007, submitted by Speaker of the House Pat Murphy.

The Board acknowledged receipt of correspondence from Julie Tischuk, Director, Case Management notifying them of the days she will be out of the office in July.

The Board acknowledged receipt of correspondence from the Safety Coordinators regarding mandatory safety training in October.

The Board acknowledged receipt of copies of correspondence from Dennis Ostwinkle, Field Office 6, Department of Natural Resources, to Todd Mente, Denny Hansen, Del De Wulf and Allen Wiese, regarding annual submittal dates of Manure Management Plans.

Auditor Gritton met with the Board to tell them that two people have inquired about obtaining County ID cards. These cards were issued by the Treasurer's Department, but due to a new Department Of Transportation computer program, they are currently unable to issue the ID cards. It is anticipated they will again have that capability in the future. Discussion was held. The Board agreed employees would need to wait until the D.O.T. has the ability to issue the cards, and if there any questions, employees could speak to the Board.

Engineer Fangmann met with the Board to tell them the postings are in for the Excavator position. He gave project updates.

General discussion was held.

Sup. Boedeker left the meeting at 8:55 a.m.

The Board went outside to meet with Bob Klemme, Custodian. He is testing a power washer on the outside of the Courthouse. Members returned to the Board Room. Bob Klemme met with them. Discussion was held concerning whether to proceed with the power washing, to hire an outside contractor or to rent a lift so the Custodian can do the power washing. Klemme said he didn't mind doing the washing. The consensus of the Board was that Klemme should research the cost of a lift and then return to the Board for further discussion.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of July 12, 2007.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Discussion was held concerning a fee for the Auditor's Office for administration of the Empowerment funds. The Board decided not to charge a fee for this fiscal year.

Moved by Sup. Bell seconded by Sup. Moeller to approve the cancellation of unclaimed fees in the amount of \$21.00, as submitted by the Treasurer's Office.

Ayes: Campion, Moeller, Bell, Weih

Absent: Boedeker

It was noted Handwritten Check #339956 dated 7/13/097 was issued to the Cedar County Treasurer in the amount of \$1,017.40, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:42 A.M., to July 19, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 19, 2007 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 "Report of Local Administrative Expense" for the quarter ending 6-30-2007 submitted by the Department of Human Services.

The Board viewed correspondence from County Attorney Benz regarding his appointment of Lee W. Beine to the Cedar County Civil Service Commission effective 8-16-2007.

The Board viewed an update from the Iowa Tourism Office dated July 17, 2007.

The Board viewed caseload reports for July 2007, submitted by the Cedar County Case Managers.

The Board acknowledged receipt of correspondence from Brian Opiekun regarding "Iowa Citizens' Summit on Childhood Obesity" scheduled for 8-25-2007.

The Board acknowledged receipt of a Manure Management Plan annual update from Lee Crock.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources regarding her vacation/work hours during the week of July 23.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources regarding a tentative hearing date concerning the Prohibited Practice Complaints filed by the Secondary Road and Law Enforcement Center bargaining units.

The Board noted correspondence from Rick Fleshin, Director, Cedar County Public Health regarding a payroll change for Tonya Weih, Nurse, because she obtained a Bachelor of Science in Nursing degree, from \$19.13/hr to \$19.41/hr, effective 7-2-2007.

Engineer Fangmann met with the Board to review plans for a box culvert project on 210<sup>th</sup> Street west of Tipton. Only Farm to Market funds will be used for this project. The bid letting for this project will be in October, at which time Cedar County will have adequate Farm to Market funds for the project. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the plans for box culvert project #FM-C016(63)—55-16 on 210<sup>th</sup> Street in Section 31 of Center West Township.

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Weih

Absent: Bell

Engineer Fangmann reviewed position postings and gave project updates.

Phil La Rue, Zoning Director met with the Board to request that they set public hearing dates to review zoning petitions. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to set August 2 & 6 at 9:30 a.m. as the time to review/consider the following petitions:

1. Edgewood Land Company, 143 Buckeye Road, West Branch (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 a proposed eight (8) lot subdivision on property located in the SW ¼ of the NW ¼ and the SE ¼ of the NW ¼, Section 8, T-80N, R-4W, in Gower Township, consisting of 21.05 acres more or less.

2. Brian Grunder, 1304 5<sup>th</sup> Street, Durant (Contract Buyer) and Robert Glenney, 1860 Spicer Avenue, Wilton (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 NE ¼ of the NE ¼. Section 12, T-79N, R-2W, in Sugar Creek Township. Said petition is to rezone 2.00 acres of a proposed 5.00 acre tract.

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

This being the time set for a public hearing to review/consider the following petition: Troy Mente Construction Co., 1117 Stonemill Road, Tipton (Owner) – Requesting approval of a Final Plat of Survey for Cedar Valley Heights, Part 2, a proposed twelve (12) lot subdivision located in the SE ¼ of the NE ¼, Section 16, T-80N, R-3W, in Center West Township, consisting of 26.802 acres more or less.

Phil La Rue, Zoning Director, Troy Mente, Attorney Lee Beine and Engineer Fangmann were in attendance. Chairperson Weih read the legal notice. Phil La Rue noted there are no written or verbal objections on file. He advised that everything appears to be correct. The two wells are in place, and they are working on the road. Access has been secured for Lot 16. Sup. Moeller referenced a private roadway easement. Engineer Fangmann indicated that the roadway is 66 feet wide. The covenants address how that road is taken care of and who pays the property taxes. The association will own the road. Sup. Boedeker inquired about access to the lots on Ivory Avenue. It was noted the homes along Ivory Avenue are complete. Further discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the petition by Troy Mente Construction Co. for the Final Plat of Survey for Cedar Valley Heights, Part 2 as defined above, to adopt the following resolution and to waive the second hearing scheduled for 7-23-07:

#### RESOLUTION APPROVING FINAL MAJOR PLAT

WHEREAS, a Final Plat of Cedar Valley Heights, Part 2, a Subdivision in Cedar County, Iowa, has been filed with the Cedar County Zoning Department and approval granted for the Preliminary Plat by the Cedar County Planning and Zoning Commission, and said Final Plat 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 Final Plat of the said Cedar Valley Heights, Part 2, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 19th day of July, A.D., 2007.

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

Sheriff Wethington met with the Board regarding proposed Employee Handbook revisions concerning crediting Deputies' vacation time balances for vacation time used prior to being called in to work unscheduled hours in the same pay period, the Deputy Sheriffs' workweek and prior approval of overtime worked. Michele Brennan, Director of Human Resources was in attendance. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Employee Handbook revisions as presented.

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

Assessor Lett briefly met with the Board to let them know he has received bids for Geographic Information Systems and that a Conference Board meeting will be scheduled concerning the G.I.S. presentations.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of July 16, 2007.

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

Moved by Sup. Moeller seconded by Sup. Campion to approve the Semi-Annual Settlement of the Board of Supervisors and the Semi-Annual Report of the County Treasurer, for the period of January 1, 2007 – June 30, 2007, inclusive, and place the same on file.

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

Moved By Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #127973 – #128147 for the period ending 7-14-2007 and to be paid on 7-20-2007.

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

It was noted Handwritten Check #340180 dated 7/18/2007 was issued to Administrative Solutions, Inc. in the amount of \$1,480.05, concerning a partial self funded billing.

On motion, the Board adjourned at 10:10 A.M., to July 23, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 23, 2007 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 July 18, 2007 meeting of the Cedar County Planning & Zoning Commission.

The Board viewed an ISAC Update dated July 20, 2007.

The Board viewed correspondence from Sheriff Wethington regarding a payroll change for Karis Horstmann, Dispatcher.

The Board viewed a July 2007 newsletter from Representative Jeff Kaufmann.

The Board viewed a FY2006-2007 Cedar County Annual Financial Report, submitted by Auditor Gritton.

The Board acknowledged receipt of correspondence from Roy Buol, City of Dubuque regarding a "Growing Sustainable Communities" conference on September 26.

The Board acknowledged receipt of correspondence from David A. McCarron, M.D., Shaping America's Youth and Michael Jensen, M.D., Shaping America's Health: Association for Weight Management and Obesity Prevention regarding an invitation to join citizens in Des Moines on August 25, 2007 for an event concerning obesity.

The Board acknowledged receipt of correspondence from Michele Brennan, Director of Human Resources regarding the date for a hearing concerning Prohibited Practice Complaints filed by the bargaining units and a request by County Attorney Benz to have Renee Von Bokern, Union consultant, attend the hearing.

The Board acknowledged receipt of a copy of correspondence from Wayne Farrand, Environmental Services Division, Department of Natural Resources, to Steve Crock & Sons regarding the issuance of a construction permit for a swine confinement feeding operation.

The Board acknowledged receipt of correspondence from Gary L. Ray, President, Ray and Associates, Inc. regarding their labor relations services.

The Board acknowledged receipt of correspondence from Jeffrey Heil, Vice President Public Finance, Ruan Securities regarding new legislation concerning allowing counties to issue general obligation bonds for bridges, roads and culverts.

Connie Fett, CPC Administrator met with the Board to review a Contract For Specialized Transportation Service By and Between River Bend Transit and Cedar County Community Services and to give consumer updates.

The transportation contract was reviewed. County Attorney Benz has reviewed the contract. Revisions were made. One of the revisions pertained to the County being able to amend the contract if there is a change in revenue and the County's costs increase.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the FY07-08 contract with River Bend Transit for specialized transportation service.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

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

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Connie Fett gave an update on Cedar Employment Opportunities, as requested. She indicated C.E.O. received an HCBS Waiver provider certification, but they haven't implemented the program. The attendance of some consumers is down to three days/week. Fett indicated C.E.O. would not get a rate increase until they comply. Sup. Boedeker inquired about the Mental Health ending fund balance. Fett noted the balance is below 15% on accrual. She will meet again with the Board to give them further information concerning the Mental Health fund.

Engineer Fangmann met with the Board to set a bid letting date for PCC patching project #M2008A on County Roads F28 & F36. Discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to set August 16, 2007 at 10:15 a.m. as the time for a bid letting concerning Project #M2008A.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

This being the time set for a public hearing to consider a proposed resolution to designate Yankee Avenue as an Area Service "C" road in Sections 1 & 2 T80N R1W starting at the right-of-way of 230<sup>th</sup> Street, hence north to the right-of-way of 220<sup>th</sup> Street approximately one mile. Chairperson Weih read the legal notice. Engineer Fangmann was in attendance. Others in attendance were: Donald D. Walter, Gary Riedesel, Mark Riedesel, Doug Beuthien, Ken Beuthien, Caroline Beuthien and Dallas Rekemeyer. There are five landowners involved. Chairperson Weih asked who was in favor of the road classification change. Don Walter and Dallas Rekemeyer indicated they were in favor of the change. Gary Riedesel told the Board he is opposed. Ken Beuthien indicated he was unsure, noting they have questions. He asked about the locks on the gates. Engineer Fangmann said there would be one lock on the gates at each end of the road. A key would be given to each landowner. Ken Beuthien wondered what would happen if someone he knows would like to go back to an area to hunt. Don Walters felt individuals could walk. Ken Beuthien thought copies of the key would be made. Fangmann referenced the following language in the resolution concerning persons who would have access rights to the roads: "the agent or employee of the owner, lessee or person in lawful possession of any adjoining land,". He noted the County Engineer is in charge of "policing" this matter, and if there are problems, he could bring this matter back to the Board for re-evaluation. Caroline Beuthien noted she has a renter, and she wondered what her obligations would be. Fangmann felt that relationship would fall under the "agent" language in the resolution. Further discussion was held concerning the locks and keys. It was noted it would be the responsibility of the landowner for anyone they give a key to. Doug Beuthien asked what the main reason was for the proposed change to Service "C". Engineer Fangmann said Level B roads get torn up after a rain. Doug Beuthien asked if they proposed closing every dirt road in the county. Fangmann stated, ideally, yes and noted Level "B" roads are minimal maintenance roads. The Engineer received a formal petition concerning this road. Doug Beuthien wondered what this would do to the value of the ground and what liabilities the landowners would have. Gary Riedesel referenced talking to County Attorney Benz. Mark Riedesel wondered about the liability if someone went into the ditch and was killed. Members noted it would still be a County road. Mark Riedesel thought documentation he had seen referenced liability being transferred to the landowners. Fangmann noted he sent out copies of the proposed resolution. Chairperson Weih noted the County is limited on the maintenance of Level "B" roads, and when landowners need it cleared there might not be

someone available. Mark Riedesel didn't think gates would be the ultimate solution, indicating this Spring the road was made impassable by someone that would have had a key. He felt there was no solution. Mark Riedesel asked if the landowners would have to call to request maintenance if the road got torn up. Chairperson Weih and Engineer Fangmann said yes. M. Riedesel read language in a document concerning liability, but he indicated someone would have to let him know if that document was outdated. County Attorney Benz joined the discussion, as requested. Mark Riedesel wondered who would be liable if there is an accident on the road. Atty. Benz felt if the lock was cut by someone and that person was injured and there was a sign up indicating there is restrictive admittance etc., he thought as a trespasser it likely would be speculative as to whether that person would be successful with a lawsuit. On the other hand, Benz felt if someone cuts the lock, and the landowners notice later the gate is unlocked and they do nothing to relock the gate, then there is the potential for liability. Further discussion was held concerning liabilities, possible lawsuits and potential costs for the landowners. Atty. Benz suggested the landowners check on their insurance coverage. Gary Riedesel noted he checked with his farm liability insurance company, who reinsures through Grinnell, and they indicated "no way". G. Riedesel felt it was not really a farm liability. He referenced putting gates on County property, so he felt that farm liability insurance would not cover that. Discussion continued concerning possible liabilities. Atty. Benz wondered if the road were closed, how would that be different than a Level "C" Road. Mark Riedesel thought the property would go back to the landowners, there would be no right-of-way, and it would be like a gate to a farm field. Gary Riedesel felt the simplest solution would be for Caroline Beuthien to sell right-of-way back to Dallas Rekemeyer and then buy right-of-way from Don Walter, and then close the whole road. Fangmann indicated that is what he would prefer. Mark Riedesel brought up another option, that being to close the north end of the road and change the south end to Level "C". Gary Riedesel noted the maintainer keeps cutting down the road on the hill. Engineer Fangmann said that is what would continue to happen. Gary Riedesel felt the County has wrecked the road in the last 15 years, indicating he felt the road would be okay if it had been left as grass. He felt the blade operator spends more time on the dirt road than on the gravel road. Engineer Fangmann noted they work on the dirt roads when the gravel roads get so dry. Ken Beuthien suggested the option of leveling off a hump on Don Walter's side of the road and then widening the north end of the road. Mr. Walter felt they should then also take Gary Riedesel's side off. Mark Riedesel thought that option would not eliminate the washing and mud. Mr. Walter felt at hunting time a grass road would be ruined. Doug Beuthien asked if the road was gated, would the County do anything about the north hill. Sup. Moeller noted the County estimated a cost of \$50,000 to move that dirt, and he stated the County doesn't spend that amount of money on dirt roads. Doug Beuthien felt if they would fix up the road and keep the four-wheelers off of it, the road would stay in good shape. Engineer Fangmann noted budgets are getting tighter and property tax dollars are less than 30% of the Secondary Road budget. He referenced a decrease in the Road Use Tax Fund, which he felt is due to rising gas prices and people driving less. Fangmann said a Class "A" road has to be maintained and a Class "B" road is more of an operator preference as to what the operator feels needs to be maintained. Fangmann agreed the County would blade the road when called by a landowner when they cannot get through the road. They could be at the road in a short time if they are in the area, but Fangmann noted they would not take the banks down. Ken Beuthien thought that in time the road would narrow down. Fangmann felt if it got to that point, the other resolution would be to close the road. He didn't anticipate the County using the provision of buying property to keep an owner from being landlocked. Further discussion was held concerning the road, access to property and funding. Sup. Champion asked if anyone knew how Jim Brus felt about this matter. Dallas Rekemeyer indicated Mr. Brus told him he was "ready to go". Don Walters noted Mr. Brus had told him the classification change was okay. Mark Riedesel wondered about the maintenance of culverts on the road. Fangmann noted it would be the same as it is now. It would be the County's responsibility, but there is no guarantee that the culverts would be replaced. Fangmann felt the odds would be good that the culverts would be replaced, but perhaps with salvage culverts. It was noted people tearing up the road cannot be ticketed or fined. Sup. Champion asked if the Level "C" change doesn't work, could they go back to a Level "B" classification. Fangmann said yes. Sup. Bell indicated the liability wouldn't change, referencing Iowa Code Section 309.57(6). Atty. Benz felt the liability of the adjoining landowners has to do with the maintenance of the gates. Discussion continued

concerning liability. Atty. Benz read from a letter prepared by former County Attorney Beine in 2000 concerning possible Service "C" road liabilities. Doug Beuthien felt it would be difficult to get five landowners to agree concerning maintenance of the gates. Sup. Campion noted the Level "C" classification reduces the County's responsibility, and he felt the landowners are the ones that "pay the price" until the County gets there to maintain the road. It was noted the Road Superintendent would have a key for the gate locks. Further discussion was held.

Moved by Sup. Campion to go to Level "C" because of majority rule and if that proves not to work, they will revert back to what it is now.

Discussion continued.

Chairperson Weih determined the motion died for the lack of a second.

The petition filed concerning changing the road to Level "C" was reviewed by the Board.

Moved by Sup. Campion 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. Yankee Avenue in Sections 1&2, Township 80 North, Range 1 West starting at the right-of-way of 230<sup>th</sup> Street, hence north to the right-of-way of 220<sup>th</sup> Street approximately 1 mile.

Resolution adopted this 23<sup>rd</sup> day of July, 2007.

Discussion was held. Gary Riedesel wondered what would be done with the ditches. Engineer Fangmann stated if it seems someone could drive around the gates, they will drive more posts (extend it out). Gary Riedesel noted on the north end Mr. Walter has no fences, so he indicated someone could go into the field and onto the dirt road. Fangmann and Boedeker noted that would be trespassing.

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

Discussion continued concerning this matter. Mark Riedesel wondered if there are standards on what works and doesn't work from a maintenance standpoint. Engineer Fangmann noted if he's out there more than he is now, the change is not working. Fangmann felt it would take one to two weeks before the gates and signs are in place. It was noted the gate openings would be about 30 feet.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the renewal of a Class C License with Sunday Sales for Schrod's Corner Stop.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Campion seconded by Sup. Weih to approve the Board Minutes of July 19, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #340181 dated 7/20/2007 was issued to the Cedar County Treasurer in the amount of \$2,472.78, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:30 A.M., to July 26, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., July 26, 2007 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 July 24, 2007.

The Board acknowledged receipt of correspondence from Wayne Farrand, Environmental Service Division, Department of Natural Resources regarding the issuance of a construction permit for a swine confinement feeding operation.

The Board acknowledged receipt of correspondence from LuAnn Reinders, Iowa Department of Economic Development regarding a tourism conference in Madison, Wisconsin on September 26-28.

The Board noted correspondence from Rick Rouse, Director, Cedar County Conservation Board regarding the appointment of Mike Dauber as Director, effective 8-5-2007 at an annual salary of \$34,000. The correspondence noted proposed salary increases for Dauber after several months as Director.

Brief discussion was held concerning liability insurance coverage for landowners.

Bob Klemme, Courthouse Custodian met with the Board to discuss power washing the Courthouse. He presented information concerning a lift truck. The rental cost would be \$200 from Aero Rental. They would deliver it here on a Saturday and pick it up on a Monday morning. There is also a cost of \$3/mile from Iowa City. Klemme would do the work on the weekend, so compensation time would be involved. Sup. Boedeker estimated 15 hours for this job. Bob Klemme asked if another person could assist him. Members felt that would be a good idea. Discussion was held as to who they might utilize to help the Custodian. Klemme wondered if his sister would be able to work with him. Sup. Weih asked what his sister would want to be paid. Klemme suggested \$7/hr. The consensus of the Board was that Klemme could figure out what person would assist him, and he should get the power washing done. Klemme left the room.

Moved by Sup. Boedeker seconded by Sup. Moeller to have Bob Klemme, Custodian power wash the Courthouse.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of July 23, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the appointment of Sherry Middlemis-Brown to the West Branch Public Library Board of Trustees, as requested by the City of West Branch.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

Sheriff's Department

Karis Horstmann, Dispatcher, from \$11.94/hr to \$12.32/hr effective 7-17-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sup. Boedeker noted he attended the Norfolk Iron Manufacturing press conference concerning a new production plant at Durant.

Engineer Fangmann met with the Board. Warren Wethington was in attendance. Brief discussion was held regarding Yankee Avenue between 220<sup>th</sup> & 230<sup>th</sup> Streets. Fangmann told the Board the Secondary Road Department will be narrowing up portions of County Road F44. The completion date of the box culvert project on F28 west of Tipton was discussed. Fangmann felt work on the project would likely be done in the Spring of 2008.

Moved by Sup. Campion seconded by Sup. Bell to approve Claim Checks #340182 - #340383.

Ayes: Bell, Moeller, Campion, Bodeker, Weih

It was noted Handwritten Check #340384 dated 7/25/07 was issued to Administrative Solutions, Inc. in the amount of \$2,264.42, concerning a partial self funded billing.

Supervisors Moeller and Boedeker departed at 8:20 a.m. to attend a Heartland Insurance Risk Pool meeting.

General discussion was held.

On motion, the Board adjourned at 9:02 A.M., to July 30, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., July 30, 2007 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 Jessica O'Riley, Iowa Department of Economic Development regarding industry opportunities.

The Board viewed an ISAC Update dated July 27, 2007.

The Board acknowledged receipt of a Manure Management Plan annual update for JF Pork, LLC, submitted by Rachel Berdo.

The Board acknowledged receipt of correspondence from "Law Seminars International" regarding CWA's relationship to the ESA Telebriefing scheduled for July 31.

The Board acknowledged receipt of correspondence from the Iowa Department of Economic Development regarding a 2008 Housing Fund Application Workshop ICN scheduled for August 30 via the Iowa Communications Network.

Engineer Fangmann met with the Board to request approval of payroll changes. Dan Driscoll would be moving to a truck driver position on the excavator crew and Jason MacDonald would be moving to a blade operator position.

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

Secondary Road

Dan Driscoll, from Maint. Worker II-\$17.30/hr to Maint. Worker I-\$17.05/hr effective 7-30-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Secondary Road

Jason MacDonald, from Maint. Worker I-\$13.64/hr to Maint. Worker II (80%)-\$13.84/hr effective 7-30-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

In other business, Sup. Campion told the Engineer he received a call from Gene Vincent objecting to the Secondary Road Department blading through his dust control. Engineer Fangmann said the department is getting ready for the second application of dust control. The Engineer will call Mr. Vincent. The Engineer will hold two interviews for the Tech I vacancy. Supervisors Moeller and Boedeker told Fangmann there was an accident while mounting a tire in one of the counties in the Heartland Insurance Risk Pool. OSHA will be visiting all of the county shops in the Risk Pool's counties. Boedeker noted motor vehicle record checks are to be done at job application time. Fangmann stated they are already doing that. It was noted that if a current employee has more than four moving violations (as defined by Iowa Code Section 321.210) within the last three year period, that employee will not be eligible to be insured for the period of one year beginning at the next renewal date.

Auditor Gritton and Treasurer Jedlicka met with the Board to review abatement of taxes and penalties on certain parcels. They reviewed the reasons for their request for abatements. Auditor Gritton felt some of these issues should be cleaned up so the County could start to collect taxes on the parcels. Discussion was held.

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

RESOLUTION

Be it resolved this 30th day of July 2007, pursuant to the Code of Iowa, Chapter 445.16, that the Cedar Board of Supervisors has directed the Cedar County Treasurer to abate all taxes and penalties due against the following parcels.

<u>NAME</u>	<u>PARCEL</u>	<u>YEAR</u>	<u>TAXES</u>	<u>PENALTY</u>
IBM Credit Corp	48011063000153	1995/1996	\$9,148.00	\$19,078.00
WG Mathews Est	4011182000070	1961/1962 2007/2008	\$976.07	\$2,904.00
JW Melick	18014361000010	1976/1977 2007/2008	\$1,257.13	\$4,997.00
Unknown	18014243000060	1961/1962 2007/2008	\$183.61	\$860.00
C Peters	22004124000150	1961/1962 2007/2008	\$385.99	\$1,433.00

Approved and adopted this 30th day of July, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board reviewed a request from the Assessor's Office for a handwritten check for the purchase of a 2006 Jeep Liberty. A 1997 Chevrolet Blazer will be traded in.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the issuance of Handwritten Check #340386 dated 7-30-07 to Thein Motor Sales in the amount of \$13,950 for the purchase of a 2006 Jeep.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve the Board Minutes of July 26, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

It was noted Handwritten Check #340385 dated 7/27/07 was issued to the Cedar County Treasurer in the amount of \$1,938.50, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:07 A.M., to August 2, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

TIPTON, IOWA

August 2, 2007

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 2, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from the City of Durant Council regarding a Durant Urban Renewal Plan amendment.

The Board viewed an update from the Iowa Tourism Office dated July 31, 2007.

The Board viewed a "Report of Veteran Affairs" for the month ending 7-24-07, submitted by Patty Hamann, Secretary.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Kevin Knebel for a permanent part-time Dispatcher position.

The Board acknowledged receipt of a Manure Management Plan annual update from Del DeWulf.

The Board acknowledged receipt of correspondence from Sandy Bloomquist, Iowa Department of Economic Development regarding a "Capitol for A Day" stop at McGregor on August 6, 2007.

The Board acknowledged receipt of correspondence from Sandy Bloomquist, Iowa Department of Economic Development regarding a 2007 NE Iowa Community Development Conference on September 13, 2007 in Decorah.

The Board noted correspondence from Rick Fleshin, Director, Cedar County Public Health regarding a payroll change for Mary Dorris, Nurse, due to a wage scale change concerning a Nurse with a BSN degree advancing one step on the scale in addition to the years they've worked. The change would be from \$18.86/hr to \$19.13/hr effective 7-1-2007.

County Attorney Benz met with the Board to discuss strategy with counsel concerning matters in litigation which concern Prohibited Practice Complaints filed by the Law Enforcement Center and Secondary Road bargaining units

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: Boedeker, Campion, Moeller, Bell, Weih

Chairperson Weih noted it was 8:30 a.m.

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

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to allow County Attorney Benz to contact Renee Von Bokern for the possibility of using her as a witness and if he deems necessary, to make arrangements for her to come to the hearing at the appropriate fees requested.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board met with department heads and others to discuss any problems or concerns they might have. Those in attendance were: Carolyn Wood, Julie Tischuk, Connie Fett, Bob Klemme, Dan Lett, Warren Wethington, Mike Dauber, Gary Jedlicka, Charline Thumm, Sue Faith, Phil La Rue, Rob Fangmann, Sterling Benz and Cari Gritton.

Chairperson Weih noted the Board would not be meeting on August 13 due to the lack of a quorum. Bob Klemme, Custodian stated he would be power washing the Courthouse on August 18 & 19, and he noted everyone might want to remove items from window sills. He can put duct tape around the window seals, if needed. Assessor Lett reported that Van Guard is reviewing rural residences. He and the Deputy Assessor are doing annual service. There is a Conference Board meeting on August 8 at 6:00 p.m. at which time companies will be giving G.I.S. presentations. Lett noted a Geographic Information System could be used many ways by departments. Sheriff Wethington reported the approximate cost per prisoner per day is \$51, but he felt he would have a more accurate cost in the next one or two years. They are still dealing with lightning strike damage. He presented a report concerning the number of calls handled by the department. Mike Dauber reported he is reviewing applications for a Park Ranger position, and he is becoming familiar with the Conservation Department's budget. Sup. Campion was glad the Conservation Board appointed Mike Dauber to the Director position. Recorder Thumm noted people are pleased that they can take passport pictures. Sue Faith, Emergency Management Director reported the 2007-2008 drill requirements are completed. She will be purchasing gravel in order to move an emergency management trailer to a different location at the Conservation Shop. Faith felt G.I.S. would be important for emergency management. Engineer Fangmann noted he conducted interviews for a Tech position. Auditor Gritton reported her office is working on Special, School and City elections.

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

1. Edgewood Land Company, 143 Buckeye Road, West Branch (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 a proposed eight (8) lot subdivision on property located in the SW ¼ of the NW ¼ and the SE ¼ of the NW ¼, Section 8, T-80N, R-4W, in Gower Township, consisting of 21.05 acres more or less.
2. Brian Grunder, 1304 5<sup>th</sup> Street, Durant (Contract Buyer) and Robert Glenney, 1860 Spicer Avenue, Wilton (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 NE ¼ of the NE ¼. Section 12, T-79N, R-2W, in Sugar Creek Township. Said petition is to rezone 2.00 acres of a proposed 5.00 acre tract.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director was in attendance. Others in attendance were: Glenn Waters, Lyle Waters, Richard Kordick, Robert Glenney and Engineer Fangmann. Phil La Rue noted there are no written or verbal objections on file for either petition.

Petition #1 was addressed. The West Branch Fire Department has no objection to the proposed rezoning. Engineer Fangmann said there is one site that will work well for the entrance, which is across from the residence to the west. They will continue to use an existing field entrance for agricultural purposes. When Lots 7 & 8 are sold, La Rue noted the field access is to be removed, and he felt potential buyers of those lots should be made aware that the access was to be removed. There will be a community water supply. The Corn Suitability Rating is below 75. Building limitations are moderate, and there will be septic limitations due to slope. There are no livestock confinements in the immediate area. Phil La Rue reported that Deanna Lear did not have an objection, but had called him to let him know they farm and hunt. Sup. Moeller asked if there would be appropriate setbacks to hunt. Phil La Rue noted they must be 750 feet from a residential tract. Glenn Waters felt Deanna Lear's question was about how the subdivision would be laid out. There is a portion that will remain in agriculture. He noted Lear's son-in-law saw a map and had no problem with the proposed subdivision. Glenn Waters stated the subdivision would be eight lots on 21 acres. The Corn Suitability Rating is an average of 58. This land has been in a Conservation Reserve Program for 22 years. Glenn and Lyle Waters both have two children, and the children have expressed an interest to build residences overlooking the pond. They have added four lots to the proposed subdivision to help bring the costs down. The subdivision would maintain all of the boundary fence lines, and there would be covenants.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Edgewood Land Company, West Branch (Owners), as defined above and to waive the second hearing scheduled for August 6, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Petition #2 was addressed. The Wilton Fire Department had no objection. Engineer Fangmann noted an existing dry fill will be adequate for the entrance. Mr. La Rue noted some of the ground has a higher Corn Suitability Rating. They want to have a pond in the watershed area, so La Rue requested permission to move the tract north or south to avoid building near a pond. Mr. Glenney noted the location has two hills, so he believed the plan was to dam up one end. La Rue said he just wanted to make the Board aware the tract might need to be moved to land with a higher C.S.R.

Moved by Sup. Campion seconded by Sup. Bell to approve the petition by Brian Grunder, Durant (Contract Buyer) and Robert Glenney, Wilton (Owner), as defined above and to waive the second hearing scheduled for August 6, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve the issuance of the following handwritten checks dated 8-2-2007:

#340387 to Monique Crabtree in the amount of \$13.75;  
#340388 to Thomas McGuinty in the amount of \$14.18; and  
#340389 to Austin Sorgenfrey in the amount of \$8.55.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of July 30, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to request approval of a Utility Permit Application for Iowa Telecom for work in conjunction with the Atalissa bridge project in Iowa Township.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Utility Permit for Iowa Telecom, as presented, and to waive the fee as recommended by Engineer Fangmann.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding power washing the Courthouse. A lift truck will be rented from Aero Rental, a power washer will be rented from Tipton Electric Motors and the Board will allow Tammy Taylor to assist the Custodian at \$7.00/hour.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Payroll Checks #128148 -#128342 for the period ending 7-28-07 and to be paid on 8-3-07 for the regular payroll period and a payout for compensation time to Mike Dauber, Park Ranger who has been appointed to the Conservation Board Director position.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #340391 dated 8/01/07 was issued to Administrative Solutions, Inc. in the amount of \$2,144.60, concerning a partial self funded billing.

On motion, the Board adjourned at 10:15 A.M., to August 6, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 9, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Expense and Revenue Summary Reports for the FY07-08 County budget.

The Board viewed an ISAC Update dated August 3, 2007.

The Board acknowledged receipt of correspondence from Yejin Jang, National Association of Counties regarding meetings with Senator Grassley.

The Board acknowledged receipt of correspondence from Jon E. Bell, Council President, Limestone Bluffs RC&D regarding the annual picnic on August 22.

The Board acknowledged receipt of a Success Summary from Rhonda Lawson of Big League Dreams regarding sports parks.

The Board acknowledged receipt of correspondence from Jeff Corns, The Schneider Corporation regarding a GIS Users' Conference scheduled for August 21-22, 2007.

The Board acknowledged receipt of correspondence from Tammy Norman, Iowa State Association of Counties regarding an E-Government Readiness Assessment Survey.

The Board acknowledged receipt of a copy of correspondence to Anderson Farms, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding administrative approval of a Manure Management Plan for Kevin Anderson Farms.

The Board acknowledged receipt of correspondence from DHL regarding their shipping services.

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

Sheriff's Department

Hiring of Kevin Knebel for a permanent part-time Dispatcher position at \$11.41/hr effective 8-1-07.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of August 2, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #340390 dated 8/3/07 was issued to the Cedar County Treasurer in the amount of \$1,527.74, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:40 A.M., to August 9, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 9, 2007 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 D.O.T. news release concerning the Minnesota bridge collapse, submitted by Representative Jeff Kaufmann.

The Board viewed an update from the Iowa Tourism Office dated August 7, 2007.

The Board acknowledged receipt of a report concerning the Veteran Match Grant submitted by Patty Hamann, Secretary, Veteran Affairs Commission.

The Board acknowledged receipt of correspondence from Susan Drake, Iowa Department of Economic Development regarding a 2007 Iowa Downtown Summit scheduled for August 28 & 29.

The Board acknowledged receipt of correspondence from Mel Pins, Iowa Department of Natural Resources regarding an August 22 EPA grant workshop for environmental cleanup monies at brownfield sites.

The Board acknowledged receipt of correspondence from New Urban Research regarding a GIS workshop scheduled for September 27<sup>th</sup> & 28<sup>th</sup>.

The Board acknowledged receipt of correspondence from "Law Seminars International" regarding a telebriefing concerning a King County climate change regulatory ordinance.

The Board acknowledged receipt of correspondence from Debra Fiederlein, City Clerk, City of West Branch regarding a voluntary annexation of Pearson, Schiele and Emanuel properties.

Connie Fett, CPC Administrator met with the Board to discuss an exception to policy for Project #361 concerning adding a service that's not in our County Management Plan. Fett requested a closed session.

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

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

Chairperson Weih noted the time was 8:30 a.m.

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

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

Moved by Sup. Boedeker seconded by Sup. Moeller to approve an exception to policy to fund services for Project #361 that are not in the County Management Plan until the individual becomes eligible or goes off of the waiting list for the Ill & Handicapped Waiver, per page 19 of the Management Plan concerning the process for including out of plan services.

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

Moved by Sup. Boedeker seconded by Sup. Campion to waive agenda requirements to place Auditor Gritton and Sheriff Wethington on the agenda to discuss a personnel matter.

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

Auditor Gritton and Sheriff Wethington met with the Board. Sue Faith was in attendance. An employee is appealing a verbal warning with a written notation. In the Employee Handbook part of the Conflict Resolution Procedure language states: "This procedure may not be used for matters, which are suitable for submission to the Civil Service Commission or the Merit System." The Auditor asked for clarification as to whether this matter could be reviewed by the Civil Service Commission. They have consulted with County Attorney Benz. The employee has requested that this matter be brought before that Commission, and Gritton noted Benz has indicated to the employee that the individual should seek legal counsel since he could not represent that employee. Discussion was held. County Attorney Benz met with the Board as requested. Attorney Benz advised that the Conflict Resolution Procedure in the Handbook should be followed, and it is up to the employee to decide what venue the employee wants to pursue. Benz noted he advised the employee to seek legal counsel to decide where the employee can take this issue. Attorney Benz read Iowa Code Section 341A.12 which referenced Civil Service and being "removed, suspended or demoted" from a position. Benz advised that the decision would be up to the employee on what venue to pursue concerning this matter, noting it would not be up to this Board or anyone in the room to advise the employee. Brief discussion continued.

Sue Faith, Emergency Management Director met with the Board to discuss the Iowa Mutual Aid Compact. Faith noted the former Sheriff Dan Hannes was listed as one of the Authorized Representatives and as one of the Designated Contacts, and she felt Sheriff Warren Wethington should replace Hannes on the Compact forms.

Moved by Sup. Boedeker seconded by Sup. Moeller to change the Iowa Mutual Aid Compact representative and contact information as requested by Sue Faith.

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

In other business, Sue Faith reported the Emergency Management Association Board is looking into obtaining a device that will produce ID cards for disaster response team members. They are also considering purchasing a boat. She will talk to other counties about Geographic Information Systems. When asked how her office space arrangement was working out, she noted recently when she wanted to use the shared office, Public Health was having a meeting in the office. She told the Board the new Johnson County Emergency Management Director has been reviewing the agreement with Cedar County concerning emergency management services. Discussion continued.

Fred Sander, Courthouse Security Guard/Bailiff met with the Board to discuss a training seminar and his work hours. Mr. Sander requested approval to attend a Courthouse security training seminar in Des Moines on September 11-13. The cost for the seminar is \$395. The hotel cost would be \$79/night for three nights. He told the Board he has worked here for two years and has had no specific Courthouse training. Sander noted the former Security Guard was also a Reserve Officer for the Sheriff's Department. Fred Sander is currently unsure of the legalities, authorities and liabilities of his actions in this position. Sander stated he is looking into perhaps becoming a Reserve Officer, but noted a Reserve Officer must serve eight hours per month. Chairperson Weih felt perhaps the Board could not expect Sander to do that. Sup. Boedeker thought the Courthouse security authorities would be under the control of the Sheriff. Chairperson Weih also thought the Sheriff is responsible for the security of the Courthouse. Boedeker felt the Sheriff would have the right to regulate the Security Guard's authorities. Discussion continued.

Moved by Sup. Boedeker seconded by Sup. Campion to approve Fred Sander's request to attend the security training seminar on Sept. 11-13.

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

Fred Sander noted his current working hours are 7:30 a.m. to 4:30 p.m. with a one hour unpaid lunch break. He is not comfortable with that, noting he felt a Security Guard would normally not be off the job during a shift. Sander was concerned that something could happen in the Courthouse while he is on his lunch break, and he indicated he usually eats lunch in his office. He proposed working from 8:30 a.m. to 4:30 p.m. with no time off for lunch. Sander noted the Custodian is here early in the morning and could probably unlock the doors. Discussion was held. Sup. Weih indicated he had a problem with the proposal, noting other employees would probably prefer not to take a lunch break. Fred Sander felt his position was not like those of other Courthouse employees. Weih agreed. Sup. Moeller was uncomfortable with the Security Guard not being in the Courthouse at 8:00 a.m. Brief discussion continued. Chairperson Weih told Sander the Board would discuss the matter further.

Steve Nash, Director of Public Works, City of Tipton met with the Board to discuss the trees on the east side of the Courthouse along the parking lot. He noted he's trying to address the declining trees in Tipton. Nash felt perhaps the trees on the east side of the Courthouse were planted too deep. He thought the trees are in the City's right-of-way. Nash would like to see two of the declining trees taken down, new trees planted, and then other trees taken down later. Sup. Boedeker felt perhaps salt from the parking lot contributed toward the decline of the trees. Nash thought salt would affect Maples more than other trees. As far as replanting trees, Nash noted he would like to work with Trees Forever. Members of the Board felt the County could contribute towards the replanting. Mr. Nash would like to see hardwood trees planted with ascending limbs that don't droop. The consensus of the Board was that they were agreeable to taking down two trees at this time and replanting trees.

Discussion was held with Auditor Gritton concerning Fred Sander's work hours. It was noted the Custodian is in the building very early in the morning. Gritton noted all of the cameras are recording. She had no objection to Sander working from 8:30 a.m. to 4:30 p.m. Some members felt they could try those hours and see how things work out.

Moved by Sup. Boedeker seconded by Sup. Campion to change Fred Sander's hours from 8:30 a.m. to 4:30 p.m. with a paid lunch break.

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

County Attorney Benz briefly met with the Board to tell them that Renee Von Bokern will be at the hearing on August 23 concerning the Prohibited Practice Complaints filed by the Secondary Road and Law Enforcement Center bargaining units.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of August 6, 2007.

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

Moved by Sup. Campion seconded by Sup. Moeller to approve Claim Checks #340392 - #340587.

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

The Board noted the following checks dated 8/9/07 which were issued for administrative corrections: #340590 for \$334.00 to Mike Dauber; #340591 for \$218.44 & #340592 for \$240.16 to Connie Knutsen.

It was noted Handwritten Check #340588 dated 8-9-07 was issued to Administrative Solutions, Inc. in the amount of \$35.70, concerning a partial self funded billing.

It was noted the Board would not be meeting on August 13 due to the lack of a quorum.

On motion, the Board adjourned at 10:13 A.M., to August 16, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 16, 2007 with the following members present: Boedeker, Campion, Bell and Chairperson Pro Tem Moeller. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an update from the Iowa Tourism Office dated August 14, 2007.

The Board viewed an ISAC Update dated August 10, 2007.

The Board viewed a Summer 2007 County Zoning News.

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

The Board viewed Legislative News for August 2007 from Speaker of the House Pat Murphy.

The Board viewed a "General Assistance Report" for the month of July 2007 submitted by Patty Hamann, Director.

The Board viewed case load reports for August 2007 submitted by the Case Managers.

The Board viewed correspondence to Auditor Gritton, from the Iowa Department of Revenue regarding proposed property tax equalization orders.

The Board acknowledged receipt of correspondence from the National Association of Counties concerning support for rural development.

The Board acknowledged receipt of correspondence from Charles Louis Kincannon, Director, United States Department of Commerce regarding the 2010 Decennial Local Update of Census Addresses Program.

The Board acknowledged receipt of a Manure Management Plan for Poduska Finisher, Owner-Tom & Diane Poduska.

The Board acknowledged receipt of correspondence from Susan Drake, Iowa Department of Economic Development regarding registration for the "2007 Iowa Downtown Summit".

Engineer Fangmann met with the Board to request approval of the following: payroll changes for Jeric Armstrong and Jason MacDonald, hiring Ryan Freitag for an Engineering Tech I position, a 28E Agreement with the City of Lowden for a bridge replacement project on 155<sup>th</sup> Street on the north edge of the city and to review plans for a resurfacing project in the unincorporated town of Rochester.

Moved by Sup. Campion seconded by Sup. Bell to approve the following payroll change:  
Secondary Road  
Jeric Armstrong, Maintenance Worker I, from 80%-\$13.64/hr to 85%-\$14.49/hr effective 8-26-2007.

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

Moved by Sup. Boedeker seconded by Sup. Bell to approve the following payroll change:  
Secondary Road  
Jason MacDonald, Maintenance Worker II, from 80%-\$13.84/hr to 85%-\$14.70/hr effective 8-26-2007.

Ayes: Bell, Moeller, Campion, Boedeker

Absent: Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve the following new hire:  
Secondary Road  
Ryan Freitag for an Engineering Tech I position at 80%-\$15.48/hr effective 8-20-2007.

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

Engineer Fangmann reviewed a proposed 28E Agreement with the City of Lowden for a bridge replacement project. It would be a 50%-50% cost share. The City of Lowden would be making payments over a three-year period. Engineer Fangmann noted he had a conversation with an individual about the possible construction of a pond in that area. The Engineer noted the bridge structure will remain the same size. Fangmann was concerned about a potential backup of water due to a pond.

Moved by Sup. Boedeker seconded by Sup. Campion to approve and authorize Chairperson Pro Tem Moeller to sign a 28E Agreement between Cedar County and the City of Lowden for bridge replacement project #L-200807—73-16 on 155<sup>th</sup> Street.

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

Engineer Fangmann presented plans for resurfacing project #LFM-200812—7X-16 from the north edge of the unincorporated town of Rochester to County Road F44.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the plans for project #LFM-200812—7X-16, as presented.

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

Moved by Sup. Bell seconded by Sup. Boedeker to set a bid letting date of September 10, 2007 at 10 a.m. for Project #LFM-200812—7X-16.

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

General discussion was held with Engineer Fangmann. Sup. Boedeker felt it was not right to take dirt away from County Road F44 during the work being done to narrow up the road. He wondered what would happen if the road goes down again. Fangmann hoped to pave the road next time that happens. Boedeker felt the road would not be paved for many years. Fangmann advised that if the road was paved, the hills would have to be taken out because the profile doesn't meet Federal standards. The Engineer told the Board two residents met with him in his office this week for two hours to discuss the Old Muscatine Road. He addressed their concerns and explained to them that only 5% of their property taxes goes to the Secondary Road budget. Further discussion was held concerning the potential shortfall of Road Use Tax funds, and the possibility of paving County Road F44 and Old Muscatine Road.

Engineer Fangmann met with the Board to review a Request for Quotations for the purchase of a new articulated motor grader.

John Albaugh of Albaugh PHC Inc. met with the Board to discuss the air conditioner at the County-owned building at 101 Lynn Street which is occupied by Human Services and a Headstart preschool. He told the Board the compressor and condensing fan are both broken. It was originally installed in 1977. Fifteen years ago they replaced the compressor. In 2002 the furnaces were replaced. Mr. Albaugh presented seven options for a new unit, which had various SEER ratings, warranties and freon types.

Moved by Sup. Bell seconded by Sup. Campion to waive agenda requirements to allow for consideration of the purchase of an air conditioner.

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

Discussion was held concerning the options for a new air conditioner. Auditor Gritton joined the discussion, as requested. The budget was reviewed. Gritton noted a budget amendment would need to be done to include an amount for a new air conditioner. When asked about the warranty, Mr. Albaugh noted the warranty would stay with the purchaser.

Moved by Sup. Boedeker seconded by Sup. Bell to approve option #3 for an Amana model SSX160601A; 16 SEER; 410A; 16,000 BTU air conditioner with 10 years parts and lifetime warranty on the compressor for an amount of \$3,459.00 installed.

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

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of August 9, 2007.

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

Engineer Fangmann and Assistant Engineer Hull met with the Board to open bids for PCC patching project #M-2008A on County Roads F28 & F36. The bids were opened and read as follows:

Cedar Falls Construction Co., Inc.	\$ 78,941.00
Denco Highway Construction Corp.	\$ 82,012.88
Midwest Contractors, Inc.	\$ 66,007.80
Tschiggfrie Excavating Co.	\$100,718.70

Engineer Fangmann recommended accepting the low bid by Midwest Contractors, Inc.

Moved by Sup. Bell seconded by Sup. Boedeker to accept the bid by Midwest Contractors, Inc. in the amount of \$66,007.80 for project # M-2008A.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve Payroll Checks #128323 - #128494 for the regular payroll period ending 8-11-2007 and a lump sum payout to Rick Rouse, former Conservation Board Director, for vacation and personal time, to be paid on 8-17-2007.

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

It was noted Handwritten Check #340589 dated 8/10/07 was issued to the Cedar County Treasurer in the amount of \$1,484.84, for a Delta Dental ACH transfer.

It was noted Handwritten Check #340593 dated 8/15/07 was issued to Administrative Solutions, Inc. in the amount of \$1,731.21, concerning a partial self funded billing.

On motion, the Board adjourned at 10:40 A.M., to August 20, 2007.

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Cari Gritton, Auditor

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LeRoy Moeller, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 20, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance at 8:23 a.m.

The Board viewed the Cedar County Environmental Department's food safety newsletter for August 2007.

The Board viewed correspondence from Julie Tischuk, Director, Cedar County Case Management, to Human Resources regarding a payroll change for Leanne Zearley, Office Manager.

The Board viewed an ISAC Update dated August 17, 2007.

The Board viewed a Regulatory Compliance Newsletter dated August 17, 2007 submitted by Compliance Home.

The Board acknowledged receipt of correspondence from James Wright, Iowa State University of Science and Technology regarding OSHA Occupational Safety & Health Training on August 27 and September 26, 2007.

The Board acknowledged receipt of correspondence from Dennis Johnson, Regional Director, United States Department of Commerce regarding training workshops concerning the 2010 Decennial Census.

The Board acknowledged receipt of correspondence regarding the U.S. Highway 30 Coalition meeting scheduled for August 24, 2007 and the minutes of their June 22, 2007 meeting.

The Board acknowledged receipt of correspondence from Gina Clemmer, New Urban Research regarding a GIS Workshop scheduled for September 27 & 28, 2007.

The Board acknowledged receipt of correspondence from Dalen Harris, National Association of Counties regarding a campaign against child sexual exploitation.

The Board acknowledged receipt of correspondence from Mark Schneider, East Central Intergovernmental Association regarding the cancellation of the August Eastern Iowa Rural Utilities Services System meeting.

The Board acknowledged receipt of correspondence from Reg Weaver, President, National Education Association regarding support for changing the Elementary and Secondary Education Act (No Child Left Behind Act).

The Board acknowledged receipt of a Manure Management Plan for TSM Farms, Owner-Todd Mente.

The Board acknowledged receipt of an agenda for the Eastern Iowa Tourism meeting on September 5, 2007.

The Board acknowledged receipt of correspondence from I.S.A.C. regarding the 2008 Scholarship applications.

Phil La Rue, Zoning Director met with the Board to request that they set public hearing dates to review zoning petitions.

Moved by Sup. Boedeker seconded by Sup. Bell to set August 30 and September 10, 2007 at 8:30 a.m. as the time to review the following petition:

1. Tana Sabourin, 541 290<sup>th</sup> Street, West Branch and Joe McMath, 48 Greenview Drive, West Branch (Owners) – Requesting a change in zoning from A-1 Agricultural to R-2 Urban Residential for the purpose of allowing construction of a single family dwelling on a portion of Lot 8, located in the SE ¼ of the SW ¼, Section 1, T-79N, R-4W, in Springdale Township, consisting of 1.31 acres more or less. Said property is located in the unincorporated town of Springdale.

2. Richard and Tana Sabourin, 541 290<sup>th</sup> Street, West Branch (Owners) – Requesting a change in zoning from C-1 Local Commercial to R-2 Urban Residential for the purpose of reclassifying an unused zoning district to allow construction of a single family dwelling on Lot 2, located in the SE ¼ of the SW ¼, Section 1, T-79N, R-4W, in Springdale Township, consisting of 1.00 acres more or less. Said property is located in the unincorporated town of Springdale.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of August 16, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Case Management

Leanne Zearley, Office Manager, from \$11.30/hr to \$11.55/hr effective 8-14-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to request approval of Final Payment Vouchers for Jim Schroeder Construction for bridge projects and to hire to fill a vacancy on the Bridge Crew.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Final Payment Voucher for bridge project # BROS-C016(60)—5F-16 on 190<sup>th</sup> Street.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Final Payment Voucher for bridge project # BROS-C016(61)—8J-16 on 210<sup>th</sup> Street.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sue Faith entered the room while discussion was in progress.

Engineer Fangmann asked for approval to hire to fill a vacancy on the Bridge Crew. He would like to hire someone before winter. Chairperson Weih noted that in the past they have left a Bridge Crew position open during the winter. Fangmann felt that with vacations, etc. it sometimes gets difficult to keep operations running smoothly. They had a full staff last winter. The Engineer said he is trying to get more proactive with winter work.

Moved by Sup. Moeller seconded by Sup. Campion to authorize the Engineer to fill the vacancy on the Bridge Crew.

Discussion was held. Sup. Boedeker would like to see the Engineer wait to fill the vacancy until after winter. Sup. Bell agreed.

Ayes: Weih, Moeller, Campion

Nays: Bell, Boedeker

General discussion was held. It was noted there was a request for a meeting with the Board to discuss the Old Muscatine Road, preferably in the evening. The Board agreed to hold a special session on Wednesday, August 29 at 7:00 p.m. to discuss the road.

Sue Faith, Emergency Management Director met with the Board to review a publication entitled "Introduction to Homeland Security and Emergency Management for Local Officials". Discussion was held. Sup. Campion referenced the closing of the Tipton Red Cross office. Sue Faith noted the Grant Wood Agency has indicated they will provide services to Cedar County.

Phil Waniorek of Administrative Solutions, Inc. met with the Board to review the FY06-07 year-end health insurance status/reports and to discuss the lifetime maximum benefit. Michele Brennan, Director of Human Resources was in attendance. Discussion was held. Mr. Waniorek referenced a flex plan proposal in the documentation. He felt things are going well. Phil Waniorek noted the County could increase the lifetime maximum amount from \$2 million to \$5 million. There would be no cost increase for this.

Moved by Sup. Bell seconded by Sup. Boedeker to raise the lifetime maximum to \$5 million at no additional cost and authorize Chairperson Weih to sign the appropriate documentation.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Steve Lacina, Director of the Cedar County Economic Development Commission held brief general discussion with the Board.

It was noted Handwritten Check #340594 dated 8/17/07 was issued to the Cedar County Treasurer in the amount of \$1,284.27, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:32 A.M., to August 23, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 23, 2007 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 21, 2007.

The Board viewed correspondence from Deb Fiderlein, City of West Branch, to Auditor Gritton regarding a voluntary annexation.

The Board acknowledged receipt of a Manure Management Plan Update for Hansen DB LTD submitted by Denny Hansen.

The Board acknowledged receipt of information from Tammy Norman, ISAC regarding the 2008 Scholarship applications.

The Board acknowledged receipt of correspondence from Kelly Zonderwyk, National Association of Counties regarding a County Climate Protection Forum scheduled for September 20-21, 2007.

The Board acknowledged receipt of correspondence from Rachel Bicego, ISAC regarding an invitation to the presidential candidates to attend the Fall School of Instruction.

The Board acknowledged receipt of correspondence from Brian Opiekun regarding an Iowa Childhood Obesity Summit.

The Board acknowledged receipt of a copy of the minutes of the August 15 meeting of the Cedar County Planning & Zoning Commission.

The Board acknowledged receipt of correspondence from Susan Drake, Iowa Department of Economic Development regarding a 2007 Iowa Downtown Summit.

The Board acknowledged receipt of correspondence from Tammy Norman, ISAC regarding Part 3 of an Iowa E-Government Readiness Assessment Survey.

Sheriff Wethington met with the Board to request approval to hire a part-time as-needed Dispatcher and to discuss the purchase of vehicles. The Sheriff noted an individual has expressed interest in working nights as a part-time Dispatcher to fill in when needed. He felt this would be a good idea. Discussion was held.

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

Sheriff's Department

Meleah Droll as a temporary part-time Dispatcher at \$11.41/hr effective 8-23-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Sheriff Wethington presented information concerning the purchase of a 2001 GMC mini van from Junction Auto Sales. He would like to trade in an Explorer. The cost with trade is \$5,500. Wethington would also like to trade in four Ford Crown Victoria cars, which would bring down the cost. Discussion was held. Sup. Bell indicated he did not want to see major improvements after the van is purchased. Sup. Weih agreed that only minor improvements should be made. The Sheriff noted the funds for this purchase were not specifically put in the budget, but he felt he could work with the Auditor to review Sheriff Department's budget to determine where the funds could be found for this purchase. The Board had no objection to the purchase of the van as proposed by the Sheriff, but noted it should be identified as a Cedar County vehicle. Sheriff Wethington told the Board he has funds in the budget for the purchase of three new patrol vehicles.

He asked for bids from all dealers in the County, and he presented a document with three bids from Stueland Auto Center, Inc. The bids were as follows:

Bid 1: 2008 Chevrolet Silverado LT 1500 4WD Crew Cab - \$28,608.35

Bid 2: 2008 Chevrolet Silverado LT 1500 4WD Ext Cab - \$26,334.60

Bid 3: 2008 Chevrolet Trailblazer LT 4WD 4 Door - \$24,358.04

Sheriff Wethington's preference is Bid 3. He noted the back end of the Crown Victorias drag due to the amount of weight placed in the trunks. They have had numerous repairs done on the Crown Victorias. He felt the Trailblazers would last longer because they have a truck frame. Some of the Deputies have indicated they would prefer to drive the Trailblazer. The Sheriff would like to purchase three Trailblazers. Further discussion was held. The consensus of the Board was that they had no objection to the purchase of the Trailblazers. The Sheriff indicated he would be requesting to budget for three new patrol vehicles in the FY08-09 budget. He will be asking the Deputies what type of vehicles they would prefer. Sheriff Wethington was asked about a high-speed pursuit policy. He noted Attorney Jon Swanson is reviewing a policy, but Wethington stated he felt they would likely violate that policy if they were in a high-speed chase. Sheriff Wethington reported there was several thousand dollars of damage done in Stanwood the night before school started. He noted everyone involved was in jail or in detention within 24 hours. Wethington felt having two Investigators on staff has been good. The Board agreed.

Engineer Fangmann met with the Board to review a contract with Midwest Contractors, Inc. for PCC patching project #M2008A on sections of County Roads F28 & F36 and final bridge replacement plans for project #BROS-C016(70)—5F-16 on 220<sup>th</sup> Street over Rock Creek in Sec. 3 of Inland Township. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a contract with Midwest Contractors, Inc. for project #M2008A for an amount of \$66,007.80.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the plans for project #BROS-C016(70)—5F-16, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of August 20, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Claim Checks #340595 - #340810.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #340811 dated 8/23/07 was issued to Administrative Solutions, Inc. in the amount of \$1,284.27, concerning a partial self funded billing.

At 9:45 a.m. the Board departed to attend a hearing at the Law Enforcement Center.

At 10:00 a.m. the Board attended a hearing on the case concerning Prohibited Practice Complaints filed by the CWA (Law Enforcement Center) and UE (Secondary Road) bargaining units regarding bargaining unit retirees' insurance benefits.

On motion, the Board adjourned at 5:59 P.M., to August 27, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., August 27, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Patty Hamann, General Relief Director and Veteran Affairs Secretary regarding vacation time.

The Board viewed correspondence to County Assessors regarding the examination for the positions of City and County Assessor and Deputy Assessor.

The Board viewed an ISAC Update dated August 24, 2007.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Meleah M. Droll for a temporary part-time Dispatcher position effective 9-1-2007.

The Board viewed an August newsletter from Representative Jeff Kaufmann.

The Board viewed correspondence from Doug Boldt, City Manager, City of Tipton regarding a Tipton Urban Renewal Area Amendment.

The Board acknowledged receipt of a copy of correspondence from Dennis Ostwinkle, Field Office Supervisor, Department of Natural Resources, to Brian Ritland regarding confined animal feeding operation construction requirements, to Steve Weets and Steve Crock regarding annual submittal dates of Manure Management Plans, and to Roger Wiese and Jean Driscoll regarding administrative approval of Manure Management Plans.

The Board acknowledged receipt of correspondence from Quality Recycling regarding a Waste To Energy System.

The Board acknowledged receipt of a Manure Management Plan for PI-247, Owner-Prestage Farms of Iowa, LLC.

The Board acknowledged receipt of an invitation from Doug Hoffman, President, Cedar County Farm Bureau regarding the annual meeting on September 11.

The Board acknowledged receipt of correspondence from Ross Harrison, Resource Enhancement and Protection Coordinator, Department of Natural Resources regarding a REAP meeting scheduled for September 13.

Engineer Fangmann met with the Board to review a Utility Permit Application for Eastern Iowa Light & Power to place a pole at a pier in the Cedar River near the Cedar Valley Park.

Moved by Sup. Moeller seconded by Sup. Campion to approve and authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held with the Engineer concerning funds received last week from the Cedar Valley Golf Corporation, per an agreement with the County. Engineer Fangmann reviewed amounts received from FY02 to the present time which are as follows: FY02 - \$656, FY03 - \$1,847, FY04 - \$2,554, FY05 - \$0, FY06 - \$0 and FY07 - \$3,521. The total amount received to date is \$8,578. The Engineer noted in FY02, FY03 and FY04 the funds were received in January or February. It is unclear as to what fiscal year(s) the amount of \$3,521 covers. The agreement was reviewed. Fangmann noted it costs

approximately \$15,000/year to put rock on Old Muscatine Road, and the costs to grade and pave are approximately \$500,000/mile. Further discussion was held.

General discussion was held.

Moved by Sup. Campion seconded by Sup. Moeller to approve the Board Minutes of August 23, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #340812 dated 8/24/07 was issued to the Cedar County Treasurer in the amount of \$1,430.60, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:50 A.M., to August 29, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in special session at 7:00 P.M., August 29, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board met to discuss Old Muscatine Road. County Engineer Fangmann was in attendance as well as approximately 39 other individuals. Those in attendance were given the opportunity to comment. Ron Stutzel expressed a safety concern that they couldn't see (without dust control) when they turned into their drive due to the amount of dust created by an increased volume of traffic on Friday and Saturday nights. Stutzel asked if the County would request a traffic count. It was noted the Engineer recently received new traffic count figures. Mr. Stutzel indicated his wife almost went into the ditch due to the condition of the road, and he felt it would be best to maintain the road after a rain. He noted the Engineer has done a good job of having rock put on the road, but felt there is "slop" on the road after a rain. Stutzel wondered if the amount of dust on that road would be considered an environmental hazard. Chairperson Weih noted there is dust created with farming practices also. Tom Howard agreed with the comment about the amount of dust from the road. He indicated he was told that the traffic count at 290<sup>th</sup> Street is 500 cars/day. Mr. Howard asked that the County look into something safer for the people traveling the road. Sup. Boedeker noted the D.O.T. traffic count map shows 140 cars/day at 290<sup>th</sup> Street. Chuck Urmie asked what the traffic count is going out of Tipton. Sup. Boedeker said it's 460 at 230<sup>th</sup> Street. Traffic counts were reviewed along that road. It was noted that after 265<sup>th</sup> Street the traffic count drops below 200. Matt Barnum stated he had spoken to Dwain Ford, and he indicated they were talking about this road 40-45 years ago. Barnum wondered why something didn't need to be done now, if it needed to be done then. Mable Stout told the Board the corner by Stutzels was changed years ago with the provision the road was going to be hard-surfaced. She wondered what happened then. Sup. Campion stated that was done before he came on the Board, and he didn't know why the curve was changed. Weih felt the Board would probably like to blacktop roads, and he was not disputing the safety issue. Matt Barnum asked why the road was paved through Buchanan. Rob Fangmann thought from the notes he had seen, it was probably because the County's landfill was located in that area. He also noted the traffic from Mechanicsville goes south on that road. Sup. Campion felt the road through Buchanan was used by a lot by trucks hauling grain to Muscatine. Reference was made to the traffic count done in the Summer of 2006. Sup. Boedeker noted he did not always agree that the count is real accurate, because it sometimes drops off. The count is done by site during the weekdays. It was agreed that the traffic counts would be higher on the weekends, and in the Spring and Fall. Chuck Urmie wondered what the plans are for Old Muscatine Road. Engineer Fangmann indicated there are four roads on his "wish list" for hard-surfacing. County Road F44 would be a first priority, because when Interstate 80 is shut down there have been approximately 15,000 vehicles detouring on that road. Dave Mohr noted the dust is excessive during those times. Ron Stutzel indicated the official detour is Hwy 6. Mr. Mohr noted the vehicles don't always use Hwy 6. Sup. Boedeker agreed. Rob Fangmann noted the roads of concern to him are F44, X64 (from F44 to Hwy 130), Old Muscatine road and 250<sup>th</sup> Street (from X40 to X30). He stated he looks for every avenue to pave the roads, and he is trying to be aggressive. Fangmann noted he inherited the current road system, and the County has to maintain the roads it has. He felt the County is on the cusp of resurfacing roads before they fail. Fangmann referenced the Farm to Market funding system from the State, noting the D.O.T. dictates the level of that fund. In the past the County could borrow ahead on the fund for a project, but now the County cannot do a project unless they have funds in the Farm to Market Fund to front the estimate of the project. Fangmann noted the following roads are in the five-year program to be resurfaced: X30 south of West Branch, X30 north of West Branch, Y26 from Durant north to F44 and Y14 from the Muscatine County line to F44. The Engineer stated the Road Use Tax Fund is the Secondary Road Department's largest source of income. Those funds come from the gas tax, which is a set amount per gallon. Fangmann felt that people are driving less due to the gas prices, which means less revenue to the County. He indicated there would be a potential of a 38% shortfall in the Road Use Tax Fund which equates to roughly a \$1 million shortfall for Cedar County. He noted the shortfall would affect the STP and bridge funds. The Engineer felt bridges are important also, and it is a balancing act. As

an Engineer, he wants to improve the road system, but he indicated paving new roads is financially not possible at this time. His goal is that after resurfacing is done on the current hard-surfaced roads, to try to pave roads. He noted costs of everything have skyrocketed, and funds are not coming in. Tom Howard felt the road should have been paved years ago. Engineer Fangmann relayed that since the 1950's there are national standards we have to build roads to, or we would not be eligible to get STP funds or future monies. In the 1950's the standards were not as strict. Fangmann felt safety improvement standards are good, but they cost more. If we don't build roads to the national standards, Cedar County would have to come up with funds to fix the roads after their 30-year life expectancy. We use Federal funds to rehabilitate the roads. RuthAnn Salsbery wondered what a macadam base road is. Rob Fangmann explained it is usually 1-3 inches of choke stone, then 6-8 inches of macadam stone and then a seal coat. He felt seal coats don't last. Salsbery wondered if the macadam base would be appropriate for the first few miles of the road. Fangmann said the cost would be approximately \$115,000/mile (\$52,000 of that amount would be for the seal coat). He noted it costs approximately \$500,000/mile to grade and pave a road. Fangmann noted Old Muscatine Road is a Farm-to-Market road, so if they would pave it, they would have to follow a paving point system. The Engineer indicated it is preached to Engineers "don't pave to nowhere". The County is currently putting down 300 ton of rock/mile at a cost of approximately \$4,200/mile (includes rock, operator & equipment) or a cost of approximately \$7,000/mile if rock is put down twice/year. The Engineer noted the road would have to hold up for 16 years for that to be a "wash". It was noted there are 750 miles of gravel roads in this county. Engineer Fangmann felt there would be an exposure to lawsuits if a road is not built to current standards. Matt Barnum inquired about a levy on the road. Rob Fangmann noted that it is a Tax Increment Finance District. We have to incur the debt up front. The value of the property is locked in at the time the TIF District is passed. The increase in the valuation of the property is the amount of dollars that are captured. Mr. Barnum noted his property taxes would go up if the road was paved. Engineer Fangmann stated that of the actual amount of property taxes the property owner pays, just 5%-7% of that goes to the Secondary Road Department. He noted approximately half of their property taxes go to the schools. Barnum asked how much is generated by the TIF District. Fangmann said it is enough to pay for rock. It is 7 miles from Tipton to F44, so there would need to be a lot of gain on that TIF District. The Engineer referenced a county that found an investor to front the debt for a paved road. Mr. Barnum referenced acreages and subdivisions in the County. Chairperson Weih noted the roads in subdivisions are generally private roads. Barnum felt if roads were paved, people would be more willing to build. Engineer Fangmann referenced the additional costs for paved roads for such things as salt and paint. Jewel Howard referenced added expenses on vehicles due to gravel roads and increased traffic on the road due to the Transfer Station, the golf course and the Law Enforcement Center. She felt they had a right to expect decent transportation, and she referenced a time when they had to take their daughter to Hwy 38 for transportation to school. Engineer Fangmann noted Cedar County is not the only county to call for students to be brought to hard-surfaced roads. He felt this is the hardest year we've had for frost boils, and he had to close segments of roads. Dewey Behrle asked if it is normal to wing, noting dirt is brought onto the road, and when it rains it is muddy. Rob Fangmann said it is a technique they use to cut edges to get water off the road. Mr. Behrle felt the dirt on the road makes the dust worse. Fangmann noted sod balls can be a hazard. He said the retriever cuts lips down and pulls across fines. The Engineer said it takes time to get good at this technique. They have had turnovers in the blade operator positions due to retirements, and Fangmann felt it is a demanding job. Sup. Boedeker, a former blade operator for eight years, noted you learn on the job, and it is a tough job. He indicated there is a rookie blading on Old Muscatine Road, and there was a veteran operator blading the road for many years. Boedeker felt it is critical when to use the retriever. He thought every other year would be adequate. Mr. Behrle asked if the County was not going to do anything to the road, and if they'd have to eat dust and live with the mud. Dick Palmer asked if the Board/Engineer was saying there would be no paved road until F44 is paved. He felt this road has been up and down on the five-year plan. Mr. Palmer indicated that many years ago someone had told him Old Muscatine Road would be the first blacktop. Palmer thought if they pave F44, then there would be a chance that Old Muscatine Road would be paved. He noted sometimes there are three County trucks coming into town at 3:30 or 4:00 p.m., and he asked that the drivers be told to watch their

intervals because there is excessive dust and it is hard to see. Ron Stutzel again referenced increased traffic on the weekends. Chairperson Weih felt some individuals don't know how to drive properly on gravel roads. Stutzel asked the Board for any assistance with dust control. Engineer Fangmann said they could not isolate Old Muscatine Road, noting they've adopted standards for the entire County. Matt Barnum indicated some states have no gravel roads. Mable Stout wondered why they couldn't put dust control on roads with increased traffic. Fangmann noted there is a program that allows residents to have dust control, and he stated some counties don't allow that. Chairperson Weih asked how many in attendance had dust control put down. Three or four raised their hand. Bonnie Stutzel indicated they were told they had to have calcium chloride. Rob Fangmann said they try to work with people on potholes in the dust control areas. He felt communication is the key, and he urged residents to talk to the blade operator or himself. Sheila Long expressed concern about having a child in the back seat of a vehicle, a vehicle behind her not being able to see that she is turning into a driveway, and someone getting hurt. Engineer Fangmann said he couldn't control how people drive. Ron Stutzel inquired about reducing the speed on that road. The Engineer referenced a study and enforcement issues. Chuck Urmie asked why the road gets so slippery when it rains. He felt the County sometimes uses garbage rock, and he felt if they would use decent rock people wouldn't complain. Urmie had a problem with the blade operation. Sup. Boedeker again stated it is not an easy job. Reference was made by an individual about not having a rookie maintaining that road, and Sup. Boedeker noted there is a Secondary Road Union. Matt Barnum noted there are deep holes in the road. Rob Fangmann felt the road dries off so fast, and cuts cannot be made as deep when the road is hard. Alma Chapman, a past County Supervisor, indicated she knew the frustration on both sides. She noted in the past there was no training program for grader operators, and she wondered about the option of having a veteran work for a while with a new operator. Engineer Fangmann noted they do that now. Alma Chapman felt every road is different. Fangmann said the State has a class for operators, and he felt the current operator on this road improved after that class. Tom Howard felt the County should consider road improvements by need, not fairness. He noted heavy trucks use the road. Mr. Howard asked that the Board take action concerning this road. Mable Stout asked for an explanation of a TIF District. She wondered why they couldn't save the funds until there is enough to improve the road. Sup. Boedeker said they have to spend the funds generated by the TIF District as the debt is incurred. Matt Barnum wondered why more funds than the TIF funds aren't spent on the road, since rock was being put down before the TIF District was approved. Members of the Board noted additional funds are spent for rock/maintenance. The Engineer reviewed the prices of rock hauled by the quarries or hauled by the County. Chuck Urmie asked how the County felt about a test section of road using larger rock. Rob Fangmann noted the County used to use one-inch rock a lot and then went to using Class A 3/4-inch rock. He felt problems with one-inch rock are that it rolls more, there are more wash boards, traffic rolls it off the roads and it results in a rougher ride. He noted there can only be 8-12% of fines in the Class A rock. Fangmann indicated on a perfect road, with a light rain the road top should still be tight. Chuck Urmie felt there is no crown on the road, and the gravel is off of the road. Rob Fangmann noted with no windrow, the gravel is all on the road. Robert Langley stated they can't drive 55 when the road is muddy. Chairperson Weih told those in attendance he didn't think their time had been wasted, they would keep an eye on the road, and hopefully improve it with the resources the County has. He noted individuals can talk to the Engineer, and the Board relies on him. Chuck Urmie said he would contact them. Chairperson Weih stated there is no money to pave additional roads, and the County barely has enough to maintain the current paved roads. He felt this is a money issue. Sup. Moeller thought the last new piece of pavement put in was in 1994, there was then a flood and money was used to repair roads. Sup. Champion recalled that F44 was supposed to be paved after X40 through Buchanan, but then the State had no money. Someone asked why seal coating was put down by the Law Enforcement Center. It was noted that segment of road belongs to the City of Tipton. Discussion continued. Mabel Stout asked about cutting down on other expenses to supplement. Chairperson Weih indicated laying off employees would likely be the only way to cut expenses. Rob Fangmann noted he has been cutting back on things. Mabel Stout asked how many Secondary Road employees drive County pickups home. Fangmann said only three, and that is because they are on-call. Matt Barnum relayed a comment to him by Dwain Ford about the city limits moving out. Rob Fangmann noted the cities try to get economic

development. The Board noted they can't do anything about that. Chairperson Weih urged those in attendance to contact the Engineer or any of the Supervisors. Engineer Fangmann relayed that the Secondary Road Department is trying to get more aggressive with the use of the magnet on a truck on Old Muscatine Road. He said they are doing that every two weeks. Mr. Behrle noted there is also a lot of trash on the road. Fangmann said he picks up things off the road. He recommended calling his office about items on the road, and he agreed that roadside waste is a problem. Further discussion was held. Jan Fay thanked everyone for coming to the meeting. She wondered if loads to the Transfer Station are tightly covered. Sup. Weih said he could look into that enforcement issue. He noted the County and cities within the County make up the Solid Waste Commission of which he is the Chairman. It was noted there is a surcharge for uncovered loads. Jan Fay wondered about weight limits on the road. Engineer Fangmann noted legal loads are allowed to use the road. He has tried to get D.O.T. enforcement officers involved. Mable Stout wondered why the City of Tipton vehicles use Old Muscatine Road. Rob Fangmann said he would look into that. Dave Mohr asked that he also look into why City of Wilton trucks use that road. Sup. Bell said he understood the residents' problems. Chairperson Weih thanked everyone.

On motion, the Board adjourned at 8:40 P.M., to August 30, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

**DATE: Thursday, August 30, 2007**

**AGENDA**

**BOARD OF SUPERVISORS MEETING**

A.M.

8:30 - In Session

- Board Minutes and other business-PAYROLL CHECKS
- Discussion/Action on resolution regarding a voluntary annexation of Pearson, Schiele and Emanuel properties into the City of West Branch

8:30 – Public hearing to review/consider the following petitions:

1. Tana Sabourin, 541 290<sup>th</sup> Street, West Branch and Joe McMath, 48 Greenview Drive, West Branch (Owners) – Requesting a change in zoning from A-1 Agricultural to R-2 Urban Residential for the purpose of allowing construction of a single family dwelling on a portion of Lot 8, located in the SE ¼ of the SW ¼, Section 1, T-79N, R-4W, in Springdale Township, consisting of 1.31 acres more or less. Said property is located in the unincorporated town of Springdale.

2. Richard and Tana Sabourin, 541 290<sup>th</sup> Street, West Branch (Owners) - Requesting a change in zoning from C-1 Local Commercial to R-2 Urban Residential for the purpose of reclassifying an unused zoning district to allow construction of a single family dwelling on Lot 2, located in the SE ¼ of the SW ¼, Section 1, T-79N, R-4W, in Springdale Township, consisting of 1.00 acres more or less. Said property is located in the unincorporated town of Springdale

P.M

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MINUTES  
LICENSES & PERMITS

MEETING REPORTS  
HANDWRITTEN CHECKS

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., September 6, 2007 with the following members present: Boedeker, Bell and Chairperson Weih. Supervisors Moeller and Campion were absent.

The Board recited the Pledge of Allegiance.

The Board viewed a September 2007 Prosperity Eastern Iowa Newsletter.

The Board viewed a newsletter from the Iowa Department of Economic Development regarding industry opportunities, dated September 4, 2007.

The Board viewed information concerning a 2007 NE Iowa Community Development Conference scheduled for September 13, 2007 concerning "Small Towns on the Road to Success".

The Board viewed an update from the Iowa Tourism Office dated September 4, 2007.

The Board viewed an August Newsletter Part 2 from Representative Jeff Kaufmann.

The Board viewed a "Report of General Assistance" for the month of August 2007, submitted by Patty Hamann, Director.

The Board viewed a "Report of Veteran Affairs" for August 2007, submitted by Patty Hamann, Secretary.

The Board viewed an ISAC Update dated August 31, 2007.

The Board viewed correspondence from Larissa Stern regarding her resignation from a Case Manager position.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Angela Walter for a Dispatcher position.

The Board acknowledged receipt of the minutes of the July 16, 2007 annual meeting of Volunteer Services of Cedar County.

The Board acknowledged receipt of correspondence from Mary Rump, East Central Iowa Council of Governments regarding a policy committee meeting scheduled for September 27, 2007.

The Board acknowledged receipt of correspondence regarding a Certain Registration on-line registration program.

The Board acknowledged receipt of correspondence from Dalen Harris, National Association of Counties regarding a national endeavor to combat child sexual exploitation.

The Board acknowledged receipt of correspondence from Bonnie Conner regarding traffic on Charles Avenue running from 250<sup>th</sup> north.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director regarding a Tug Of War at the Fall Festival on September 23<sup>rd</sup>.

The Board acknowledged receipt of an article concerning discipline, from Michele Brennan, Director of Human Resources.

The Board acknowledged receipt of a Press Release from E.C.I.A. Business Growth Inc. regarding new loans and loan fund balances.

The Board acknowledged receipt of a Manure Management Plan Annual Update from Allen Wiese.

The Board acknowledged receipt of a Manure Management Plan for Focus Farms, LLC submitted by Devon Schott.

The Board acknowledged receipt of correspondence from Kim Rogers, NACo regarding updates concerning Presidential candidates' stops.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of August 29 & 30, 2007.

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

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #340815 - #340993.

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

Brief general discussion was held with Phil La Rue, Environmental & Zoning Director.

It was noted Handwritten Check #340994 dated 9/05/07 was issued to Administrative Solutions, Inc. in the amount of \$2,219.90, concerning a partial self funded billing.

It was noted Handwritten Check #340814 dated 8/31/07 was issued to the Cedar County Treasurer in the amount of \$2,696.00, for a Delta Dental ACH transfer.

Supervisors Weih and Boedeker departed to attend a Heartland Insurance Risk Pool Employment Practices/Current Events seminar.

On motion, the Board adjourned at 8:10 A.M., to September 10, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 10, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed Expense and Revenue Summaries for the FY07-08 County Budget.

The Board viewed an ISAC Update dated September 7, 2007.

The Board viewed correspondence from Michele Brennan regarding her resignation from the position of Director of Human Resources.

The Board acknowledged receipt of correspondence from Erik Jones, I-80 Equipment regarding bucket trucks.

The Board acknowledged receipt of correspondence from Kanan Kappelman, Iowa Department of Economic Development, regarding an "Iowa Venture Capital & Entrepreneur Conference" scheduled for October 10, 2007.

The Board acknowledged receipt of a copy of correspondence to Dale Vincent, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding administrative approval of a Manure Management Plan for Dale & Jason Vincent.

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

Barbara Smith, Nurse, from \$19.41/hr to \$19.67/hr effective 8-26-2007 and  
Mary Dorris, Nurse, from \$19.13/hr to \$19.41/hr effective 9-5-2007.

Amy Wehde, Home Health Supervisor and Rick Fleshin, Director, Cedar County Public Health met with the Board to request approval to hire to fill a Direct Care Worker (Home Care Aide) vacancy. Discussion was held. The Board had no objection to hiring to fill the position.

The Board met with department heads and others to discuss any problems or concerns they might have. Those in attendance were: Carolyn Wood, Connie Fett, Julie Tischuk, Charline Thumm, Dan Lett, Patty Hamann, Bob Klemme, Michele Brennan, Rob Fangmann, Mike Dauber, Amy Wehde, Deb Helmold, Cari Gritton, Sue Faith and Rick Fleshin. Chairperson Weih told those in attendance that at the Employment Practices seminar Atty. Salmons indicated all new hires should be approved by the Board of Supervisors. He requested that department heads talk to the Board prior to offering someone a position if they feel the person might seem controversial to the Board. Julie Tischuk said she will have a full-time Case Manager position to fill. Recorder Thumm noted her office continues to have a lot of people applying for passports. Assessor Lett reported Van Guard is half done with viewing rural residential properties. His office is working on G.I.S. proposals. Chairperson Weih urged department heads to view the sample G.I.S. sites and let the Assessor know what they think. Patty Hamann noted she will be at an outreach event for veterans on Saturday. She will adjust her workweek hours. Custodian Bob Klemme said the contractor will be starting to install the new Courthouse windows on Wednesday. Michele Brennan reported she has accepted a job at the Iowa City Veterans Administration Office. Engineer Fangmann thought it would be good for all department heads to look at the G.I.S. sites as suggested by Chairperson Weih. Sup. Bell suggested that each department head submit a G.I.S. recommendation. Sup. Boedeker asked that they give their recommendations to the Assessor. Deputy Sheriff Sorgenfrey entered the room to deliver documentation from the Sheriff concerning the department. He then left the room. Mike Dauber reported that he offered the Park Ranger position to an individual conditional on that individual passing certain tests. Deputy Treasurer Helmold noted property taxes are coming in. Auditor Gritton said the school elections will be held on Sept. 11. There will be four elections before the end of the year. Emergency Management Director Sue Faith reported Emergency

Management got a new ID system, which is being kept at the Sheriff's Department. Michele Brennan asked if the system could be used to create County ID cards, since the Motor Vehicle Department does not have that capability, at this time. Sue Faith thought it could.

Assessor Lett met with the Board to discuss the Request for Proposal concerning a Geographic Information System. Permanent monumentation was discussed.

Julie Tischuk, Director, Cedar County Case Management Department met with the Board to request permission to hire to fill a Case Manager vacancy.

Moved by Sup. Campion seconded by Sup. Bell to allow the Case Management Director to hire a Case Manager to fill an upcoming vacancy.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following new hire:  
Sheriff's Department  
Angela Walter for a Dispatcher position at \$11.41/hr effective 9-1-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of September 6, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann met with the Board to open bids for Project #LFM-200812—7X-16 concerning resurfacing the currently hard-surfaced streets in the unincorporated town of Rochester. Randy Soedt of Illowa Investment Inc. and Brett Finnegan of L.L. Pelling Co. were in attendance. The amount budgeted for this project is \$120,000 although it was noted the Engineer's estimate did not include patching. The bids received were opened and read as follows:

Illowa Investment Inc.	\$162,445.15
L.L. Pelling Co.	\$217,199.90.

Engineer Fangmann said he would defer his recommendation until he could review the budget and determine if the work is warranted.

Moved by Sup. Boedeker seconded by Sup. Moeller to waive agenda requirements for discussion/action concerning Geographic Information Systems and permanent monumentation.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann and Assessor Lett met with the Board to discuss G.I.S. and permanent monumentation. Lett noted the Conference Board has not yet approved lending funds to the Secondary Road Department for monumentation. Fangmann stated he hasn't asked to amend the budget. Chairperson Weih asked about the benefits of permanent monumentation. Fangmann noted surveyors could tie into the grid coordinates, which in theory he thought should result in lower surveyor costs. Lett said paper copies could be printed out. Fangmann relayed that G.P.S. would be the foot print for G.I.S. to tie to. He assumed 911 could tie into the system eventually. The Secondary Road budget was discussed. Further discussion was held. Auditor Gritton joined the discussion, as requested. Chairperson Weih asked if the Secondary Road Department could borrow money from an Assessor's fund for permanent monumentation. Sup. Moeller wondered why the County Engineer couldn't pay for the monumentation and then they could do a budget amendment later. Auditor Gritton indicated that is what she would recommend concerning this matter.

Moved by Sup. Boedeker seconded by Sup. Campion to proceed with permanent monumentation with Dan Corbin Inc. for an amount of \$48,416.00 to be paid from the Secondary Road budget and authorize Chairperson Weih to sign the contract.

Discussion was held.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held with Assessor Lett regarding the Request For Proposal concerning a Geographic Information System. The Board offered some guidance concerning some items on the Request. The next Conference Board meeting will be held on September 26, 2007 at 6:00 p.m.

It was noted Handwritten Check #340996 dated 8/7/07 was issued to the Cedar County Treasurer in the amount of \$1,115.06, for a Delta Dental ACH transfer. Handwritten Check #340995 dated 9/7/07 to the Cedar County Treasurer was voided due to an administrative correction.

On motion, the Board adjourned at 11:00 A.M., to September 13, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 13, 2007 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 11, 2007.

The Board viewed correspondence from Engineer Fangmann to residents concerning a bridge closure on 230<sup>th</sup> Street north of Bennett.

The Board viewed a newsletter from The Sidwell Company.

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

The Board acknowledged receipt of correspondence from Daniel P. Green, Alliant Energy regarding grain bin safety.

The Board noted correspondence from Mike Dauber, Director, Cedar County Conservation Board regarding the hiring of Noah Krob for a Park Ranger position at \$11.41/hr effective 9-12-07.

Patty Hamann, General Assistance Director; Veteran Affairs Secretary & H.I.P.A.A. Compliance Officer met with the Board for an annual performance review. The Board reviewed her self-evaluation. Discussion was held. The Board finished the review by completing an evaluation.

Patty Hamann told the Board she would like to change the allocation of funds between the General Assistance and Veteran Affairs budgets. She would like to reverse the percentages to be G.A. -15% and V.A. – 85%. More Veteran Affairs work is being done now. Discussion was held. The Board had no objection and noted this change could be made at the time of the next County Budget amendment.

Greg Davis, President, “Solutions”, Inc. met with the Board to discuss utilizing Max Elg as a consultant, Managed Services, a proposal for a new ISeries computer and other computer-related items. Matt Baack, Internal Managed Services Specialist with “Solutions”, Max Elg, Cari Gritton and Patty Hamann were in attendance. Mr. Davis reviewed the company’s relationship with Max Elg. Elg is a subcontractor to “Solutions”, Inc. He works on web sites, H.I.P.A.A. items and does audits/reviews. Work performed by Max Elg would be billed under our hourly contract.

Matt Baack gave a presentation on Managed Services and noted the services they currently provide to Cedar County. He reviewed reports that are available through the system they use. They are researching spyware software. Sup. Boedeker asked about the possibility of using our server for a Geographic Information System. Mr. Davis felt that most vendors will prefer that G.I.S. be on a separate server. A server will likely cost \$5,000 to \$7,000.

Greg Davis presented a proposal for a new IBM Iseries computer.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of September 10, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Julie Tischuk, Director, Case Management Department met with the Board to discuss a Case Manager starting wage and a pay scale for Case Managers. She presented a proposed pay scale with a starting wage of \$13.83/hr. The pay scale extends through six years of employment. Discussion was held. Chairperson Weih asked what affect this

scale would have on the current Case Managers' wages. Tischuk noted it would increase the salaries of two Case Managers. She referenced a salary survey. Sup. Bell felt this scale is an extended period over what the Board normally sees. Some members indicated they were okay with the proposed starting wage. Weih reviewed the Board minutes of 1-22-07 concerning Case Manager wages. It was noted a requested wage increase was approved at that time. Discussion continued. Chairperson Weih felt the Board needed additional time to discuss this matter and do calculations. Tischuk was advised she could give out a starting wage range and note that a starting wage would be approved by the Board. This matter was placed on the Board's next agenda.

Discussion was held concerning the Director of Human Resources position. Michele Brennan, Director and Auditor Gritton were in attendance, as requested by the Board. Chairperson Weih asked for the Auditor's recommendation. Gritton said she did some research back to 2003. She would recommend that all payroll duties, deduction changes, etc., and Workmens' Compensation matters (Beth Long of Arthur J. Gallagher would assist) be returned to the Auditor's Office. Chairperson Weih asked what percentage of Brennan's job are those duties. Brennan asked Gritton if she would want to do benefit renewals. Gritton said yes, in order to give the Board numbers. Sup. Moeller asked how Gritton would assign tasks. Gritton indicated the Payroll Clerk would do changes. Brennan asked who would be doing benefits administration and claims questions. Gritton noted Bev Penningroth would do that as well as Workmens' Compensation. Weih recalled discussion with former Auditor Ellerhoff when the H.R. position was created, and he thought there was discussion about retirement counseling, new hires and employee complaints. He thought Ellerhoff felt there needed to be more confidentiality, and people weren't always comfortable with going into the Auditor's Office to discuss things. Michele Brennan didn't doubt that the Auditor could do the things mentioned or that the employees could learn, but she felt they're busy. Brennan told the Board she is busy all day every day and it would be a lot to ask someone to absorb. She could see the Auditor doing the payroll changes, but felt there is more to it than that. Brennan thought it would be difficult to take on the duties, unless they let things fall away. She noted she has worked hard to get things where they are at now. Brennan told the Board she would like to see a replacement for the H.R. position. She felt the Auditor's staff could cover the duties until a replacement is found. Weih noted no one wants to do the Union duties. Gritton felt those duties are a whole different arena. Brennan felt the confidentiality aspect was mentioned when the Health Insurance Portability & Accountability Act was discussed. Boedeker felt the Auditor knows about confidentiality. He stated that when the H.R. position was started he thought we needed it, but now he felt our county is not large enough for it. Boedeker was in favor of the Auditor assuming some of the duties and hiring a consultant for Union matters. Gritton felt the consultant could handle other personnel matters also. Weih noted the position was created on the recommendation of the prior Auditor, so he asked Gritton if she could get the duties done with the staff in her office. Gritton noted her office could handle the payroll and workers' compensation duties. Boedeker felt it was worth a try to allow the Auditor to assume those duties. Michele Brennan referenced the Job Description she gave the Board. Each item on the description was reviewed. Gritton felt her office could do #4 (w/assistance of Judy Funk) #5 and #8-#14. Someone mentioned contacting an attorney or a consultant for employee issues. Weih noted there would be no time to train someone before Brennan's last day of employment on September 26. Brennan indicated she had given the Board three weeks notice. She felt they were belittling what she had done for three years. Brennan felt she gave good service to the employees and represented the County well, but probably everything would be fine. Bell thought part of the problem was that the Board anticipated that she would go on for an extended period of time in the position, and he felt basically the County educated her to go on to a better job. Brennan noted she talked to some department heads who indicated they would like to see the position remain in place. Bell felt in order to hire someone that wouldn't do the same duties, they'd have to pay additional money. Brennan noted if things were different she might have stayed longer. Bell felt Brennan had excellent training and noted the Board sees that a lot with other positions. Weih agreed noting the County can't afford to pay some employees, and that's why the County loses employees. Brennan told the Board she is working on finishing up things. Chairperson Weih said the Board appreciated what she's done. Brennan asked the Board to tell her what they want to do. Brennan left the room. Brief discussion was held. This matter was placed on the Board's next agenda.

Engineer Fangmann met with the Board to discuss project #LFM-200812—7X-16 concerning patching/resurfacing hard-surfaced roads in the unincorporated town of Rochester. After reviewing the budget, Fangmann told the Board he had budgeted funds for another bridge if the City of Lowden decided not to go along with the proposed joint bridge project, so he felt they could postpone a bridge project on 165<sup>th</sup> Street until the next fiscal year. Fangmann recommended proceeding with the patching/resurfacing project and awarding the bid to Illowa Investment Inc. for an amount of \$162,445.15.

Moved by Sup. Bell seconded by Sup. Moeller to award the bid to Illowa Investment Inc. in the amount of \$162,445.15 for the patching/resurfacing project #LFM-200812—7X-16.

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 Iowa Telecom for a line to service a new livestock confinement facility at 1180 – 160<sup>th</sup> Street.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Moeller seconded by Sup. Bell to approve Payroll Checks #128655 - #128816 for the period ending 9-8-2007 and to be paid on 9-14-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #340997 dated 9/12/07 was issued to Administrative Solutions, Inc. in the amount of \$750.57, concerning a partial self funded billing.

Chairperson Weih appointed Sup. Boedeker as Acting Chairperson Pro Tem for the special session on September 14, 2007.

On motion, the Board adjourned at 11:10 A.M., to September 14, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

TIPTON, IOWA

September 14, 2007

The Cedar County Board of Supervisors met in special session at 8:30 A.M., September 14, 2007 with the following members present: Campion, Bell and Acting Chairperson Pro Tem Boedeker. Chairperson Weih and Chairperson Pro Tem Moeller were absent.

The Board convened as a Canvass Board to canvass votes cast in the School Elections on September 11, 2007. Auditor Gritton was in attendance.

Thereupon the returns from the precincts were opened and examined with the following results determined:

BENNETT COMMUNITY SCHOOL – Nyle Paper and Brian Timmerman were determined to be elected.

DURANT COMMUNITY SCHOOL – Steven D. Ralfs and Cheryl L. Telsrow were determined to be elected.

NORTH CEDAR COMMUNITY SCHOOL – Tim Drewelow was determined to be elected.

TIPTON COMMUNITY SCHOOL – Mark K. Forest and Sue McGuinty were determined to be elected. Public Measure B-The proposition did pass.

WEST BRANCH COMMUNITY SCHOOL – Chad Fiderlein and Jacinta Hart were determined to be elected. Public Measure C- The proposition did not pass.

EASTERN IOWA COMMUNITY COLLEGE DISTRICT (Merged Area IX) –  
Public Measure N-For: 48 votes  
Against: 29 votes

KIRKWOOD COMMUNITY COLLEGE (Merged Area X) –  
Paul Glenn for Office of Director District 2.-717 votes.

On motion, the Board adjourned at 8:50 A.M., to September 17, 2007.

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Cari Gritton, Auditor

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Dennis Boedeker , Acting Chairperson  
Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 17, 2007 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 a payroll change for Bob Klemme, Custodian effective 9-5-07.

The Board acknowledged receipt of correspondence from "Law Seminars International" regarding an air quality regulation conference scheduled for November 15 & 16, 2007.

The Board acknowledged receipt of correspondence from "CenStates TTRA" regarding a conference.

The Board acknowledged receipt of copies of correspondence to Robert Dircks, Kevin Anderson and David Meyer, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding administrative approval of Manure Management Plans.

The Board acknowledged receipt of copies of correspondence to Brian Ritland and Devon Schott, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding confined animal feeding operation construction requirements.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of September 13 & 14, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve a new 5-day Class B Beer Permit (9-22-07) for the Tipton Chamber of Commerce.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Julie Tischuk, Director, Cedar County Case Management met with the Board to discuss a starting salary and wage scale for Case Manager positions. Connie Fett, CPC Administrator and Michele Brennan, Director of Human Resources were in attendance. The proposed scale has a starting wage of \$13.83, with 50¢ step increases at six months and at 1-6 years. Chairperson Weih didn't question that the Case Managers deserved the wages. It was his understanding from the discussion in January that the wage increases given then would be adequate, and the only increase Tischuk expected was any annual raise approved by Board. He expressed concerns that the proposed pay scale would result in a considerable mid-year raise for some of the Case Managers, and he didn't care to increase wages because extra funds were there because of a new employee's wage. Weih thought the matter of wages was settled in January. He realized that the Case Managers needed a degree, which is not the same requirement for some of the other County employees. Julie Tischuk stated that as far as the increase, she found it hard to fit the current employees into a wage scale without giving increases. Weih noted the wages of the Nurses were increased due to the inability to hire. Sup. Boedeker noted those wages are approved by the Board of Health. He looked at the proposed Case Manager wage scale, which went through six years of employment, as longevity pay. Boedeker asked how long it takes to be proficient as a Case Manager. Tischuk said three to four years, but she felt closer to four years. Sup. Moeller suggested cutting the scale off at four years. Connie Fett thought the request for wage increases was an attempt to bring the Case Managers to what the average wages are across the State. She noted Cedar County is advertising at \$28,000 plus per year, and Muscatine County has a starting salary of around \$35,000. Sup. Bell said he was led to believe in January that Jennie D. would be at the top of the scale. He noted wage increases given to the Case Managers in January. Julie Tischuk indicated she understood that she needed to make a decision regarding a pay scale or longevity, and she decided to do a pay scale. Bell asked if Tischuk thought Bobbi Conrad knows her job. Tischuk indicated yes, with some room

for growth. Weih stated he wasn't opposed to longevity pay (as used to be given to Federal employees), but it was usually pennies, and he felt now they give cost of living raises. Boedeker noted Cedar County employees receive more vacation the longer they work here, which is a longevity benefit. He didn't like a scale up to six years, and he preferred three years. Weih noted the Board had stressed their preference to not give raises mid-year. Sup. Campion felt this department does this on a steady basis, wanting things all of the time such as cars and wage increases, more than any other department. He felt things were never settled when the budget is done. Weih said he wouldn't say that, noting he felt the Board encouraged them to purchase cars. Moeller again suggested shortening the length of the wage scale. He felt a 50¢ step increase plus the annual increase approved by the Board is a lot, but he also noted they have to be able to keep employees. Weih asked how many applications have been received. Fett said two. The deadline for applications is the end of the week. Weih felt they wouldn't know if the low number of applications was because of the wage or the job. Further discussion was held concerning the scale. Bell thought the reason for the pay scales is to know the starting wages and increases, and what the top of the scale is. Boedeker agreed noting they can hand the scale to new employees and everyone knows what the wages are. Boedeker said Cedar County ranks 39<sup>th</sup> in population, so he felt we shouldn't be compared to Muscatine County. He noted the Muscatine County Sheriff's salary is significantly higher than the Cedar County Sheriff's salary. Tischuk agreed that they can't compare Cedar County to larger counties. Boedeker noted he doesn't like large raises mid-year. Discussion continued. When asked, Brennan reviewed the amount of the step increases in other departments' pay scales. It was noted that any scale approved now by the Board could be changed at budget time if needed. Julie Tischuk indicated a scale up to three years effective immediately would be okay with her, and she felt it was good to get a scale in place. Moeller asked what would happen if someone with several years of Case Management experience was hired. Tischuk and other members felt the individual would receive the starting wage on the scale. Fett referenced the cost report, indirect costs and a payback to Medicaid due to costs. Brief discussion continued.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a pay scale for the Case Managers up to three years of employment with the top wage being at \$15.83/hr effective 9-17-2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil La Rue, Environmental & Zoning Director briefly met with the Board for general discussion.

Fred Sander, Courthouse Security Guard/Bailiff met with the Board to update them on the security seminar he attended last week. He learned a lot. Some things he would like to see changed at the Courthouse are as follows:

- 1) removal of the trash cans outside the doors since explosive devices could be placed in them;
- 2) keeping all custodial storage rooms locked due to chemicals being stored in them;
- 3) knee-high landscaping; and
- 4) knowing who is in the court rooms and when.

The Board was agreeable with the above items. The Chairperson will speak to the Custodian. Sander will talk to the Clerk of Court. Fred Sander felt his new hours are working out well, except occasionally the Judge arrives before he does.

County Attorney Benz entered the room. Brief general discussion was held.

It was noted Handwritten Check #340998 dated 9-14-07 was issued to the Cedar County Treasurer in the amount of \$1,500.67, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:25 A.M., to September 20, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 20, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Jenni Tholen, Jail Administrator regarding payroll changes for the following Correctional Officers: Chris DeFauw, Monica Coussens, Elisabeth Remetch, Stacy Brown, and Nick Eby.

The Board viewed a Compliance Newsletter dated 8-24-07 from "Compliance Home".

The Board viewed an ISAC Update dated September 14, 2007.

The Board viewed an update from the Iowa Tourism Office dated September 18, 2007.

The Board viewed caseload reports for September 2007 submitted by the Cedar County Case Managers.

The Board viewed correspondence from Julie Tischuk, Director, Case Management Department regarding payroll changes for Case Managers Jennie Davidson, Larissa Stern & Bobbie Conrad due to approval of a new pay scale.

The Board acknowledged receipt of correspondence from Gina Clemmer regarding a Mapping Iowa Communities Workshop scheduled for September 27 & 28.

The Board acknowledged receipt of an Iowa DOT news release dated 9-17-07 regarding the bridge project on I80 over the Cedar River.

The Board acknowledged receipt of correspondence from Alliant Energy regarding an energy workshop scheduled for October 24, 2007.

The Board acknowledged receipt of correspondence from Aerial Services, Inc. regarding RFP specifications, LiDAR Top 10 and Diverting Links.

The Board acknowledged receipt of correspondence from Kanan Kappelman, Iowa Department of Economic Development regarding an Iowa Venture Capital & Entrepreneur Conference scheduled for October 10, 2007.

The Board acknowledged receipt of correspondence and a "Healthy Communities" magazine from the Iowa Department of Public Health.

The Board acknowledged receipt of correspondence from Kyle Wine, Centranz, Inc. regarding heavy equipment parts and components.

The Board noted the Dispatcher position held by Meleah Droll is permanent part-time, not temporary part-time.

Phil La Rue, Zoning Director met with the Board to review a petition for the Alger's First Addition Minor Subdivision in Sections 30 & 31 T82N R4W Pioneer Township which is 88.70 acres more or less. Engineer Fangmann and Troy Louwagie of Hertz Farm Management were in attendance. Mr. La Rue noted this parcel had previously been divided. Discussion was held. Mr. Louwagie indicated the property is in the mother's name, and they are dividing up the property for three sons.

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

#### RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Alger'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 Alger'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 20th day of September, A.D., 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding the requested payroll change for Bob Klemme, Courthouse Custodian. Auditor Gritton joined the discussion, as requested. The pay scale for the position was reviewed. Some members expressed that they would like to see Klemme's wage closer to that of another Custodian employed by the County, indicating they felt he was probably performing similar duties. Further discussion was held.

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

Courthouse

Bob Klemme, from \$12.45/hr to \$13.10/hr effective 9-5-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board to review bids for the purchase of a new motor grader, for the potential sale of a used County motor grader and to request that the Board take action on a contract with Illowa Investment Inc. for project #LFM-200812—7X-16. Those in attendance for the matter of the motor grader bids were: Delane Wolter of Road Machinery & Supply, Tim Scherrman of Martin Equipment, Chase Lang, Trevis Adair and Denny Cook of Altorfer Machinery and Mike Yerington, Shop Foreman. The bids for the motor graders were as follows:

Bidder	Make/Model	New Cost	Trade-in #419	Net Price w/ Trade-in	Buyback 7/7500	Full Machine Warranty
Martin Equip. of Ia.-Ill., Inc.	John Deere 770D	\$177,500.00	\$49,625.00	\$127,875.00	\$0	\$5,000.00
Road Machinery & Supply Co	Komatsu GD655-3CA (new wing)	\$198,013.00	\$52,000.00	\$146,013.00	\$0	\$0
Altorfer Machinery	Caterpillar 140M (new wing)	\$207,750.00	\$60,000.00	\$147,750.00	\$120,000.00	\$7,630.00
Mid Country Machinery	Trade Purchase Only		\$54,100.00			

Unit #419 is a 1989 Caterpillar 140G with 14,206 hours. Engineer Fangmann told the Board they have had issues with a John Deere grader. The grader was out of service for 2-3 weeks, and they have been working with Martin Equipment. The County has had the Komatsu grader for one year. It was out of service for 2-3 days. Fangmann noted problems they've had with a wing. It has been redesigned by Monroe. There was a defrosting problem with the John Deere grader, but the Secondary Road Department won't know until winter if the problems have been resolved. Fangmann noted the new Caterpillar graders have a "joy stick" controls option out now, but he would like to see them out for more time before he would recommend purchasing a grader with that type of controls. Engineer Fangmann recommended purchasing the Komatsu grader from Road Machinery for an amount of \$198,013.00 and to exercise the option to sell Unit #419 to Mid Country Machinery for an amount of \$54,100.00. Mike Yerington indicated he was afraid of the number series change on the Caterpillar M's, and he was not completely happy with the John Deere D's. Sup. Bell asked about the Komatsu fuel consumption. Yerington said it depends on the day.

Moved by Sup. Moeller seconded by Sup. Boedeker to purchase the Komatsu GD655-3CA with new wing from Road Machinery & Supply Co. for the amount of \$198,013.00 and to exercise the option to allow Mid Country Machinery to purchase the trade-in Unit #419 for the amount of \$54,100.00, as recommended by Engineer Fangmann.

Discussion was held.

Ayes: Bell, Moeller, Boedeker, Weih

Nay: Campion

Engineer Fangmann presented a contract with Illiowa Investment Inc. for resurfacing project #LFM-200812—7X-16 in the unincorporated town of Rochester.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a contract with Illowa Investment Inc. for project #LFM-200812—7X-16 in the amount of \$162,445.16.

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 Linn County REC for a line to a new house at 254 - 230<sup>th</sup> Street in Gower Township.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Engineer gave project updates.

Discussion was held regarding the Director of Human Resources position. County Attorney Benz; Michele Brennan, Director and Auditor Gritton were in attendance. Attorney Benz wondered who would take over the employee relations and labor relations duties if the Board decided not to fill the position. He felt the individual would need to be objective, and since he worked with Cedar County employees he didn't know that he could be objective. Benz felt it is a specialized area, and not everyone would have that expertise. He recommended that if the Board was not going to employ someone for the position that they look to contract services. Atty. Benz indicated his recommendation didn't mean that he wouldn't respond to some employee issues, but he felt grievances should be handled by someone else who can be objective. Michele Brennan wondered if Benz would address non-Union employee issues as well. Benz indicated that if for example he was called about a discrimination complaint, he couldn't defend and act as an investigator at the same time. Brennan noted there were two non-Union grievances in the last month at which she directed the hearing, but didn't actually participate. Chairperson Weih asked the Auditor if her opinion had changed since this matter was last discussed. She said no. Weih asked Brennan if she still felt the position should be filled. She indicated yes. Brennan asked if the Board members had talked to department heads, as she had asked. Weih indicated he had heard from a couple. Discussion continued. The consensus of the Board was to send out a memo to department heads to let them know that they could schedule time to meet with the Board to express their views/concerns, either way, concerning this matter and to direct the Board's Clerk to contact consultants concerning their fees for Union negotiations, employee relations, handbook revisions and COBRA administration services.

Brief discussion was held with County Attorney Benz concerning the approval process for new hires.

Moved by Sup. Bell seconded by Sup. Moeller to approve a letter of support on behalf of the Cedar County Board of Supervisors for the City of Mechanicsville's Safe Route to School Grant Application to the Iowa Department of Transportation.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of September 17, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Sheriff's Department

	<u>From</u>	<u>To</u>	<u>Effective</u>
Chris DeFauw	\$13.06/hr	\$13.75/hr	9-8-07
Monica Coussens	\$11.41/hr	\$11.94/hr	9-8-07
Elisabeth Remetch	\$11.94/hr	\$12.32/hr	9-26-07
Stacy Brown	\$11.94/hr	\$12.32/hr	9-27-07
Nick Eby	\$11.94/hr	\$12.32/hr	9-28-07

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve Claim Checks #341001 - #341279.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #320999 dated 9/19/07 was issued to Administrative Solutions, Inc. in the amount of \$489.36, concerning a partial self funded billing.

On motion, the Board adjourned at 10:05 A.M., to September 24, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson



The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 24, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated September 21, 2007.

The Board viewed a September 2007 Cedar County Environmental & Zoning food safety newsletter.

The Board acknowledged receipt of a notice of a meeting and public hearing of the City Council of West Branch on October 15, 2007 concerning the annexation of property to the City.

The Board acknowledged receipt of correspondence from the East Central Intergovernmental Association regarding the Eastern Iowa Regional Utility Service Systems Board meeting scheduled for September 26, 2007.

The Board acknowledged receipt of correspondence from Stephen L. Johnson, USEPA Administrator, National Association of Counties regarding a "Change a Light, Change the World" campaign starting 10-3-07.

The Board acknowledged receipt of correspondence from Kenneth M. Quinn, President, The World Food Prize Foundation regarding an Iowa Hunger Summit on October 16.

The Board acknowledged receipt of correspondence from CenStates TTRA regarding their 2007 tourism conference.

Julie Tischuk, Director and Leanne Zearley, Office Manager, Cedar County Case Management met with the Board to review the Actual FY06-07 Cost Report. The actual rate is \$195.26 and the project rate was \$210.33, so Cedar County will have to pay back a little over \$12,000 to Iowa Medicaid Enterprises. Tischuk noted the rate change was due to health insurance, a job change and unpaid leave. The indirect service cost to be paid to the General Fund is \$9,214.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign the Actual FY06-07 Cost Report, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

County Attorney Benz met with the Board to discuss the authority of the Board of Supervisors regarding approval of new hires. He cited a 1972 Iowa Supreme Court case involving Lee County. Sue Faith entered the room while discussion was in progress. Discussion was held. Atty. Benz advised that the Board of Supervisors' has a part in the approval/hiring process, but disapproval of new hires cannot be for arbitrary or capricious grounds. They have to have a rational basis for their action. The Supervisors would have no control over new hires by the Conservation Board, Board of Health, Solid Waste Commission or Assessor's Conference Board. Chairperson Weih wanted to make it clear that the Board of Supervisors didn't have any intention of changing the process, they just wanted clarification on what they were told.

Sue Faith, Emergency Management Director briefly met with the Board. General discussion was held. Faith told the Board she hoped they kept a Human Resources Department.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of September 20, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Phil Waniorek of Administrative Solutions, Inc. and J & W Insurance Services met with the Board to discuss health insurance administration services. He presented and reviewed documentation concerning services provided by the companies. Michele Brennan, Director of Human Resources entered the room while discussion was in progress. Some of the services he reviewed were, but not limited to: COBRA administration, consolidated billing, reconciling insurance billings, self-funded dental plan, consulting, flex benefit plan administration, new employee packets and meetings regarding benefits. The consulting agreement would be at no charge if the County has all of the benefits through his office, but Mr. Waniorek told the Board he would be happy to provide any of the services to the County. Waniorek felt the County could have the best services for the most dollars if the services are administered through his office. Chairperson Weih asked Michele Brennan if the services in Waniorek's proposal are all administered by her, and she said yes. She noted there is timing requirements associated with COBRA, and she expressed concern that those need to be met. There are currently two individuals utilizing COBRA insurance, but Brennan noted notices need to be sent if dependents are coming off or going on a plan. Phil Waniorek indicated that he understood. Weih asked Brennan if she received questions. Brennan stated she receives some at termination or when dependents go to college or are no longer full-time students, but she noted a lot of the questions are through phone calls. Weih asked if most issues are settled over the phone. Brennan said yes. She indicated the consolidated bills were not a worry for her. She felt Waniorek's self-funded dental plan is competitive. Discussion continued. Weih asked Waniorek how he would determine who needs to be sent a notice. Waniorek said he would know by any of the following ways: through emails, employees or Blue Cross Blue Shield. He noted he could give the Auditor's Office a summary plan description, and we would mail out memos/notices. Michele Brennan inquired about Certificates of Credible Coverage notices. Phil Waniorek said his office could do those. Brennan noted there are retirees on the health insurance plan. Waniorek indicated his office could provide a list of those that notices need to be sent to, and he noted that is part of the COBRA administration. Sup. Moeller asked if Waniorek would conduct seminars. Waniorek said yes. He could work with the Auditor's Office to set up dates and times. Brennan asked about flex renewals (TASC & dental). Waniorek thought it would be best to do the dental flex in July. He could send Delta Dental a letter stating he is the County's agent. The flex renewals could be done through a Cedar County office or through Waniorek. Sup. Bell felt Waniorek could do an Agent of Record document for the Delta Dental insurance. Sup. Boedeker liked the idea of having only one number to call. Waniorek noted his prices are guaranteed through 6-30-2010.

General discussion was held.

Engineer Fangmann met with the Board for general discussion. Fangmann told the Board how his department uses H.R. He had Brennan sit in on interviews and help him stay on top of personnel issues. His biggest concern is Union negotiations. If there is no H.R. office, he felt they could go back to how negotiations were handled before by utilizing a consultant. Employee relations and workers' compensation are also issues for him. Brief discussion continued. Weih felt it would be unreasonable to think another department could absorb all of the H.R. duties without hiring someone, so he noted they might need to hire someone to handle some things. It was noted a part-time H.R. employee had not yet been discussed.

It was noted Handwritten Checks #341280 in the amount of \$64.00 and #341281 in the amount of \$45.77 to the Iowa Department of Public Health dated 9/20/07 were issued as administrative corrections. Check #341119 to the Iowa Department of Public Health in the amount of \$109.77 was voided.

It was noted Handwritten Check #341000 dated 9/21/07 was issued to the Cedar County Treasurer in the amount of \$1,615.80, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:53 A.M., to September 27, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., September 27, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed September 2007 legislative news from Speaker of the House Pat Murphy.

The Board viewed a news update from the Iowa Tourism Office dated September 25, 2007.

The Board acknowledged receipt of Manure Management Plan Annual Updates for Steve Weets and Crock & Sons.

The Board acknowledged receipt of correspondence from the U.S. Department of Justice regarding "Project Civic Access: Solving common ADA problems through a voluntary self-assessment toolkit".

The Board acknowledged receipt of correspondence from Yejin Jang, National Association of Counties regarding SCHIP reauthorization.

The Board acknowledged receipt of correspondence from Jeff Spence, Iowa Department of Economic Development regarding the Iowa Tourism Conference on October 22-24 and the Silent Auction.

The Board acknowledged receipt of correspondence from the Iowa Health Buyers Alliance regarding a conference on October 24, 2007.

The Board acknowledged receipt of correspondence from the U.S. Census Bureau, United States Department of Commerce regarding Boundary and Annexation Survey contact information.

The Board acknowledged receipt of correspondence from Thomas J. Wirtz, Director of Administrative Services, Mississippi Bend Area Education Agency regarding Senate Bill 477 concerning school districts.

The Board acknowledged receipt of correspondence from Ray & Associates concerning contract negotiations and employee relations services.

Phil La Rue entered the Board Room to attend a meeting with an individual concerning an air quality issue. The individual did not come to the Board Room. Discussion was held concerning facultative lagoons. La Rue noted the lagoons are not under his jurisdiction. General discussion was held.

Chairperson Weih told the Board he conducted a lengthy exit interview with Michele Brennan earlier this week, concerning her position as Director of Human Resources.

Recorder Thumm and Deputy Recorder Woolley met with the Board to discuss funding for the Iowa Land Records System, window blinds, a spreadsheet for the Electronic Licensing System of Iowa and the Human Resources position. Thumm relayed that the Legislators only put in \$1.00/document to fund the system. The contract with "Solutions", Inc. will need to be renewed in the Spring, so she will be putting \$3,000 to \$4,500 in the FY08-09 budget for this. Recorder Thumm told the Board she needs to have something on the windows due to the amount of light when they are taking passport photos. Chairperson Weih noted the Board is discussing the purchase of blinds. Recorder Thumm told the Board that when the Department of Natural Resources started the Electronic Licensing System of Iowa they never came up with how the Recorders would get the information into their reports. Malissa Woolley created a spreadsheet on her own time, and now "Solutions" has enhanced it and they are making a program out of

it. The program may be sold for \$1,500, but Cedar County will receive it at no charge. Regarding the Human Resources position, Thumm felt something needs to be done. She would like to see employees or department heads be able to contact someone with their insurance concerns. She felt it would be wiser and cheaper to hire a company with expertise to deal with Union negotiations. Thumm would prefer to be able to see the people that are turning in applications for a position in the Recorder's Office. She has always had her own check sheet when conducting interviews. Thumm felt if the Board had a problem with department heads interviewing on their own, that they could require a Deputy or another department head to sit in on the interviews. She indicated the Auditor has probably taken over the payroll duties. It was noted those duties are under the Auditor's jurisdiction.

Sup. Boedeker reported on the Eastern Iowa Rural Utility Services System meeting he attended last evening. He noted Greg Thompson indicated there may be money available for conservation out of the new farm bill. Boedeker has asked Phil La Rue to write up a proposal for the unincorporated town of Rochester.

Chairperson Weih gave a report on the Conference Board meeting last evening. Sup. Moeller also attended the meeting. The Conference Board accepted the proposal by Midland GIS Solutions.

Engineer Fangmann met with the Board to review Utility Permit Applications.

Moved by Sup. Moeller seconded by Sup. Champion to approve and authorize Chairperson Weih to sign a Utility Permit Application for Eastern Iowa Light & Power for Don Lamp for service to a new home on Cedar Valley Road.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Champion to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for work to be done in conjunction with a County bridge project on 230<sup>th</sup> Street, and to waive the fee as recommended by Engineer Fangmann.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

Roger Pavey and Sherry Snyder of Community Action of Eastern Iowa met with the Board to discuss leasing the DHS building and to discuss an agreement concerning food purchases. Judy Cottingham was in attendance. Mr. Pavey presented documentation concerning their request to lease the building at 101 Lynn Street to consolidate their services into one location. They would move from their downtown Tipton location. Mr. Pavey noted the D.H.S. Office could remain in the building rent free, and Community Action would provide support to them. Community Action presented the following two options: Option A-Cedar County leases the property to Community Action of Eastern Iowa for a five year period, on a net basis, for \$700 per month. Option B-Cedar County leases the property to community Action of Eastern Iowa for a ten year period, on a net basis, for \$700 per month with Community Action of Eastern Iowa having the option to purchase the property outright at the end of the ten year period for an additional one-time payment of \$10,000. Community Action would take care of all maintenance, utilities and capital improvements. Sue Hall inquired about their store at the downtown location. Pavey indicated the store is not a viable operation for them, and it is not in their plans if they move to a new location. Pavey noted Sherry Snyder and her parents have put a lot of their own time into the store. Sherry Snyder noted the store has about 300 sales/month and approximately 200-250 donations/month. Roger Pavey said the store receipts are approximately \$800/month, but that amount does not cover their expenses on the space they are currently leasing. He indicated they would donate shelving and storage to an organization that would want to take over the store. Sup. Bell asked if Pavey had spoken to Cherrie McLimans at the D.H.S. Office. Mr. Pavey said yes, indicating their plan was okay with her. He noted to outright purchase the building now would require an equal amount to be spent by Community Action to meet Federal regulations. It was noted a contract/lease agreement would need to be presented concerning their proposal.

Moved by Sup. Bell seconded by Sup. Boedeker to proceed with Option B to lease the building at 101 Lynn Street, Tipton to Community Action of Eastern Iowa contingent on the proposed contract/lease agreement being acceptable to the Board, the County Attorney and the Department of Human Services.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding food purchases by the General Assistance Office for food boxes. Roger Pavey noted in the past food was purchased by the General Assistance Office from the Food Coalition Program utilizing Community Action's tax exempt number, but they can no longer do that. Pavey presented a proposed agreement to allow Community Action to assist the General Assistance Office with the holiday food boxes. The money would come to Community Action, and they would purchase the food. Community Action would contribute \$250 towards the total amount of \$2,250. Patty Hamann, General Assistance Director would decide what food to purchase. The Board agreed they had no objection to the proposed agreement, but they would want the County Attorney to review it prior to the Board taking any action.

Chairperson Weih left the Board Room at 9:45 a.m. to attend a Solid Waste Commission meeting.

Some of the department heads met with the Board to discuss the Human Resources position. Those in attendance were: Connie Fett, Julie Tischuk, Amy Wehde, Carolyn Wood, Sue Faith, Warren Wethington, Phil La Rue and Sterling Benz. Chairperson Pro Tem Moeller asked if they had any ideas or concerns. Connie Fett felt they needed this position. She noted there was a lot of work done when the Care Facility was closed, such as unemployment and Workers' Compensation. Fett felt consistency is important. She wondered where they would go for assistance with employee issues, insurance questions, etc. Phil La Rue wondered if they would go to the Auditor. Sup. Moeller noted they went to the Auditor's Office prior to the existence of the H.R. Office. Paul Greufe entered the outer lobby of the Board Room while discussion was in progress. Phil La Rue felt they needed someone full-time in the position, because there are changes all of the time and more specifically, to assist department heads and employees. Julie Tischuk told the Board she is currently trying to hire an employee, and she doesn't know a lot about such things as what questions you can ask or not ask. She felt the Veteran's preference issue can be tricky. Tischuk indicated she did not have the extra knowledge to be confident about H.R. issues. She felt the H.R. Office is a big benefit. Amy Wehde agreed with Tischuk. She indicated they've had some "sticky" situations in the Public Health Department, and they've needed to obtain legal assistance. Wehde felt it would be nice to keep someone in the position. She presented a document from Rick Fleshin indicating he is in favor of keeping someone in this position. Gary Jedlicka entered the room while discussion was in progress. Sterling Benz felt the Board should fill the position or contract out the services, but he felt that it would be best to fill the position. He said he could assist with things, but not full-time. Benz indicated it appeared the duties would take a full-time person, so a contract person might not be enough. He felt the laws constantly change, and this is not his specialty. Sue Faith noted her department is technically not a County department. She indicated she felt there are compelling reasons for the department, and she realizes what it takes to re-establish a department. Warren Wethington noted since he was a new department head he used the H.R. Department a great deal, and he'd like to see the department continue. He felt continuity and standardization of training of department heads would be worth keeping it. Gary Jedlicka said he agreed with everyone. Chairperson Pro Tem Moeller thanked everyone for their input.

Paul Greufe of PJ Greufe & Associates LLC met with the Board to discuss Human Resource services. Auditor Gritton was in attendance. Mr. Greufe noted he knew Michele Brennan. He was the former Human Resources Director for Scott County. Mr. Greufe started his company about six months ago and is marketing his services to smaller organizations. He told the Board he has 15-20 years of experience. Mr. Greufe wondered if the County's two issues are an upcoming labor agreement and the H.R. position. He felt he could fill both roles. He has labor negotiation experience, noting he was recently a chief negotiator for Scott County with another individual. Greufe

indicated a substantial amount of dollars was saved in negotiating the Union contracts. He is on the IPLR Board so he noted he stays updated on labor laws, and he does a lot of teaching. Discussion continued. Greufe indicated his labor contract negotiations fee would be \$7,500 in a contract year, which would include negotiations and contract administration. He felt it is helpful to hold quarterly labor relations meetings. Mr. Greufe suggested he could act as the H.R. Director on a part-time basis. He noted he heard the concerns of the department heads in the Board Room prior to his appointment. Mr. Greufe would be available on an hour to hour, week to week or month to month basis, and he could be a resource to the department heads or the Board. Chairperson Pro Tem Moeller wondered if he would handle grievances with department heads. Auditor Gritton felt grievances have usually been a major issue with the Unions. Further discussion was held. Chairperson Weih returned to the Board Room at 10:45 a.m. while discussion was in progress. Mr. Greufe would charge a one-time fee of \$2,500 for his compliance package which includes an audit of what we have in place and a review of our Employee Handbook. After that he would charge \$1,000/month which would include monthly meetings with department heads, departmental issues, quarterly updates to the Board and contact by phone any time. Discussion continued. Members wondered if in an off Union contract year, Greufe would charge more than the \$1,000/month. Mr. Greufe said possibly, but he would have a better idea after nine months. The Board and the Auditor felt our job descriptions and Handbook are up to date. Mr. Greufe noted he would not have the daily interaction with department heads for such things as filling out Workers' Compensation claims. Sup. Bell felt the department heads may need refresher training. Greufe indicated he could do that during a half-day session. Discussion was held on whether an H.R. audit would be needed. Bell felt an audit might help to get a grasp on what discussion/training might be needed with the department heads. Greufe told the Board he usually finds something in an audit that an organization could possibly be fined for. Boedeker asked if Greufe's first month's payment would be included in the \$2,500 compliance package fee. Greufe noted he could look at that, and then he indicated yes. Discussion continued. Greufe indicated training could lead to all departments doing things the same way, and a determination could be made as to whether his services are meeting the department heads' needs. When asked if he would need an office, Mr. Greufe said he would just need a small private place. The half-day training by Greufe would be included in his \$1,000/month fee. Sup. Bell asked about his clients. Greufe noted he is currently performing two audits. Brief discussion continued.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of September 24, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

Sup. Weih gave a Solid Waste meeting report. Discussion was held regarding the old landfill site.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #128817 - #128987 for the period ending 9-22-2007 and to be paid on 9-28-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #341282 dated 9/26/07 was issued to Administrative Solutions, Inc. in the amount of \$1,892.94, concerning a partial self funded billing.

On motion, the Board adjourned at 11:20 A.M., to October 1, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 1, 2007 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 an ISAC Update for September 28, 2007.

The Board acknowledged receipt of correspondence from Everett Kruckenberg regarding his resignation from the Veteran Affairs Commission.

The Board acknowledged receipt of correspondence from "Compliance Home" regarding a HIPAA Summit XV on December 10-15, 2007.

The Board acknowledged receipt of correspondence from the Office of the Governor and Lt. Governor regarding a September/October One Iowa Report.

The Board acknowledged receipt of correspondence from the County Safety Committee regarding fire extinguisher training on October 8, 2007.

The Board acknowledged receipt of correspondence from Von Bokern Associates, Inc. concerning labor negotiations and employee relations services.

The Board acknowledged receipt of correspondence and a Cost Allocation Plan for the fiscal year ended 6-30-06 from Diane Blaschko, MAXIMUS.

The Board acknowledged receipt of copies of correspondence to Todd Mente, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding an administrative approval of Manure Management Plan for TSM Farms.

Rick Fleshin, Director, Cedar County Public Health, met with the Board to discuss filling an upcoming Secretarial/Receptionist vacancy in their office. The Board asked if he had a starting wage set. He said they did not have a starting wage set, but they do have a wage scale they follow. The Board was in agreement to fill the Secretarial/Receptionist position. Fleshin also expressed interest in hiring a second Direct Care Worker. They are in the interviewing process now for one. The Board would like to talk to Amy Wehde, Home Health Supervisor, before agreeing to hire a second person.

Discussion was held regarding an agreement between Cedar County's General Assistance Department and Community Action of Eastern Iowa to provide holiday boxes to Cedar County Residents under established guidelines.

Moved by Sup. Bell seconded by Sup. Moeller to have Chairperson Weih sign the Agreement To Provide Holiday Boxes To Cedar County Residents between Cedar County and Community Action of Eastern Iowa.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

At 9:00 a.m., the Board adjourned from regular session to meet as a Canvass Board to canvass votes cast for the West Branch and Wilton Special Local Option Sales and Services Tax.

Public Measure D --- To authorize imposition of a local sales and services tax in the City of West Branch, Iowa at the rate of one percent (1%) to be effective from January 1, 2008, until expiration on June 30, 2016.

For the question-----one hundred ninety-eight (198) votes

Against the question -----three hundred thirty-two (332) votes

Public Measure D did not pass

Public Measure E --- To authorize a change in the use of the one percent (1%) local sales and service tax shall be changed in the City of West Branch effective January 1, 2008.

For the question-----one hundred ninety-seven (197) votes  
Against the question-----three hundred thirty-two (332) votes  
Public Measure E did not pass

Public Measure F --- To authorize imposition of a local sales and services tax in the City of Wilton, Iowa at the rate of one percent (1%) to be effective from January 1, 2008 until expiration on June 30, 2016.

For the question-----two (2) votes  
Against the question-----zero (0) votes  
Public Measure F did pass

Thereupon the minutes of this session were reviewed and approved and the Canvass Board reconvened to regular session in the Board Room.

The Board held discussion regarding a request for a property tax suspension for property owned by Lajane and Raymond Debner and located at 406 2<sup>nd</sup> Ave., Clarence, IA. The legal description being Lot 4 of Outlot 6 Hechts Addition to Clarence. Deputy Treasurer Deb Helmold entered the room at the Boards request. Helmold said there are more inquiries about property tax suspension, but people usually back away from it when they find out a tax lien goes against the property and they have to pay the taxes when they sell their homes. The Board then requested County Attorney Benz to come to the Board Room. Benz said after reading the letter and looking at the documentation the Board would have to approve the suspension. Discussion followed.

Moved by Sup. Moeller seconded by Sup. Bell to allow the property tax suspension for Lajane Debner, per the Code of Iowa requirements.

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

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

#### RESOLUTION

WHEREAS, on October 1, 2007 documentation was reviewed by the Board of Supervisors from Shirley Mostaert on behalf of LaJane Debner showing proof that LaJane Debner 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 parcel 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 parcel, to-wit: Hechts Addition Lot 4 Outlot 6 Parcel #039003272040090 in the City of Clarence. To include the payment for 2006 assessment taxes payable in FY2007-2008, owned by LaJane & Raymond Debner and remaining unpaid for such time as said person, LaJane Debner, remains the owner of the parcel and receives medical assistance as defined in Section 249A.

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

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of September 27, 2007.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

Moved by Sup. Bell seconded by Sup. Moeller to approve Chairperson Weih to sign a certificate of cost allocation plan with Maximus, Inc. concerning the proposal based on the fiscal year ended June 30, 2006.

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

Bob Klemme, Custodian, met with the Board to discuss progress with the new windows. Klemme noted the window contractor needs to finish insulating and trimming out windows on the inside. The Board had concerns about some of the scratches on the window sills and the insulation. Klemme will contact Jim Robinson with Robinson Energy Efficient Products, Inc. regarding the concerns.

It was noted Handwritten Check #341283 dated 9/29/07 was issued to the Cedar County Treasurer in the amount of \$2,231.88, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:20 A.M., to October 4, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 4, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from ECIA regarding a grant they received jointly with RTA to build a joint facility.

The Board viewed correspondence from Darlene McMartin, President, National Association of County Veterans Service Officers, Inc., extending their appreciation of support the County has given Patricia Hamann, Veterans Affairs Secretary and the Veterans of Cedar County.

The Board viewed correspondence from Karr Tuckpointing Co., Inc., regarding a free offer to inspect our masonry building.

The Board viewed a "Report of General Assistance" for the month of September 2007, submitted by Patty Hamann, Director.

The Board viewed an update from the Iowa Tourism Office dated October 2, 2007.

The Board viewed a MECCA employee newsletter dated October 1, 2007.

The Board viewed correspondence from Jennie Davidson regarding her resignation from a Case Manager position.

The Board viewed correspondence from Michael Hogan regarding his resignation from the Compensation Board.

The Board viewed correspondence from Connie Fett, CPC Administrator, regarding an Advisory Board Meeting October 22, 2007.

The Board viewed correspondence from Steve Lacina, Executive Director, Cedar County Economic Development Commission regarding their withdrawal from membership and financial support of "Prosperity Eastern Iowa".

The Board acknowledged receipt of correspondence from REEP, Inc. regarding a partial payment on window replacement at the Courthouse.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of October 1, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board met with department heads and others to discuss any problems or concerns they might have. Those in attendance were: Cari Gritton, Mike Dauber, Sue Faith, Malissa Woolley, Dan Lett, Bob Klemme, Warren Wethington, Patty Hamann, Amy Wehde, Carolyn Wood, Julie Tischuk, Connie Fett, Rob Fangmann, Sterling Benz, and Deb Helmold. Chairperson Weih told those in attendance they were in the process of purchasing window coverings, and they are welcome to sit in on the 10:00 appointment regarding this. Sterling Benz said he had received union briefs from the hearing and will need to reply by Monday. Patty Hamann will be attending Fall School along with two of the Commissioners. Warren Wethington still has three phone lines coming to the courthouse and it is costing \$500 per month for this. He would like to see something done to correct this. Deb Helmold noted tax season is done. Dan Lett reported the GIS bid was given to Midland. Vanguard should be done in the next 30 days with their appraisals. He and Cindy will be attending Fall School. Malissa Woolley reported they were extremely busy with snowmobile, ATV and boat licenses. Their system is very slow due to new programming. Hunting and fishing licenses are very busy. Passports

seem to be coming in faster. Rob Fangmann noted harvest is in full swing, please be careful on the roads. Amy Wehde reported they will start giving flu shots the end of October. There are no details about employee flu shots at this time. They are in the process of hiring another Direct Care Worker. Sue Faith will be attending NIMS 300-400 training. EMA has purchased a boat and motor for the Sheriff's office to use for accidents and recovery. Bob Klemme reported the windows are coming along slowly. The landscaping will begin on Tuesday and he will be using prisoners from the jail to help. There is a glitch with the generator that is being worked on. Mike Dauber reported Noah Krob has been hired as the new Park Ranger. They have poured concrete at the Conservation building. There is an elk running loose around Cedar Valley and an emu is running loose around the old county home. Sup. Bell reported to the group they have not yet made a decision about the Human Resource position.

Amy Wehde met with the Board regarding hiring an additional Direct Care Worker. The case load is getting bigger and the Aides have been working nine and ten hour days. The Board was in agreement with hiring an additional person.

The Board held discussion regarding the Human Resources position. Discussion included but was not limited to contracting the services. Sup. Bell suggested we have Administrative Solutions handle all of our insurance needs and do more training with employees. Chairperson Weih suggested they get new proposals from Administrative Solutions and PJ Greufe and Associates LLC.

Moved by Sup. Boedeker seconded by Sup. Bell to accept the proposal from PJ Greufe and Associates LLC, pending as to what was agreed upon in their previous meeting regarding fees.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to accept the proposal from Administrative Solutions and be Agent of Record (AOR) on the Dental Plan and switch to their Flex Spending Plan effective January 1, 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Richard Leuellen and Linda Swift of Commercial Window Covering met with the Board regarding window coverings for the new courthouse windows. Also attending were Auditor Gritton and Bob Klemme. Leuellen noted they have done many office buildings and schools. He noted everything is custom made, repairable and replaceable. He first showed the Board mini blinds and recommended 6 gauge or 8 gauge material be used if going with this blind. The price would be \$117 - \$132 less 25%. Installation would be separate and that would run \$16.67 per window. The next blind was a Faux wood blind. It would be easy to clean and it would be fabricated in Iowa City. He has used these blinds in two college dorms and has not had any complaints about them. He thinks this would be an excellent choice. There is no sagging or fading. The cost for these blinds would be \$125 less 25%. Klemme asked if they would rub on the frames. Leuellen said there would be ½ inch clearance. He next showed a cellular shade. It does not collect soil and can be vacuumed. It is made of polyurethane material and is always white on the outside. This is also fabricated in Iowa City. The cost for these is \$166 less 25%. He then demonstrated the roller shade. It is also fabricated in Iowa City. It can be cleaned by vacuuming it. A header would cost extra. The cost would be \$213 less 25%. Once the order is placed it would take three weeks for delivery and installation would take two days. They agreed to leave samples for us to look at.

Julie Tischuk, Case Management, Director, met with the Board regarding the resignation of Jennie Davidson, Case Manager. Julie would like permission to hire a second Case Manager. Chairperson Weih thought maybe they could contract out for this position. Julie said Larissa Stern is willing to work temporary part time for two months. The Board agreed to go along with whatever it takes to get the job done. They would like to proceed with the salary that is in place.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve Claim Checks #341284 - #341478.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih phoned Paul Greufe of PJ Greufe and Associates LLC to discuss the changes they would like made in his proposal. He will meet with the Board next week.

It was noted Handwritten Check #341479 dated 10-03-2007 was issued to Administrative Solutions, Inc. in the amount of \$1,101.72, concerning a partial self funded billing.

On motion, the Board adjourned at 11:15 A.M., to October 8, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 8, 2007 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 Amy L. Wehde, Home Health Supervisor, Cedar County Public Health regarding the hiring of Stephanie Van Den Berghe as a Home Care Aide at \$8.50/hr effective 10-8-07.

The Board viewed a Report of the Veteran Affairs Commission for the month ended September 25, 2007.

At 8:30 a.m. the Board attended fire extinguisher training in the large meeting room in the lower level of the Courthouse.

At 9:10 a.m. the Board reconvened in the Board Room.

Patty Hamann, Secretary, Veteran Affairs Commission met with the Board to discuss an appointment to fill a vacancy on the Veteran Affairs Commission due to the resignation of Everett Kruckenberg. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Campion to appoint Virgil Kruckenberg to fill a vacancy on the Veteran Affairs Commission. The term expires on 12-31-2007.

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

The Board held discussion concerning an appointment to the Compensation Board to fill a vacancy due to the resignation of Michael Hogan.

County Attorney Benz met with the Board to discuss setting a public hearing date concerning a lease with Community Action of Eastern Iowa regarding the building at 101 Lynn Street, Tipton. He reviewed the process for the lease/sale of the building. Atty. Benz is reviewing the proposed lease, and he would like to speak to Community Action's attorney regarding his concerns. Benz reviewed some of his concerns. Discussion was held. Atty. Benz advised that the final proposal should be available for the public to view at the time the public hearing is set. The Board agreed. County Attorney Benz will talk to the attorney for Community Action, and he will then return to the Board with the proposal and a resolution to set a public hearing date.

Paul Greufe met with the Board to review a proposal for Human Resources consulting services. Auditor Gritton was in attendance, at the request of the Board. Discussion was held. Chairperson Weih noted the Board would be utilizing Greufe's services for one year. County Attorney Benz will review the proposal. Auditor Gritton asked if department heads could contact Mr. Greufe today. The Board said yes.

Moved by Sup. Campion seconded by Sup. Bell to approve the Board Minutes of October 4, 2007.

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

Jim Robertson of Robinson Energy Efficient Products, Inc. and Scott Alter of Alter Glass Service met with the Board to discuss the Courthouse windows replacement project. Bob Klemme, Courthouse Custodian was in attendance. Chairperson Weih noted the Board felt the project is in the penalty phase. Mr. Robertson felt the windows are set so they are over the penalty phase, but he noted it is at the discretion of the owner. He told the Board he's never had to pay a penalty. Chairperson Weih read the agreement for the project. He noted there was damage to the window sills and tops of the openings when the

windows were taken out. Weih said the Board would like everything returned to the original condition. He took Mr. Robertson and Mr. Alter to the Treasurer's Office to look at the window sills. They returned to the Board Room. Mr. Robertson said they would buff the sills and patch the plaster. Weih asked when they would be done with all of the work. Mr. Alter indicated in about a week. Sup. Bell noted there was trim and caulking to be done, and he asked if they would clean up the scratches. Alter said yes. Sup. Bell noted workers were seen standing on the air registers, and he said they are not meant to be stood on. Discussion continued. Sup. Bell asked if the caulking on the outside would match the building and if they would clean the windows. Mr. Robertson said yes. Robertson and Alter left the room.

The Board held further discussion concerning the windows project. Bob Klemme was in attendance. Chairperson Weih contacted Dan Wall at the Howard R. Green Co. Discussion was held with Mr. Wall concerning the penalty language in the agreement, and the amount of funds retained by the County until the project is satisfactorily completed. The Board directed Klemme to prepare a punch list of the items to be finished and to give the contractor up to two weeks to complete the project.

It was noted Handwritten Check #341480 dated October 5, 2007 was issued to the Cedar County Treasurer in the amount of \$479.20, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 12:08 P.M., to October 11, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 11, 2007 with the following members present: Boedeker, Campion, Bell and Chairperson Weih. Chairperson Pro Tem Moeller was absent.

The Board recited the Pledge of Allegiance.

The Board viewed a news update from the Iowa Tourism Office dated 10-9-07.

The Board viewed a newsletter from Representative Jeff Kaufmann dated October 7, 2007.

The Board viewed correspondence from Julie Tischuk, Director, Cedar County Case Management regarding the hiring of Larissa Stern for a Temporary Part-Time Case Manager position.

The Board viewed a report of fees collected for the month of September 2007 submitted by the Office of the Cedar County Clerk of the District Court.

The Board viewed correspondence from Rick Fleshin, Director, Cedar County Public Health regarding the resignation of Anna Leeper from the position of Care Coordinator/Direct Care Worker.

The Board viewed correspondence to Sheriff Wethington, from Diane Feuss regarding her resignation from a Dispatcher position.

The Board acknowledged receipt of correspondence and agenda from the Eastern Iowa Tourism Association regarding the membership meeting scheduled for November 7, 2007.

The Board acknowledged receipt of correspondence from County Attorney Benz regarding the proposed lease for the property at 101 Lynn Street, Tipton.

The Board acknowledged receipt of correspondence from Jerald O'Rourke, to Sheriff Wethington regarding bids that O'Rourke and others submitted for the purchase of vehicles.

The Board acknowledged receipt of correspondence from the U.S. Highway 30 Coalition regarding meetings scheduled in October.

The Board acknowledged receipt of a copy of correspondence to Steve Lacina, Executive Director, Cedar County Economic Development Commission, from Kelley Hutton Deutmeyer, Executive Director, East Central Intergovernmental Association regarding the Commission's resignation from the Prosperity Eastern Iowa membership.

The Board acknowledged receipt of correspondence from Kim Painter, ISAC President requesting funds for a Woodbury County litigation concerning a strip search policy in their jail.

Moved by Sup. Boedeker seconded by Sup. Campion to authorize Chairperson Weih to sign a 1<sup>st</sup> Quarter voucher to the Iowa Department of Public Health concerning substance abuse funding.

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

The Board held discussion regarding the cost of flu vaccine per dose. Last year the cost was \$11.20. This year the cost is \$12.32.

Moved by Sup. Boedeker seconded by Sup. Bell to approve payment by the County for employees' flu shots for the year 2007.

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

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

Case Management

Larissa Stern for a Temporary Part-Time Case Manager position at \$15.83/hr effective 10-8-2007.

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

Auditor Gritton met with the Board to discuss a proposed ordinance concerning the imposition of a Local Sales and Services Tax within the incorporated areas of the City of Wilton in Cedar County approved at a Special Election held on September 25, 2007.

Moved by Sup. Boedeker seconded by Sup. Bell to set October 25 & 29, 2007 @ 8:00 a.m. as the time to consider the approval/adoption of proposed Ordinance No. 45, an ordinance establishing a Local Option Sales and Services Tax applicable to transactions within the incorporated areas of the City of Wilton in Cedar County, Iowa, where the tax was approved.

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

Angela Schmucker and Tina Coleman of the Grant Wood Area Chapter met with the Board to discuss Red Cross services available in Cedar County. They reviewed services provided such as scheduled meetings; health, safety & CPR training and response to disasters. Volunteers in Cedar County do the work. Discussion continued.

Darrell Brown briefly met with the Board to inquire about the past and current Local Option Sales & Services Taxes and the elections on the taxes. The Board explained the processes involved.

Engineer Fangmann met with the Board to discuss the potential acquisition of property, a resolution to add Local & Farm-to-Market projects to the 5-year construction program and a payroll change for Dan Strank, Maintenance Worker II.

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 Chapter 21.5.1(j), Code of Iowa.

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

Chairperson Weih noted the date and that the time was 9:33 a.m.

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

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

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

Engineer Fangmann told the Board he would like to add two projects to the 5-year construction program. One project is a bridge at 1325 - 300<sup>th</sup> Street east of Hwy 38 for which funds were expended in FY08. The other project is a low water crossing at 380 – 270<sup>th</sup> Street. Discussion was held.

Moved by Sup. Boedeker 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 2008 Five Year Road Program  
Cedar County  
Resolution

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 2008) 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-200708--73-16 200708 TPMS ID: 14081	1325 300th St. Bridge: Over Br. of Crooked Creek Bridge Replacement S8:T79N:R2W	70  101721	320 - Bridges County: Area Service		\$0	\$10	+ \$10
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	\$15	+ \$15
<b>Totals</b>					\$0	\$25	+ \$25

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

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

Secondary Road

Dan Strank, Maintenance Worker II from 95%-\$16.44/hr to 100%-\$17.30/hr effective 10-17-07.

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

Engineer Fangmann noted the bridge inspection report came back. He will discuss bridge embargos with the Board next week. He gave project updates.

Chairperson Weih appointed Sup. Bell as Acting Chairperson Pro Tem in his absence during this meeting. Weih left the meeting at 10:22 a.m.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of October 8, 2007.

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

Chris Keller of Keller's Home Furnishings met with the Board to give a presentation regarding Courthouse window blinds. Bob Klemme, Custodian was in attendance. He showed the Board samples of PVC blinds. He indicated that one of his suppliers thought wood composite blinds would not be allowed per the fire code. Mr. Keller presented a bid for 66 windows in the amount of \$9,500. This amount includes installation and head rails. The blinds would have a limited lifetime warranty. Warren Wethington entered the room while discussion was in progress. Keller told the Board wood composite blinds would be more expensive. He felt blinds would last longer than roller shades. The Board thanked Chris Keller for meeting with them. The Board will research information about applicable fire codes.

Sheriff Wethington met with the Board regarding hiring to fill an upcoming Dispatcher vacancy and a wage increase for Tom Reed, Maintenance/Custodian at the Law Enforcement Center. The Sheriff noted Diane Feuss has turned in her resignation. He would like to fill the upcoming vacancy. The Board had no objection. Sheriff Wethington read a letter indicating that per correspondence from former Sheriff Hannes when Tom Reed was hired, Reed's wage would remain at the same pay rate as Correctional Officers. Wethington noted Tom Reed would become a member of the Union in July 2008. He told the Board, in the meantime, Tom Reed's wage has fallen behind the Correctional Officers' wages, therefore Wethington noted Reed has requested payment for 14¢/hr for FY2006-2007 and 15¢/hr for FY2007-2008 through the pay period that ended 10-6-2007, and he has requested an additional 75¢ to \$1.00 per hour. Sheriff Wethington requested that the Board approve Tom Reed's request for back wages and consider his request for a raise by increasing his wage by 75¢/hr to \$14.50/hr. Sup. Boedeker wondered why Tom Reed waited until now with his request. Wethington didn't think he realized he had fallen behind. Sheriff Wethington noted the pay back amounts would be \$291.20 for FY06-07 and \$84.00 for FY07-08. Discussion continued.

Moved by Sup. Champion seconded by Sup. Boedeker to pay back wages to Tom Reed in the amount of \$375.20 for the period through 10-6-07.

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

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

Sheriff's Department

Tom Reed, Maintenance/Custodian, from \$13.60/hr to \$14.50/hr effective 10-7-07.

Discussion was held.

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

General discussion was held concerning Diane Feuss' resignation, purchase of vehicles, and the Woodbury County litigation. The Sheriff was agreeable to contributing funds in the amount of \$150 for the Woodbury County litigation.

County Attorney Benz met with the Board to discuss the proposed agreement with Paul J. Greufe of PJ Greufe & Associates. He noted the agreement doesn't include fact-finding or arbitration for collective bargaining contracts. The Board indicated they knew that. Sup. Bell felt that is what the Board had seen with others and that Greufe would likely charge an hourly fee. Attorney Benz recommended that the rate be included in the agreement. He also felt the Board should inquire about arbitration of grievances. The Board will ask if that is included in Greufe's monthly fee, and they will ask Greufe to include his fee for fact-finding and arbitration for collective bargaining contracts in his proposed agreement.

Moved by Sup. Champion seconded by Sup. Boedeker to approve Payroll Checks #128989 - #129156 for the period ending 10-6-2007 to be paid on 10-12-2007 for the regular payroll and a lump sum vacation and compensation time payout to Larissa Stern, a former full-time Case Manager.

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

It was noted Handwritten Check #341481 dated 10/10/07 was issued to Administrative Solutions, Inc. in the amount of \$364.45, concerning a partial self funded billing.

On motion, the Board adjourned at 11:26 A.M., to October 15, 2007.

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 15, 2007 with the following members present: Boedeker, Campion, Bell, and Chairperson Pro Tem Moeller. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed a "County Auditor's Report of Fees Collected" for the quarter ending September 30, 2007.

The Board viewed an ISAC Update dated October 12, 2007.

The Board viewed a newsletter from the Iowa Department of Economic Development regarding industry opportunities dated October 11, 2007.

The Board acknowledged receipt of correspondence from Sue Faith regarding the Board's meeting with Red Cross representatives on October 11, 2007.

The Board acknowledged receipt of correspondence from Cecilia Fineran to all County Auditors regarding a lawsuit filed against Crawford County concerning a RAGBRAI rider.

The Board acknowledged receipt of correspondence from "Law Seminars International" regarding an air quality regulation conference.

The Board acknowledged receipt of correspondence from Bonnie Sawyer regarding the cancellation of safety training in October.

The Board acknowledged receipt of copies of correspondence to John Black regarding administrative approval of Manure Management Plans for Broadview Acres and to Lance Schiele regarding the annual submittal date of a Manure Management Plan, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources.

The Board acknowledged receipt of correspondence from Rep. Jeff Kaufmann regarding an article by David Yepson of the Des Moines Register entitled "Tight Budget, long wish list".

Engineer Fangmann met with the Board to discuss the hiring of Mike Foulks for a Maintenance Worker I position, a bridge embargo resolution, and a Federal Aide Agreement for a resurfacing project for County Road X30 south of West Branch.

Engineer Fangmann told the Board he would like approval to hire Mike Foulks for a Maintenance Worker I position on the Bridge Crew. Discussion was held.

Moved by Sup. Campion seconded by Sup. Moeller to approve the following new hire:

Secondary Road

Mike Foulks for a Maintenance Worker I position at \$13.64/hr.

Discussion was held. Sup. Boedeker noted he didn't think they needed to hire for this position. Sup. Bell agreed.

Ayes: Campion, Moeller

Nays: Bell, Boedeker

Absent: Weih

The motion failed due to not having a majority vote. This matter was placed on the Board's next agenda.

Engineer Fangmann reviewed a proposed bridge embargo resolution. If the resolution is approved, two bridges would be embargoed on 310<sup>th</sup> Street. Discussion was held.

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 101890 on 310<sup>th</sup> Street over the East Branch of the Wapsinonoc Creek in Section 20, T79N, R3W of Iowa Township be limited as follows:

Load Limit 15-23-26 Ton

Bridge Number 102230 on 310<sup>th</sup> Street over the West Branch of the Wapsinonoc Creek in Section 23, T79N, R4W of Springdale Township be limited as follows:

Load Limit 21-33-37 Ton

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

Discussion was held regarding a Federal Aide Agreement for the County Road X30 resurfacing project south of West Branch. The amount of Federal funding would be \$690,000 for a budgeted amount of \$900,000 for this project. Fangmann is meeting with the City of West Branch this evening.

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Tem Moeller to sign a Federal Aide Agreement for resurfacing project #STP-S-C016(64)—5E-16.

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

Discussion was held regarding the possible annexation by the City of West Branch on the southeast side of the city. Fangmann gave project updates. General discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve a Utility Permit Application for Eastern Iowa Light & Power to supply power to Jeffrey Graves near 1984 Old Muscatine Road.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Pro Tem Moeller to sign a Utility Permit Application for Linn County REC for service to a new house at 129 – 210<sup>th</sup> Street.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of October 11, 2007.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve the appointment of Sandy Harmel as one of the Board of Supervisors' representatives on the Cedar County Compensation Board to fill a vacancy for a term that will expire on 6-30-2009.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Pro Tem Moeller to sign the services proposal/agreement with Administrative Solutions, Inc. concerning health insurance administration services.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Pro Tem Moeller to sign the proposal/agreement with PJ Greufe & Associates for human resources consulting services.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve the request by ISAC to contribute \$150.00 toward a Woodbury County litigation concerning a strip search policy at their jail, and the funds are to come out of the Sheriff Department's budget.

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

Chairperson Pro Tem Moeller noted Sheriff Wethington would like to hire an on-call Correctional Officer so they don't have to pay out so much overtime. Wethington indicated this was okay with the Union. The individual would be hired at \$11.41/hr with shift differential pay.

Moved by Sup. Bell seconded by Sup. Boedeker to allow the Sheriff to hire a part-time Correctional Officer.

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

Chris Keller of Keller's Home Furnishings met with the Board, as requested, to discuss Courthouse window blinds. Bob Klemme, Courthouse Custodian was in attendance. The Board indicated they would like to keep the business in-county, but noted they have to justify costs. Discussion continued. Chris Keller will do some research and return to the Board on Thursday.

Marlin Hillyer briefly met with the Board to tell them about the attitude of the Transfer Station Manager when he dropped off something today.

It was noted Handwritten Check #341482 dated 10/12/07 was issued to the Cedar County Treasurer in the amount of \$863.71, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:55 A.M., to October 18, 2007.

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 18, 2007 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 HPCI regarding an IHBA 2007 Fall Conference scheduled for October 24, 2007.

The Board viewed an update from the Iowa Tourism Office dated October 16, 2007.

The Board viewed caseload reports for October 2007 submitted by Cedar County Case Managers.

The Board viewed correspondence from Sheriff Wethington regarding the back pay to Tom Reed previously approved by the Board.

The Board viewed correspondence from Amy L. Wehde, Home Health Supervisor, Cedar County Public Health regarding the hiring of Vickie Byrd as a Home Care Aide at \$8.50/hr effective 10-20-07.

The Board acknowledged receipt of correspondence from Donald Tyne, President, Iowa Association of County Commissioners of Veteran Affairs regarding appreciation for insuring that our Veteran Service Officer obtained accreditation.

The Board acknowledged receipt of correspondence from James V. Sarcone III, Arthur J. Gallagher Risk Management Services, Inc., to Judy Funk, Risk Management Solutions regarding the use of wood blinds in the Courthouse.

The Board acknowledged receipt of correspondence from Adam Gross for Governor Chet Culver and Lieutenant Governor Patty Judge regarding the newly formed Office of Energy Independence and public meetings.

The Board acknowledged receipt of correspondence from the Iowa Department of Natural Resources regarding environmental regulatory workshops.

The Board acknowledged receipt of correspondence from Max Elg regarding a new website template.

The Board acknowledged receipt of correspondence from Jane Yock, Grant Wood Area Education Agency regarding a lunch meeting concerning SF447.

Phil La Rue, Zoning Director met with the Board to set public hearing dates to review preliminary and final plats for a major subdivision.

Moved by Sup. Boedeker seconded by Sup. Moeller to set November 5 & 8, 2007 at 9:00 a.m. as the time to review the following:

Edgewood Land Co., 143 Buckeye Road, West Branch (Owners) – Requesting approval of a Preliminary and Final Plat of Survey for Edgewood Subdivision, a proposed eight (8) lot subdivision located in the SW ¼ of the NW ¼ and the SE ¼ of the NW ¼, Section 8, T-80N, R-4W, in Gower Township, consisting of 35.38 acres more or less.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chris Keller of Keller's Home Furnishings met with the Board to discuss Courthouse window blinds. Bob Klemme, Custodian was in attendance. Mr. Keller told the Board there is nothing he can get, at this time, that's less expensive. Discussion was held regarding types of window coverings. Keller indicated he couldn't get the blinds that

look like wood, and he cannot supply blinds at the cost of the other bid received by the Board. Mr. Keller noted he appreciated the opportunity to try.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the Board Minutes of October 15, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Moeller seconded by Sup. Campion to approve the following new hire:  
Secondary Road  
Mike Foulks for a Maintenance Worker I position at \$13.64/hr (80% of MWI wage) effective 11-1-2007.

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

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the bid by Commercial Window Covering for Courthouse window blinds at the installed price of \$110.42/window in the Maple Smooth finish.

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

County Attorney Benz met with the Board to review the proposed lease/sale agreement with Community Action of Eastern Iowa concerning the building at 101 Lynn Street, Tipton. Some of the items discussed were, but not limited to: 4.2) snow removal; 8) alterations without owner's approval up to \$2,000; 10) right of owner to terminate lease; 12.1) use of space-mutually determined by tenant and DHS; and 29) option to purchase-can only exercise in last 60 days of lease. Discussion continued. Atty. Benz asked if the lease is breached, would the Board still want to allow them the option to purchase. The Board said no. Atty. Benz will return to the Board concerning this matter.

Discussion was held with County Attorney Benz regarding the water that leaked through some of the Courthouse windows during the prior night's rain. Benz suggested the Board could have someone check the walls for damage. He will review the agreement concerning the windows replacement project and then return to talk to the Board.

The Board held a department heads meeting to introduce them to Paul J. Greufe of PJ Greufe & Associates, Human Resources consultant and Phil Waniorek of Administrative Solutions, Inc., health insurance services administrator. Mr. Greufe and Mr. Waniorek addressed those in attendance. Paul Greufe said he expected to receive a lot of phone calls and/or emails. He noted he would be here for department head meetings and he would be here as needed for whatever. He will be looking at the hiring process. Sterling Benz indicated he had been told by Michele Brennan that the deferred compensation plan was out of date. Atty. Benz asked Mr. Greufe if he would be looking at that. Mr. Greufe said yes. Phil Waniorek noted meetings will be held and questions could be directed to himself or his office. He told everyone it is important to get termination information in a timely matter and in writing. Forms should be given to the Auditor. Waniorek is putting together a new employee package. He distributed information to those in attendance. Chairperson Weih asked for everyone's cooperation. He urged everyone to try to resolve matters with Mr. Greufe and Mr. Waniorek first, but noted they could always talk to the Board if there are problems.

Phil Waniorek met with the Board regarding an Agent of Record letter for the Delta Dental plan.

Moved by Sup. Bell seconded by Sup. Moeller to authorize Chairperson Weih to sign a letter naming Phil Waniorek as our Agent of Record as of 11-1-2007 for the Delta Dental Plan.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve Claim Checks #341485 - #341767.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #341483 dated 10/17/07 was issued to Administrative Solutions, Inc. in the amount of \$1,341.73, concerning a partial self funded billing.

On motion, the Board adjourned at 11:15 A.M., to October 22, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 22, 2007 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 Loren Gritton for a Temporary Correctional Officer position.

The Board viewed an ISAC Update dated October 19, 2007.

The Board acknowledged receipt of correspondence from Stephanie Wright, U.S. Attorney's Office regarding an ADA Conference scheduled for November 8, 2007.

The Board acknowledged receipt of correspondence from Paul J. Greufe to department heads notifying them of the next time he will be in the office at the Courthouse and about FMLA training scheduled for November 7<sup>th</sup>.

The Board acknowledged receipt of correspondence from Audrey Kofoed regarding accomplishments of Main Street West Branch.

The Board acknowledged receipt of copies of correspondence from Dennis Ostwinkle, Field Office 6, Department of Natural Resources, to Del De Wulf and Denny Hansen regarding administrative approval of Manure Management Plans.

The Board acknowledged receipt of correspondence from Kelley H. Deutmeyer, Executive Director, East Central Intergovernmental Association regarding mileage reimbursement to the County's representatives that attend ECIA Council meetings.

The Board noted correspondence from Assessor Lett regarding a payroll change for Cynthia Severs Marx, Deputy Assessor from \$40,228.00 to \$41,246.82 per year effective 10-30-07.

Moved by Sup. Bell seconded by Sup. Boedeker to waive agenda requirements to allow for consideration of approval for the Sheriff to hire part-time Correctional Officers.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to allow the Sheriff to hire part-time Correctional Officers, to clarify a motion from 10-15-2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann met with the Board regarding plans for Project #STP-C016(64)—5E-16 for resurfacing County Road X30 (Baker Avenue) from the Muscatine County line to near the City of West Branch and a Snowmobile Route Permit & Agreement for the Cedar County Winter Warriors.

Discussion was held regarding the X30 resurfacing project. Fangmann noted he attended a City of West Branch Council meeting. They will participate in the project up to 300<sup>th</sup> Street which will cost them about \$40,000. STP funds for the project would be \$690,000. The project estimate is \$962,311 for 4.3 miles. A cold in place recycling asphalt will be used. The resurfacing will stop 150 feet either side of the railroad tracks. Engineer Fangmann has requested funding for concrete by the tracks. During the meeting with the West Branch Council, Fangmann said he pointed out that for the proposed annexation the description needs to go to the center line of the road. The Board and Fangmann held discussion concerning other roads and possible funding. Fangmann anticipates the road north of West Branch will be resurfaced in the calendar year of 2009 as well as the portion of F28 that goes to Morse.

Moved by Sup. Bell seconded by Sup. Moeller to approve the plans for project #STP-C016(64)—5E-16, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann presented a proposed Snowmobile Route Permit for the Cedar County Winter Warriors for the period of 11-1-07 through 4-1-08.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Snowmobile Route Permit & Agreement for the Cedar County Winter Warriors.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve and authorize Chairperson Weih to sign a Utility Permit Application for Iowa Telecom for service to a new house on Cedar Valley Road (Don Lamp).

Ayes: Bell, Moeller, Campion, Boedeker, Weih

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

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann gave project updates.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of October 18, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

It was noted Handwritten Check #341484 dated 10/19/07 was issued to the Cedar County Treasurer in the amount of \$1,208.91, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:25 A.M., to October 25, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., October 25, 2007 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 "County Recorder's Report of Fees Collected" for the quarter ending 9-30-07, submitted by Recorder Thumm.

The Board viewed a "Report of Local Administrative Expense" for the quarter ending 9-30-07, submitted by the Department of Human Services.

The Board viewed correspondence from the City of West Branch regarding the voluntary annexation of Pearson, Schiele and Emanuel properties.

The Board acknowledged receipt of correspondence from Travis B. Alden, Tipton Community Development Director regarding a Tipton City Candidate Forum scheduled for the evening of October 25, 2007.

The Board acknowledged receipt of correspondence from Jim Hanson, Five Star Funding regarding equipment acquisitions.

The Board acknowledged receipt of correspondence from Auditor Gritton regarding the closure of the Sheriff's Office on 10-25-07 from 9:30 a.m. to 2:30 p.m. due to a funeral.

The Board acknowledged receipt of correspondence from Patty Hamann, Veteran Affairs regarding her attendance at a "Reverse Solider Readiness Processing" session on 10-26-07.

The Board acknowledged receipt of correspondence from Newton Walpert, Hewlett-Packard Company regarding the company's merger agreement to purchase Neoware, Inc.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of October 22, 2007.

Ayes: Bell, Moeller, Boedeker, Weih

Absent: Campion

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following new hire:  
Sheriff's Department

Loren Gritton for a temporary part-time Correctional Officer position at \$11.41/hr effective 10-19-07.

Ayes: Boedeker, Moeller, Bell, Weih

Absent: Campion

Moved by Sup. Bell seconded by Sup. Moeller to approve Payroll Checks #129157 - #129328 for the period ending 10-20-07 and to be paid on 10-26-07 for the regular payroll and lump sum payouts for vacation and personal time to Anna Leeper, former Home Care Supervisor, Public Health Department, Diane Feuss, former Dispatcher, Sheriff's Department and Nicholas Eby, former Correctional Officer, Sheriff's Department.

Ayes: Bell, Moeller, Boedeker, Weih

Absent: Campion

Discussion was held regarding consideration of mileage reimbursement to representatives from Cedar County who attend the East Central Intergovernmental Association Council meetings.

Moved by Sup. Moeller seconded by Sup. Bell to send a letter to ECIA indicating that it is our policy to only reimburse mileage for our County-appointed representative.

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

This being the time set for a public hearing to consider the adoption of Cedar County Ordinance #45, an ordinance imposing a one percent Local Sales and Services Tax in the incorporated areas of the City of Wilton in Cedar County. Auditor Gritton was in attendance. Chairperson Weih read the legal notice. There were no written or verbal objections on file. Review and discussion were held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Cedar County Ordinance #45, an ordinance imposing a one percent Local Sales and Services Tax in the incorporated areas of the City of Wilton in Cedar County and to waive the second hearing scheduled for October 29, 2007.

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

The public hearing was closed at 8:05 a.m.

Discussion was held with Auditor Gritton regarding the windows replacement project. She told the Board since the caulking to be done on the inside has an odor, the contractor would like to do the work on a Saturday. Gritton will notify department heads on the date. Further discussion was held.

Sup. Campion joined the meeting at 8:10 a.m.

County Attorney Benz met with the Board to discuss the lease/sale proposal with Community Action of Eastern Iowa concerning a County-owned building at 101 Lynn Street, Tipton and a proposed resolution regarding the same. Auditor Gritton was in attendance. Review and discussion were held.

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

#### RESOLUTION

WHEREAS, the Cedar County Board of Supervisors proposes to lease real estate described as Lots 1 & 2 Block 37 of the City of Tipton, which has an address of 101 Lynn Street, to Community Action of Eastern Iowa, and have developed a proposal to lease the property for a term of ten years for \$8,400.00/year with an option to purchase at the end of the term for an amount of \$10,000.00.

WHEREAS, the Board of Supervisors is seeking public input regarding the lease/proposal,

NOW, THEREFORE, BE IT RESOLVED, THAT PURSUANT TO Iowa Code Section 331.361, the Cedar County Board of Supervisors proposes to lease the real estate described as Lots 1 & 2 Block 37 of the City of Tipton to Community Action of Eastern Iowa for a term of ten years with an option to purchase at the end of the ten year period, as set forth in the proposed lease on file with the Cedar County Auditor, and hereby sets November 8, 2007 at 8:30 a.m. as the time for a public hearing to receive input concerning this matter.

Discussion was held.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Auditor Gritton met with the Board to verify that the upcoming flex spending meeting for employees is not mandatory and could be attended during work hours, as in the past. The Board agreed.

Phil La Rue, Environmental Director briefly met with the Board. He updated them on a complaint he received that someone had buried a horse in the right-of-way in the unincorporated town of Sunbury. General discussion was held.

Sup. Moeller departed at 8:23 a.m. to attend a Heartland Insurance Risk Pool Trustee meeting.

Moved by Sup. Boedeker seconded by Sup. Bell to approve Handwritten Checks #341768, #341769 & #341770 dated 10-25-07 to Stueland Chevrolet Olds, each in the amount of \$24,938.04 for the purchase of three 2008 Trailblazers.

Discussion was held.

Ayes: Bell, Campion, Boedeker, Weih

Absent: Moeller

It was noted Handwritten Check #341771 dated 10-24-07 was issued to Administrative Solutions, Inc. in the amount of \$3,655.43, concerning a partial self funded billing.

On motion, the Board adjourned at 9:23 A.M., to October 29, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., October 29, 2007 with the following members present: Boedeker, Campion, Bell and Chairperson Pro Tem Moeller. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an October newsletter from the Health Policy Corporation of Iowa.

The Board viewed a compliance newsletter dated 10-26-07 from Compliance Home.

The Board viewed a newsletter from the Iowa Department of Economic Development dated 10-26-07 regarding industry opportunities.

The Board viewed an ISAC update dated October 26, 2007.

The Board acknowledged receipt of correspondence from Mike Wentzien regarding TIME 21 legislation concerning transportation funding.

The Board acknowledged receipt of a FY07 financial report completed by Gabelmann & Associates, from Jean Gibney, Director of Finance & Contracts, River Bend Transit.

The Board acknowledged receipt of correspondence from Paul J. Greufe, Human Resource consultant regarding department head meetings for training and to discuss HR issues.

The Board acknowledged receipt of a copy of the minutes of the October 17, 2007 meeting of the Cedar County Planning & Zoning Commission, submitted by Phil La Rue, Zoning Director.

The Board acknowledged receipt of correspondence from the Director of the U.S. Census Bureau requesting completion of a 2007 Survey of Government Finances questionnaire.

The Board acknowledged receipt of copies of correspondence to Steve Crock, Steve Weets, and Allen Wiese, regarding administrative approval of Manure Management Plans and to Doug Hoffman regarding a notice of violation for failure to submit a Manure Management Plan, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources.

Engineer Fangmann met with the Board to review the bids for box culvert project #FM-C016(63)—65-16 on 210<sup>th</sup> Street/Co. Rd F28 west of Tipton in Cass Township. The low bid was submitted by Peterson Contractors in the amount of \$276,459.60. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to award the contract to Peterson Contractors for box culvert project #FM-C016(63)—65-16 for an amount of \$276,459.60.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve a Utility Permit Application for McCleod USA to put an overhead line underground along Quincy Avenue and authorize Chairperson Pro Tem Moeller to sign the same.

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

Engineer Fangmann reminded the Board that this is the time of the year that a few Union members might want to buy back vacation time. Sup. Moeller noted there was discussion at the Heartland Insurance Trustee meeting concerning employees vacationing out.

Moved by Sup. Bell seconded by Sup. Boedeker to approve and authorize Chairperson Pro Tem Moeller to sign a Nondisclosure Agreement with "Solutions", Inc. concerning review of the Environmental & Zoning software to enable them to prepare a quote.

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

Moved by Sup. Bell seconded by Sup. Campion to adopt Cedar County Ordinance #45, an ordinance imposing a one percent Local Sales And Services Tax in the incorporated areas of the City of Wilton in Cedar County, and upon publication of a summary the ordinance shall be in effect.

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

Discussion was held concerning the proposed 2008 Courthouse Closing Schedule.

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

2008  
COURTHOUSE CLOSING SCHEDULE

<u>DATE</u>	<u>HOLIDAY OBSERVED</u>
JANUARY 1, 2008	NEW YEAR'S DAY
FEBRUARY 18, 2008	PRESIDENTS' DAY
MAY 26, 2008	MEMORIAL DAY
JULY 4, 2008	INDEPENDENCE DAY
SEPTEMBER 1, 2008	LABOR DAY
NOVEMBER 11, 2008	VETERANS' DAY
NOVEMBER 27 & 28, 2008	THANKSGIVING DAY & DAY AFTER
DECEMBER 24 & 25, 2008	CHRISTMAS EVE DAY & CHRISTMAS DAY

NOTICE

The Board meeting days for 2008 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: Moeller, Campion, Boedeker, Bell  
Absent: Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of October 25, 2007.

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

Discussion was held regarding an order confirmation for Courthouse window blinds submitted by Commercial Window Covering in Iowa City. The Board placed a call to Richard Luellen to discuss the order. The call was placed on the speakerphone. Mr. Luellen indicated the market price of one blind was \$158, and he thought it was mentioned that there would be a discount of 25%-30%. He noted the installation cost was a separate item. Members of the Board thought the price of the blind started at \$125 and then there was a 25% discount off of that price. Members thought the installation cost was included in that price. Discussion continued. Mr. Luellen indicated he told the Board the installation was not included in the product price. He felt there had been a misunderstanding. Chairperson Pro Tem Moeller told Mr. Luellen they were clarifying the matter with this call, and they would get back to him. Mr. Luellen noted the price for materials had gone up \$400. The call concluded. Sup. Campion felt by the Board misunderstanding, it was not fair to the competition. Discussion was held concerning the

bids submitted by the vendors. Chairperson Pro Tem Moeller telephoned Mr. Luellen and told him the Board would accept the total price on his order confirmation in the amount of \$8,057.80.

Moved by Sup. Bell seconded by Sup. Boedeker to waive agenda requirements to allow for action concerning the Courthouse window blinds.

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

Moved by Sup. Boedeker seconded by Sup. Campion to approve the order confirmation from Commercial Window Covering in the amount of \$8,057.80, which includes 2-inch Faux Wood Blinds in a Smooth Maple color for 61 large blinds, 3 small blinds and installation for the same.

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

It was noted Handwritten Check #341772 dated 10/26/07 was issued to the Cedar County Treasurer in the amount of \$2,353.37, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:08 A.M., to November 1, 2007.

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Cari Gritton, Auditor

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LeRoy Moeller , Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 1, 2007 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 a copy of correspondence from the Department of Revenue to all County Auditors regarding percentages for assessment limitations.

The Board viewed an update from the Iowa Tourism Office dated October 30, 2007.

The Board viewed Legislative news for October 2007 submitted by Patrick J. Murphy, Speaker of the House.

The Board viewed a notice from Sheriff Wethington concerning a presentation by John Metzger, Firearms Instructor, Iowa Law Enforcement Academy regarding "Street Officer's Perspective on War on Terrorism & Lessons Learned from the Beslan, Russia School Takeover" on November 29, 2007.

The Board viewed correspondence from Mark R. Schuling, Director, Iowa Department of Revenue, to the Cedar County Conference Board regarding the completion of continuing education requirements by Dan Lett.

The Board acknowledged receipt of correspondence from ISAC regarding task force member nominations to study whether Iowa's trial court system should continue to use Magistrates.

The Board acknowledged receipt of correspondence from Marla Quinn of the East Central Intergovernmental Association regarding Comprehensive Economic Development Strategy activities.

The Board acknowledged receipt of correspondence from Zelle, Hofmann, Voelbel, Mason & Gette LLP regarding the Comes v. Microsoft Corp. antitrust class action.

The Board acknowledged receipt of correspondence from ISAC regarding a drainage meeting scheduled for December 7, 2007.

The Board acknowledged receipt of correspondence from Travis Alden, Tipton Community Development Director regarding the proposed 2008 RAGBRAI route.

The Board acknowledged receipt of correspondence from Certain Software regarding on-line registration best practices.

Engineer Fangmann met with the Board to review a proposed bridge embargo resolution. Discussion was held.

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 101700 on Newton Avenue over the Crooked Creek in Section 5, T79N, R2W of Rochester Township be limited as follows:

Load Limit 19-27-29 Ton

Bridge Number 102270 on 320<sup>th</sup> Street over the West Branch of the Wapsinonoc Creek in Section 28, T79N, R4W of Springdale Township be limited as follows:

Load Limit 15-20-20 Ton

Bridge Number 102781 on 250<sup>th</sup> Street over a Branch of Sugar Creek in Section 24, T80N, R2W of Springdale Township be limited as follows:

Load Limit 3 Tons

Local bridge on Pine Avenue over a creek in Section 3, T82N, R2W of Dayton Township be limited as follows:

Load Limit 3 Tons

Ayes: Bell, Moeller, Boedeker, Weih

Absent: Campion

General discussion was held.

The Board met with department heads to discuss any problems or concerns they might have. Those in attendance were: Carolyn Wood, Julie Tischuk, Patty Hamann, Dan Lett, Melissa Helmold, Deb Helmold, Rob Fangmann, Rick Fleshin, Amy Wehde, Sue Faith, Mike Dauber, Cari Gritton and Sterling Benz. Chairperson Weih asked everyone if they had any comments concerning the Human Resources consultant. Julie Tischuk said Paul Greufe had been very helpful to her and was prompt in responding. Patty Hamann noted Mr. Greufe had responded to her inquiry right a way. Those in attendance were given an opportunity to relay items concerning their departments. Julie Tischuk noted she is getting closer to hiring Case Managers. She wondered if anyone else was having telephone quality problems. No one said they were. Patty Hamann said she was busy with Veteran issues. She has been invited to speak to active duty parents at the VFW in Tipton on November 18. Hamann noted she has now been elected as the Treasurer of the Iowa Association of County Service Officers. She was formerly the District I President. Dan Lett reported the G.I.S. permanent monumentation is complete. His office is busy with annual service work. Melissa Helmold said the Recorder's Office is busy with fishing and hunting licenses. They ran out of antlerless deer tags. Deb Helmold noted Treasurer Jedlicka is interviewing for an upcoming vacancy and hopes to hire someone in a couple weeks. Rob Fangmann noted the Secondary Road Department has been busy working on snow traps. A new employee started working on the Bridge Crew. Rick Fleshin briefly discussed the flu vaccinations. The Public Health Office has received 54 applications for the Receptionist position. Amy Wehde said they are working on training two new Home Care Aides. Sue Faith referenced a "Senior Officials Workshop For All Hazards Preparedness" with sessions scheduled for December 4-7, 2007. Cari Gritton noted the Auditor's Office is finishing the work for the Special Election that was held on October 30, 2007 and is getting ready for the City Election on November 6, 2007. The equalizations and rollbacks have been applied to property valuations. Gritton reported the contractor is to be here today to caulk around the inside of the new Courthouse windows. The new blinds are to be installed in approximately two weeks. Sup. Moeller noted Carol Sander has resigned from the Board of Health at the end of her term.

Auditor Gritton met with the Board to review a proposed FY07-08 County budget amendment. The Auditor reviewed the line items on the amendment. Discussion was held. County Attorney Benz joined the discussion, as requested, to discuss his request to increase the funds in the Drug Forfeiture line item (approximately \$20,000) in the County

Attorney's budget. He felt if an audit is done, the Attorney General's Office may not approve of the funds not being in his budget. Benz would like to purchase a cell phone utilizing some of these funds for the phone and monthly service, so that he can be contacted after hours. The Board and the Auditor indicated they understood Atty. Benz's request.

Moved by Sup. Boedeker seconded by Sup. Bell to set November 19, 2007 at 9:00 a.m. as the time to consider a proposed amendment to the FY07-08 County budget.

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

Moved by Sup. Boedeker seconded by Sup. Bell to approve the Board Minutes of October 29, 2007.

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

Moved by Sup. Boedeker seconded by Sup. Bell to approve Handwritten Check #341937 dated 10/31/07 to Administrative Solutions, Inc. in the amount of \$1,293.50 for health insurance administration services.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve Claim Checks #341773 - #341936.

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

Chairperson Weih telephoned Kass Kelly, Chairperson of the Muscatine County Board of Supervisors to discuss services to Veterans. He noted our Veteran Affairs Secretary has received referrals from Muscatine County. Discussion was held. Chairperson Weih gave Ms. Kelly the number of our V.A. Secretary so that she could discuss the services.

Sup. Boedeker left the meeting at 10:25 a.m.

It was noted Handwritten Check #341939 dated 10/31/07 was issued to Administrative Solutions, Inc. in the amount of \$2,693.46, concerning a partial self funded billing.

On motion, the Board adjourned at 10:40 A.M., to November 5, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 5, 2007 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 General Assistance" for October 2007, submitted by Patty Hamann, General Assistance Director.

The Board viewed a Veteran Affairs Commission report for the month ending 10-23-07, submitted by Patty Hamann, Veteran Affairs Secretary.

The Board viewed correspondence from Amy Wehde, Home Health Supervisor, Cedar County Public Health regarding a payroll change for Sandra Sander, Home care Aide, from \$9.25/hr to \$9.75/hr effective 10-12-07.

The Board viewed an ISAC Update dated November 2, 2007.

The Board acknowledged receipt of correspondence from Sherry Snyder, Site Manager, Community Action of Eastern Iowa requesting that a box be placed in our facility to collect toys.

It was noted a new Class C 5-day liquor license was approved for the Tipton Golf & Country Club for an event at the Cedar County Fairgrounds on 11-3-07. Supervisors Campion, Weih, Moeller and Boedeker approved issuance of the license via telephone on 11-2-07.

Sheriff Wethington met with the Board to discuss filling a full-time Correctional Officer vacancy. Chairperson Weih asked if the Sheriff is still reviewing staffing. The Sheriff stated that if people would come to work, he wouldn't need 17 Correctional Officers. He is working with the Human Resources consultant on a new attendance policy. Wethington noted there are people that have worked at the Law Enforcement Center for six to seven years that have no sick time built up. Chairperson Weih inquired about hiring additional part-time Correctional Officers. Sheriff Wethington indicated there has been some interest from employees at the State Penitentiary, but they can't transfer their certification. It costs \$250 for a certification for the Jail and then \$125 once a year for recertification. Chairperson Weih asked about possible interest by past retirees. Wethington knows of two people that might be interested. Sup. Bell felt it would be okay to pay certification fees, because they would still save on overtime. Discussion continued.

Moved by Sup. Bell seconded by Sup. Boedeker to allow the Sheriff to hire to fill a full-time Correctional Officer position.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held concerning a \$498 monthly charge on the Sheriff's telephone bill for a mutual aid and county fire emergency backup line on the tower at the Courthouse. Sup. Boedeker suggested perhaps it is the responsibility of other entities to pay this amount. It was suggested that perhaps Emergency Management should pay this. Sheriff Wethington said there has been discussion about utilizing microwave antennas. In other business, Sheriff Wethington told the Board he will be having a team Correctional Officer meeting on November 7.

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

Edgewood Land Co., 143 Buckeye Road, West Branch (Owners) – Requesting approval of a Preliminary and Final Plat of Survey for Edgewood Subdivision, a proposed eight (8) lot subdivision located in the SW ¼ of the NW ¼ and the SE ¼ of the NW ¼, Section 8, T-80N, R-4W, in Gower Township, consisting of 35.38 acres more or less.

Chairperson Weih read the legal notice. Those in attendance were Zoning Director Phil La Rue, Glenn & Lyle Waters, Engineer Fangmann and Richard Kordick. Mr. La Rue noted there are no written or verbal objections on file. Engineer Fangmann said there is an approved entrance permit on file. There is an existing entrance that is used for agricultural purposes which is to be removed when Lot 8 is sold. Documentation was reviewed. It was noted sand filter or mound septic systems would be needed. One well would be on the southeast corner of Lot 1, and the other well would be in the center of the cul de sac. Sup. Boedeker inquired about the driveway on Lot 4, asking if it would be owned by the person who buys the lot. Glen Waters said yes. La Rue noted the name of the road has been approved by the 911 Coordinator.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Edgewood Land Co., West Branch as defined above, to waive the second hearing scheduled for 11-8-07, and to approve and adopt the following petition:

#### RESOLUTION APPROVING MAJOR PLAT

WHEREAS, a Preliminary & Final Plat of Edgewood Subdivision, 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 & Final Plat of the said Edgewood Subdivision, a Subdivision in Cedar County, Iowa, be and the same is hereby acknowledged and approved on the part of Cedar County, Iowa, this 5th day of November, A.D., 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve the renewal of a Class C beer permit with Sunday Sales for JMD Oil, Inc.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of November 1, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

At 10:30 a.m., the Board adjourned from regular session to meet as a Canvass Board to canvass votes cast for the Cities Local Option Sales & Services Tax Special Election held on October 30, 2007. Auditor Gritton was in attendance.

Public Measure G --- To authorize a change in the use of the 1% local sales and services tax in the City of Bennett effective on January 1, 2008.

For the question-----twenty-four (24) votes  
Against the question -----one (1) vote  
Public Measure G did pass

Public Measure H --- To authorize a change in the use of the 1% local sales and services tax in the City of Clarence effective on January 1, 2008.

For the question-----seventy-two (72) votes  
Against the question-----three (3) votes  
Public Measure H did pass

Public Measure I --- To authorize a change in the use of the 1% local sales and services tax in the City of Durant effective on January 1, 2008.

For the question-----fifty-two (52) votes  
Against the question-----one (1) vote  
Public Measure I did pass

Public Measure J --- To authorize a change in the use of the 1% local sales and services tax in the City of Lowden effective on January 1, 2008.

For the question-----fifty-seven (57) votes  
Against the question-----two (2) votes  
Public Measure J did pass

Public Measure K --- To authorize a change in the use of the 1% local sales and services tax in the City of Mechanicsville effective on January 1, 2008.

For the question-----sixty (60) votes  
Against the question-----twenty-five (25) votes  
Public Measure K did pass

Public Measure L --- To authorize a change in the use of the 1% local sales and services tax in the City of Stanwood effective on January 1, 2008.

For the question-----fifty (50) votes  
Against the question-----four (4) votes  
Public Measure L did pass

Public Measure M --- To authorize a change in the use of the 1% local sales and services tax in the City of Tipton effective on January 1, 2008.

For the question-----one hundred eighteen (118) votes  
Against the question-----twenty (20) votes  
Public Measure M did pass

Thereupon the minutes of this session were reviewed and approved and the Canvass Board reconvened to regular session in the Board Room.

Chairperson Weih placed a telephone call to Scott Alter to inquire when the window replacement project would be completed. Bob Klemme, Custodian was in attendance. Mr. Alter indicated someone would be here on Thursday Nov. 8 to caulk around the inside of the windows. Mr. Alter spoke to Bob Klemme. Klemme told him the work needs to be done soon since the new blinds are scheduled to be installed next week. Alter will meet with Klemme today to do a "walk through".

It was noted Handwritten Check #341938 dated 11/2/2007 was issued to the Cedar County Treasurer in the amount of \$2,848.21, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:50 A.M., to November 8, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 8, 2007 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 November 6, 2007.

The Board viewed County budget expense and revenue summary reports for the month of October 2007.

The Board viewed correspondence from Treasurer Jedlicka regarding the hiring of Barbara Smith for a full-time Clerk position.

The Board viewed a draft of an attendance policy from Paul Greufe, Human Resources consultant.

The Board acknowledged receipt of minutes of the September 10, 2007 meeting of Volunteer Services of Cedar County.

The Board acknowledged receipt of a copy of "Proposed Decision And Order" regarding the following actions before the Public Employment Relations Board: UE Local 893/Iowa United Professionals, Complainant, and Cedar County, Respondent, Case No. 7911 and Communications Workers of America, Local 7101, Complainant, and Cedar County, Respondent, Case No. 7922, given to the Board by County Attorney Benz.

The Board noted correspondence from Amy Wehde, Home Health Supervisor, Cedar County Public Health regarding payroll changes for Ginger Tenley and Janeen DeWulf, Home Care Aides, from \$8.75/hr to \$9.00/hr effective 10-10-07.

This being the time set for a public hearing to receive input regarding the proposal to lease real estate described as Lots 1 & 2 Block 37 of the City of Tipton, 101 Lynn Street, to Community Action of Eastern Iowa. The proposal is to lease for a term of ten years with an option to purchase at the end of the term. Roger Pavey, Sherry Snyder and Karen Lueders of Community Action were in attendance. There were no comments on file. Discussion was held. Chairperson Weih closed the hearing at 8:35 a.m.

County Attorney Benz met with the Board to review a proposed resolution concerning the above lease. Discussion was held.

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

#### RESOLUTION

WHEREAS, the Cedar County Board of Supervisors proposes to lease real estate described as Lots 1 & 2 Block 37 of the City of Tipton, which has an address of 101 Lynn Street, to Community Action of Eastern Iowa, and have developed a proposal to lease the property for a term of ten years for \$8,400.00/year with an option to purchase at the end of the term for an amount of \$10,000.00, attached hereto.

NOW, THEREFORE, BE IT RESOLVED, THAT the Cedar County Board of Supervisors approves the lease and option to purchase the real estate described as Lots 1 & 2 Block 37 of the City of Tipton as set forth in the attached lease to Community Action of Eastern Iowa for a term of ten years with an option to purchase at the end of the ten year period, and authorizes Chairperson Weih and Auditor Gritton to execute the same.

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

Moved by Sup. Boedeker seconded by Sup. Moeller to allow Community Action of Eastern Iowa to place a box in the Courthouse for the donation of new toys.

Discussion was held. The Board agreed Community Action could decide where to place the box.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

Phil La Rue, Zoning Director and Lance Kephart met with the Board to review the petition for Kephart's First Addition a minor subdivision in Section 15 of Farmington Township. Engineer Fangmann was in attendance. Discussion was held.

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

#### RESOLUTION APPROVING MINOR PLAT

WHEREAS, a Final Plat of Kephart'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 Kephart'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 8th day of November, A.D., 2007.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

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. Sup. Champion was out of the room. Discussion was held. Sup. Champion returned to the room.

Moved by Sup. Boedeker seconded by Sup. Bell to set November 26, 2007 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, Champion, Boedeker, Weih

Engineer Fangmann met with the Board to review the contract with Peterson Contractors concerning replacement of a bridge on 210<sup>th</sup> Street (Co. Road F28) west of Tipton, project #FM-C016(63)—55-16 and to review right-of-way contracts concerning bridge project #BROS-C016(70)—5F-16 on 220<sup>th</sup> Street.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Contract and Bond between the Board of Supervisors Cedar County and Peterson Contractors Inc. in the amount of \$276,459.60 for Project #FM-C016(63)—55-16.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

General discussion was held.

Engineer Fangmann reviewed proposed right-of-way contracts for project #BROS-C016(70)—5F-16.

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign right-of-way contracts between Cedar County and the following:

Darlene H. Ballenger Revocable Trust  
Permanent Easement-1.06 acres-\$4,717.00  
Temporary Easement-.36 acres-\$100.00      Total-\$4,817.00

Warren L. Wiese  
Permanent Easement-.25 acres-\$1,265.83

Roger D. Wiese Revocable Trust  
Permanent Easement-.48 acres-\$1,760.14  
Temporary Easement-.30 acres-\$100.00      Total-\$1,860.14

John E. & Stephanie R. Wiese  
Permanent Easement-.17 acres-\$1,567.62

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann gave project updates. He told the Board he is not going to allow the use of black oil dust control. With the use of this oil the surface gets very hard, but when pot holes develop they are very sharp and they can't blade through them. Sup. Moeller noted he received a complaint about people going around the gates to a Level C portion of Yankee Avenue between 220<sup>th</sup> & 230<sup>th</sup> Streets. Engineer Fangmann noted one day he received a call about the gates being open, but when he went there the gates were closed. He can't prevent people from walking around the gates. The proper signs have been posted.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of November 5, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The Board reviewed a request from Recorder Thumm for a handwritten check for an open records training session in December. She wanted to mail the check soon since she felt the class might fill up fast.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the issuance of Handwritten Check #341942 dated 11/8/07 to Iowa Newspaper Foundation in the amount of \$40.00.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Phil Waniorek of Administrative Solutions, Inc. met with the Board to discuss the flex plan and COBRA insurance. Auditor Gritton was in attendance. Mr. Waniorek noted the current limit for the flex plan is \$2,000. A couple employees have inquired about raising the limit that they can contribute for medical reimbursement or dependent care. Waniorek said there is good and bad to raising the limit. He noted if the limit is raised the County could get stuck for some dollars if an employee resigns, but he also noted the County saves money on FICA, etc. When asked, Auditor Gritton noted the County had gotten stuck one time when an employee resigned. Discussion continued. Pam Ellis entered the room while discussion was in progress. There will be flex plan meetings for employees on November 28.

Moved by Sup. Bell seconded by Sup. Boedeker to raise the limit to \$3,000 for the flex plan for the year 2008.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding COBRA insurance. Phil Waniorek told the Board he doesn't agree with the COBRA rates that were set, but he noted they can't be changed until 7-1-08. He indicated the rates are too low, noting they are the same rates as current employees pay and that is wrong. Waniorek noted the rates were not done at the full risk and there should be a \$6.50 administration fee paid by those on COBRA insurance. At the time of the health insurance renewal, he'll discuss that with the Board. Regarding

another matter, Mr. Waniorek noted the spouses of retirees are currently able to stay on the health insurance plan until they reach the age of 65. He felt they should be given three years of COBRA coverage. Discussion was held. Phil Waniorek suggested removing some items from the Employee Handbook. He suggested removing the insurance rate percentages paid by the employer and employee since that can change, removing the Wellmark Blue Cross Blue Shield name and to not list the COBRA law since that is determined by the Federal government. The Board agreed he should discuss his suggested changes with Paul Greufe, the County's Human Resource consultant and Auditor Gritton. Mr. Waniorek felt insurance matters are getting worked out. He has received a couple calls concerning dental information.

Pam Ellis of the Quad Cities Convention & Visitors Bureau met with the Board to discuss the 2008 RAGBRAI route. Travis Alden, Tipton Community Development Director and County Attorney Benz were in attendance. Ms. Ellis felt RAGBRAI receives a lot of media attention, and there would be a lot of pluses to the route going through Cedar and Scott Counties. They are asking the county and city jurisdictions to pass a resolution supporting a route going through Cedar County. Discussion was held. Chairperson Weih felt the Board supports tourism, but he has concerns about liability. Reference was made to an incident in Crawford County during the 2007 RAGBRAI. Ellis indicated the Director of RAGBRAI felt that case shouldn't have been settled. Sup. Boedeker noted there are costs involved for the County when fighting a lawsuit. Ms. Ellis told the Board the Director's preference would be to have the RAGBRAI route go through Cedar County. Chairperson Weih noted County Attorney Benz would need to review the proposed resolution, and the County's insurance carrier would need to review this matter. Attorney Benz asked that Ellis send him a copy of the release the RAGBRAI participants sign, and the County could send it to their insurance carrier for review. Benz noted he had previously been asked by Engineer Fangmann to look at the matter of allowing bicycle tours in Cedar County. Benz advised they have a right to come through the county, but Cedar County would have liability. Sup. Moeller stated our Sheriff opposed the route coming through Cedar County due to the cost for law enforcement. Attorney Benz felt the Board should be informed before making a decision on this matter. He thinks the Legislators need to do something about bicycle rider liability. Sup. Bell wondered if RAGBRAI would have to list the counties as "additional insured". Ms. Ellis thought they might be looking at that. She noted in January the cities on the 2008 RAGBRAI route would be announced, and then they'd sit down later with the appropriate individuals to discuss the exact route. Chairperson Weih stated the County would do some research regarding this matter.

Connie Fett, CPC Administrator met with the Board to give a consumer update on Project #426. 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: Boedeker, Campion, Moeller, Bell, Weih

Chairperson Weih noted the date and time of 10:40 a.m.

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

Ayes: Moeller, Bell, Weih, Boedeker, Campion

The time noted was 10:55 a.m.

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

County Attorney Benz briefly met with the Board to give them a copy of the "Proposed Decision and Order" concerning the Prohibited Practice Complaints filed by the two bargaining units. He noted the Judge found for the County.

Julie Tischuk, Director, Cedar County Case Management met with the Board to discuss new hires for Case Manager positions and the removal of a 1994 Ford from the parking

lot. Brief discussion was held. Chairperson Weih asked Tischuk to contact the two individuals she would like to hire and tell them there is a stipulation that their names would need to be revealed in open session with the Board, so she needs their approval to do so. Julie Tischuk told the Board the 1994 Ford Crown Victoria will not start. It has approximately 300,000 miles on it, so she is wondering what the Board would like to do with it. Discussion was held. Tischuk was directed to turn in the keys to the Auditor. No final decision was made concerning disposal of the vehicle.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve Payroll Checks #129329 - #129495 for the period ending 11-3-07 and to be paid on 11-9-07 for the regular payroll and lump sum payouts to Jennie Davidson, former Case Manager and Michele Brennan, former Human Resource Director for vacation and personal time.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #342940 dated 11/07/07 was issued to Administrative Solutions, Inc. in the amount of \$700.35, concerning a partial self funded billing.

It was noted the Board would not be meeting on Monday November 12, 2007 due to observance of Veterans' Day.

On motion, the Board adjourned at 11:08 A.M., to November 13, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in special session at 10:30 A.M., November 13, 2007 with the following members present: Boedeker, Campion, and Chairperson Weih. Supervisors Bell and Moeller were absent.

At 10:30 a.m., the Board of Supervisors, convened as a Canvass Board to canvass votes cast in the City Elections of November 6, 2007. Present were Supervisors Weih, Boedeker, and Campion. Supervisors Moeller and Bell were absent. Auditor Gritton was in attendance. 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. Declared duly elected in Cedar County were:

City of Bennett

John Thomas----Mayor

Myron Henricksen and Craig Yoerger----Councilpersons At Large

City of Clarence

Karen Dennis and Larry L. Frantz----Councilpersons At Large

City of Durant

Richard Harmsen----Mayor

Dean W. Maiers and Bill Miller----Councilpersons At Large

City of Lowden

Dan Hamdorf----Mayor

Lisa Decker, Charles Ryan and Judy Jensen Tucker----Councilpersons At Large

City of Mechanicsville

Carla R. Barnhart, Larry Beck and Bryan Lovell----Councilpersons At Large

City of Stanwood

Dean Boesenberg----Mayor

A.D. Rodeo Procopio and Todd A. Sawyer----Councilpersons At Large

Al Robinson----Councilperson At Large

John Voss----Park Commissioner

City of Tipton

Shirley Kepford----Mayor

Robert Wayne Klemme----Councilperson-Ward 1

Klay A. Johnson----Councilperson-Ward 3

Don McGlaughlin----Councilperson At Large

City of West Branch

Thomas Dean, David A. Johnson and Mark A. Worrell----Councilpersons At Large

Thereupon the minutes of this session were reviewed and approved.

On motion, the Board adjourned at 10:45 A.M., to November 15, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 15, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated November 9, 2007.

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

The Board viewed a request by Lester Gene Brown regarding a recount of the votes cast for Councilperson-At-Large positions in the City of Mechanicsville, submitted by Auditor Gritton.

The Board viewed a newsletter from Representative Jeff Kaufmann.

The Board viewed a newsletter from the Iowa Department of Economic Development regarding industry opportunities.

The Board acknowledged receipt of correspondence from Paul J. Greufe regarding a meeting with the Board concerning pending labor relations.

The Board acknowledged receipt of a copy of correspondence to Dennis Plautz, Department of Economic Development from Engineer Fangmann regarding the annexation of County Road 300<sup>th</sup> Street.

The Board acknowledged receipt of correspondence from the Safety Coordinators regarding safety training on December 18 & 19.

The Board acknowledged receipt of correspondence from Daniel Mulbauer, Chairman, Crawford County Board of Supervisors regarding a meeting during the ISAC Conference on 11-30-07 regarding legislation concerning defining bicyclists as permissive users of the roads.

Auditor Gritton met with the Board to discuss the request by Lester Gene Brown for a recount of the votes cast in the 11-06-07 City Election for Councilperson-At-Large positions for the City of Mechanicsville. Sterling Benz was in attendance.

Moved by Sup. Bell seconded by Sup. Boedeker to acknowledge receipt of correspondence to Auditor Gritton from Lester Gene Brown requesting a recount of votes cast in the 11-6-2007 City Election and authorize the Auditor's Office to conduct a recount of the votes cast for the City of Mechanicsville Councilperson-At-Large positions.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

County Attorney Benz met with the Board to discuss the 2008 RAGBRAI route. He received a copy of a waiver and release of liability form. Atty. Benz noted the form purports to relieve municipalities of liability, but he has done some research concerning this matter. He found two cases that indicated that unless a spouse signs the form, a spouse could still file a lawsuit. Benz felt that a spouse could also file suit on behalf of a minor. The proposed resolution was reviewed. No action was taken.

Moved by Sup. Bell seconded by Sup. Moeller to authorize Chairperson Weih to sign a Real Estate Transfer-Groundwater Hazard Statement for the lease with Community Action of Eastern Iowa concerning the building at 101 Lynn St., Tipton.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding the disposal of a 1994 Ford Crown Victoria formerly used by the Case Management Department.

Moved by Sup. Bell seconded by Sup. Moeller to allow the Custodian to dispose of the 1994 Ford car and any other items at Sharpless Auctions.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of November 8 & 13, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Julie Tischuk, Director, Case Management met with the Board to discuss the hiring of Aaron Derby and Kellynne Oxley for Case Manager positions. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to approve the hiring of Aaron Derby and Kellynne Oxley for Case Manager positions, as requested.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Brief discussion was held concerning the 1994 Ford Crown Victoria. Members of the Board told Julie Tischuk that they had decided to take the car to Sharpless Auctions

Moved by Sup. Bell seconded by Sup. Boedeker to approve the following new hire:  
Treasurer's Office  
Barbara Smith, Clerk, at \$11.15/hr effective 11-8-07.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve Claim Checks #341943 - #342249.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #341941 dated 11/09/07 was issued to the Cedar County Treasurer in the amount of \$1,941.21, for a Delta Dental ACH transfer.

It was noted Handwritten Check #342250 dated 11/14/07 was issued to Administrative Solutions, Inc. in the amount of \$4,488.59, concerning a partial self funded billing.

On motion, the Board adjourned at 9:48 A.M., to November 19, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 19, 2007 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 regarding industry opportunities.

The Board viewed ISAC updates dated November 14 & 16, 2007.

The Board acknowledged receipt of correspondence from Amy Broadhurst, Americans for Balanced Energy Choices regarding clean coal.

The Board acknowledged receipt of a Manure Management Plan Annual Update from Lance Schiele.

The Board acknowledged receipt of correspondence from Dean & Elaine Anderson regarding an article in the Tipton Conservative by Rick Fleshin, Director of the Cedar County Public Health Department.

The Board acknowledged receipt of correspondence from County Attorney Benz regarding a title opinion with respect to Lots 7 & 8, Block 1, Long's Addition, Tipton.

The Board acknowledged receipt of a copy of correspondence to Jeff Samuelson, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding the annual submittal date of a Manure Management Plan for Samuelson & Son.

The Board reviewed correspondence from Rick Fleshin, Public Health Director to Stuart Clark, The Tipton Conservative regarding an article in the newspaper concerning flu shots.

The Board noted correspondence from Rick Fleshin, Director, Cedar County Public Health regarding the hiring of Diane Wehde for a Secretary/Receptionist position at \$11.70/hr effective 11-19-07.

The Board called Julie Carlin, Supervising Clerk of the District Court to discuss relocation of disaster response cabinets and other equipment currently located at 101 Lynn Street, Tipton. The call was placed on the speakerphone. Sheriff Wethington was in attendance. Chairperson Weih asked if the Law Enforcement Center would be suitable for storage of the cabinets, etc. Julie Carlin said yes and indicated she could scale down the amount of items that need to be stored. She noted she would only need space for the cabinets. Weih asked Wethington if the Clerk's Office could use table space in the Law Enforcement Center if the need arises. Wethington said yes. By noon today the Sheriff will have found space for the cabinets. Carlin told the Board she could come here to move the cabinets and other items. The Board noted they would send the Courthouse Custodian with her. The call concluded.

Bob Klemme, Courthouse Custodian met with the Board, as requested. Chairperson Weih told him the Clerk's Office will be here this week to move cabinets, etc. from the building at 101 Lynn Street. The Board agreed the Custodian should take any items that are no longer needed to the Sharpless Auctions for a sale on December 5.

Travis Alden, Tipton Community Development Director called and spoke to Chairperson Weih to inquire about the Board's possible support for the 2008 RAGBRAI route going through Cedar County. Weih told him the Board discussed the matter with County Attorney Benz and are now awaiting information from the ISAC Fall Conference next week. He noted no decision would be made until after that conference.

This being the time set for a public hearing on a proposed FY07-08 County budget amendment. There were no written or verbal objections on file. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and adopt the FY07-08 County budget amendment as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The public hearing concluded at 9:01 a.m.

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

APPROPRIATIONS RESOLUTION

BE IT RESOLVED this 19<sup>th</sup> day of November 2007, to change the Appropriation made July 1, 2007 for the following department for Fiscal year 2007-2008.

Treasurer – From \$300,791 to \$305,791  
(252,900 Fund 01000; 52,891 Fund 02000)

Sheriff – From \$2,296,090 to \$2,303,970  
(1,904,131 Fund 01000; 195,853 Fund 02000; 203,986 Fund 11000)

Relief – From \$57,122 to \$29,5638  
(28,830 Fund 01000; 733 Fund 02000)

Veteran’s Affairs – From \$20,334 to \$47,893  
(44,050 Fund 01000; 3,843 Fund 02000)

County Attorney – From \$0 to \$20,302  
(20,302 Fund 31000)

Human Services – From \$25,653 to \$29,112  
(29,112 Fund 01000)

E & Z – From \$161,482 to \$163,062  
(84,947 Fund 01000; 20,400 Fund 02000; 57,715 Fund 11000)

Conservation – From \$245,657 to \$256,208  
(229,644 Fund 01000; 21,264 Fund 02000; 5,300 Fund 26000)

Non-Departmental – From \$5,682,752 to \$5,687,526  
(191,512 Fund 01000; 229,133 Fund 02000; 1,656,880 Fund 11000;  
1,746,038 Fund 27000; 30,000 Fund 28000; 34,000 Fund 28001; 6,000  
Fund 28002; 1,486,038 Fund 40000; 307,925 Fund 51200)

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held.

County Attorney Benz and Engineer Fangmann met with the Board to discuss an Offer To Buy Real Estate And Acceptance for the purchase of Lots 7 & 8 Block 1 of Long’s Addition to the City of Tipton. Attorney Benz noted the sellers will send a Groundwater Hazard Statement. He has examined the Abstract of Title. One of the individuals with a life interest had gotten a forgivable loan on the property, so Attorney Benz advised that we’d need a release from the City of Tipton. Property taxes will be paid out of the proceeds at closing. The property is zoned M2 Heavy Industrial which should be okay for the Secondary Road Department’s needs. Benz understood that the Engineer Intends to tear down the house. Discussion continued.

Moved by Sup. Boedeker seconded by Sup. Bell to authorize Chairperson Weih to sign an Offer to Buy Real Estate And Acceptance for the purchase of Lots 7 & 8 Block 1 of Long's Addition to the City of Tipton, between Buyer-Cedar County and Sellers-Kari Murray Schwantes, William Murray, Jr., Sandra Murray, Jana Kay Murray and James Alan Murray.

Discussion was held.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Steve Lacina, Director, Cedar County Economic Development briefly met with the Board for general discussion.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board minutes of November 16, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #342251 dated 11/16/07 was issued to the Cedar County Treasurer in the amount of \$3,862.26, for a Delta Dental ACH transfer.

It was noted the Board would not be meeting on Thursday, November 22 due to observance of the Thanksgiving holiday.

On motion, the Board adjourned at 10:03 A.M., to November 26, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 26, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed newsletters from the Iowa Tourism Office dated November 19 & 20, 2007 regarding industry opportunities

The Board viewed an update from the Iowa Tourism Office dated November 20, 2007.

The Board viewed an ISAC Update dated November 21, 2007.

The Board viewed correspondence from the Iowa Department of Economic Development to Mayor Sandra Hatfield, City of West Branch regarding consideration of the annexation to the centerline of 300<sup>th</sup> Street as identified by Cedar County.

The Board viewed a 2006/2007 Cedar County Annual Financial Report submitted by Auditor Gritton.

The Board acknowledged receipt of correspondence from Rachel Bicego, ISAC dated 11-19-07 regarding Senator Barack Obama addressing the general session at the Fall Conference.

The Board acknowledged receipt of correspondence from the East Central Intergovernmental Association regarding the agenda for the 11-27-07 Eastern Iowa Regional Utility Service Systems board meeting.

The Board acknowledged receipt of correspondence from Paul Greufe, Human Resource consultant regarding a meeting on December 5<sup>th</sup> to discuss an attendance policy.

The Board noted correspondence from Mike Dauber, Director, Cedar County Conservation Board regarding a payroll change from \$34,000.00/year to \$36,000/year effective 11-13-2007 due to his completion of three months as Director.

Rick Christensen, Weed Commissioner met with the Board to review the 2007 Weed Commissioner's Report. Engineer Fangmann was in attendance. The report was reviewed. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign the 2007 Weed Commissioner's Report, as presented.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding roadside mowing. Mr. Christensen left the room.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of November 19, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Phil La Rue, Zoning Director met with the Board to request that they set public hearing dates to consider zoning petitions. Brief discussion was held.

Moved by Sup. Boedeker seconded by Sup. Bell to set December 6 & 10, 2007 at 8:30 a.m. as the time to review/consider the following petitions:

1. Phyllis Juchter, 2166 230<sup>th</sup> St., Bennett (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 Juchter's

First Addition, a proposed minor subdivision located in the NW ¼ of the NE ¼, Section 10, T-80N, R-1W, in Inland Township, consisting of 2.20 acres more or less.

2. Jeff and Joanna Reichert, 876 247<sup>th</sup> St., Tipton (Owners) – 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 three (3) lot subdivision located in the E ½ of the SE ¼ of the NE ¼, Section 31, T-80N, R-4W, in Gower Township, consisting of 6.00 acres more or less.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

This being the time set for a public hearing on the issuance of non-current debt concerning a loan from the Secondary Road Fund to the Tax Increment Finance Fund (Cedar Valley Golf Course-Urban Renewal Area). Engineer Fangmann was in attendance. Chairperson Weih read the legal notice. There were no written or verbal objections on file. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve a loan in the amount of \$15,000 from the Secondary Road Fund to the TIF Fund and to authorize the issuance of Handwritten Check #342254 dated 11/26/07 to the Cedar County TIF Fund in the amount of \$15,000.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign a Tax Increment Debt Certificate concerning the Cedar County Urban Renewal Area-District 041 for a debt amount of \$30,000.00, the Rochester Township Urban Renewal Area-District 300-001 for a debt amount of \$34,500.00 and the Rochester Township Urban Renewal Area-District 300-002 for a debt amount of \$6,100.00.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with Engineer Fangmann.

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.

Moved by Sup. Bell seconded by Sup. Boedeker to allow properly filed Family Farm Credit Applications, as on file.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to disallow the Family Farm Credit Applications for tracts that are not eligible.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Charlee Kimm of Experience Works met with the Board to give them an update and to request that the County hire Delores Griffith for a part-time position. Experience Works is a federally funded program that assists people age 55 and older to obtain employment. Cedar County is a host employer for Delores Griffith. Griffith is currently being paid by Experience Works for 20 hours/week. She does not want full-time employment. Ms. Kimm asked if the Board would consider hiring Griffith for a part-time position. She indicated Griffith did not want benefits. Griffith has worked in the Courthouse for approximately two years in various departments, therefore Experience Works may have to move her to another non-profit host agency. Chairperson Weih felt a department would have to request or express a need to hire Griffith, noting the Board does not hire for each department. Further discussion was held. Chairperson Weih told Ms. Kimm

that this matter would be brought up at the next department heads meeting on December 6, and the Board would then contact Kimm.

Bob Klemme, Courthouse Custodian briefly met with the Board to ask if one of the Supervisors could attend a walk-through for the windows project on Friday, November 30<sup>th</sup> at 10:00 a.m. Supervisors Campion and/or Bell will attend. Klemme noted the contractor has indicated they will clean the windows in the Spring. The Board discussed retaining funds that were designated for this project.

Moved by Sup. Campion seconded by Sup. Moeller to approve Payroll Checks #129496 - #129663 for the period ending 11-17-07 which were paid on 11-21-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Brief general discussion was held with Assessor Lett.

It was noted Handwritten Check #342253 dated 11/21/07 was issued to Administrative Solutions, Inc. in the amount of \$332.87, concerning a partial self funded billing.

It was noted Handwritten Check #342252 dated 11/21/07 was issued to the Cedar County Treasurer in the amount of \$366.00, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:14 A.M., to November 29, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., November 29, 2007 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 dated 11-26-07 from Bobbie Conrad, Case Manager and Julie Tischuk, Director, Cedar County Case Management, to the parents of Projects #426 and #328, submitted by Connie Fett, CPC Administrator.

The Board viewed a Request for Payment #2 from Robinson Energy Efficient Products, Inc. concerning the Courthouse windows replacement project.

The Board viewed November 2007 Legislative News submitted by Speaker of the House Pat Murphy.

The Board viewed a "Report of Veteran Affairs" for the month ending 11-27-07, submitted by Patty Hamann, Secretary.

The Board acknowledged receipt of correspondence from Treasurer Jedlicka regarding a list of property holders that are under a property tax suspension.

The Board acknowledged receipt of correspondence from KONE Elevators regarding price adjustments on 1-1-08.

The Board acknowledged receipt of correspondence from Amy Broadhurst, ABEC Membership Services regarding the use of clean coal.

The Board acknowledged receipt of correspondence from Julie C. Carlin, Clerk of the District Court expressing appreciation for the assistance in moving emergency file cabinets.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of November 26, 2007.

Ayes: Bell, Moeller, Campion, Weih

Absent: Boedeker

At 9:00 a.m., the Board of Supervisors convened as a Canvass Board to canvass votes from the recount held on November 26, 2007 of the votes cast at the November 6, 2007 City Election for the Councilperson-At-Large positions in the City of Mechanicsville precinct. Present were Supervisors Weih, Bell, Moeller and Campion. Supervisor Boedeker was absent. Thereupon results 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 for the Council-At-Large positions were: Carla R. Barnhart, Larry Beck and Lester Gene Brown.

Thereupon the Board did duly adjourn as a Canvass Board and returned to regular session.

Moved by Sup. Moeller seconded by Sup. Campion to approve the following new hires:  
Case Management  
Aaron Derby and Kellee Oxley for Case Manager positions at \$13.83/hr effective 12-3-07.

Ayes: Campion, Moeller, Bell, Weih

Absent: Boedeker

Paul Greufe, Human Resources Consultant met with the Board regarding labor contract negotiations. He requested a closed session.

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

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

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

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

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

Bob Klemme, Custodian briefly met with the Board to discuss the walk-through for the windows replacement project scheduled for November 30. He told the Board there were two windows in the store rooms that didn't have trim, but now the color of the trim they brought does not match the rest of the windows. The windows have not yet been cleaned.

Moved by Sup. Bell seconded by Sup. Moeller to waive agenda requirements to allow for the Board to go into closed session to discuss strategy concerning potential litigation.

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

Paul Greufe, Human Resources Consultant requested a closed session to discuss potential litigation.

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

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

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

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

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

Paul Greufe held discussion with the Board concerning Family Medical Leave Act training and a draft of an attendance policy. Department heads are reviewing a draft of the policy, and he will then bring it to the Board of Supervisors. Members of the Board initiated discussion concerning tardiness, employment contracts and the use of time clocks.

Moved by Sup. Bell seconded by Sup. Moeller to approve Claim Checks #342255 - #342403.

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

Moved by Sup. Champion seconded by Sup. Moeller to approve Payroll Checks #129664 - #129671 for vacation time buybacks for five Secondary Road employees to be paid on 11-30-2007.

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

On motion, the Board adjourned at 11:15 A.M., to December 3, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 3, 2007 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 Raj Patel, General Manager, The Newton Inn regarding the use of their facilities for meetings, etc.

The Board acknowledged receipt of correspondence from Amy Broadhurst, Membership Director, Americans for Balanced Energy Choices regarding advocating for the use of clean coal.

The Board acknowledged receipt of copies of the 9-10-07 and 10-8-07 meetings of the Cedar County Conservation Board, submitted by the Director.

The Board acknowledged receipt of correspondence from the U.S. Highway 30 Coalition regarding an agenda for the meeting scheduled for December 14, 2007 and minutes of the October 19, 2007 meeting.

Engineer Fangmann met with the Board to discuss the award of a contract for bridge project #BROS-C016(70)—5F-16 over Rock Creek on 220<sup>th</sup> Street east of Vermont Avenue and a 28E Agreement with the City of West Branch concerning road maintenance for County Road X30 and 300<sup>th</sup> Street south of Interstate 80. Mr. Fangmann told the Board the low bid for the bridge project was by Taylor Construction in the amount of \$308,761.54. Discussion was held. Fangmann recommended awarding the contract to Taylor Construction.

Moved by Sup. Boedeker seconded by Sup. Campion to award the contract for bridge project #BROS-C016(70)—5F-16 to Taylor Construction for an amount of \$308,761.54.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding the proposed 28E Agreement with the City of West Branch due to an annexation by the City. The City of West Branch will remove snow up to Charles Avenue, and the County will blade in the summer. The City of West Branch will put rock down on Charles Avenue. Discussion continued.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the 28E Agreement between Cedar County and the City of West Branch concerning road maintenance, as presented.

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 Iowa Network Services, Inc. for repair of ICN fiber line across the Cedar River bridge on County Road F28.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Review and discussion were held concerning resolutions regarding bicycle travel on secondary roads and support for RAGBRAI. Engineer Fangmann was in attendance. Sup. Boedeker reported on the discussion concerning this matter at the I.S.A.C. Fall Conference last week. He noted there are two kinds of standards, motorized and non-motorized. At the conference it was indicated that if we meet the motorized vehicle standards, then we're not liable unless it is a bike path. Discussion was held.

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

#### RESOLUTION

Pertaining to the use of Secondary Roads in Cedar County, Iowa by RABGRAI and by cyclists in general.

WHEREAS, the Register's Annual Great Bike Ride Across Iowa (RAGBRAI) is a unique event that draws thousands of visitors to Iowa annually and promotes Iowa tourism; and

WHEREAS, biking in general is an excellent form of exercise enjoyed by millions of Americans, as well as a pollution-free form of transportation that should be encouraged; and

WHEREAS, secondary roads in Iowa are not designed or maintained to meet any specific standards related to bicycle travel; and

WHEREAS, the recent lawsuit against Crawford County involving the death of a RAGBRAI participant demonstrates the need to address the use of the county secondary road system by RAGBRAI and by cyclists in general; and

WHEREAS, the current situation has created an unacceptable exposure to future bicycle-related lawsuits against this County;

NOW THEREFORE, be it resolved by the Board of Supervisors that they respectfully request that the Iowa Legislature address this issue in 2008 on a statewide basis so that the Board of Supervisors does not have to act at the local level to regulate the use by cyclists of secondary roads under the jurisdiction of the County.

Approved this 3<sup>rd</sup> day of December, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

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

RESOLUTION  
CEDAR COUNTY BOARD OF SUPERVISORS

APPROVAL OF CEDAR COUNTY BOARD OF SUPERVISOR'S SUPPORT FOR  
THE REGISTER'S ANNUAL GREAT BICYCLE ACROSS IOWA ROUTE TO  
TRAVEL THROUGH CEDAR COUNTY AND ITS COMMUNITIES IN 2008

BE IT RESOLVED by the Cedar County Board of Supervisors as follows:

Section 1. RAGBRAI is the world's oldest, largest and longest bicycle tour and involves some 15,000 bicycle riders on a ride across Iowa the last week of July, starting at the Missouri River and ending at the Mississippi River.

Section 2. The Quad Cities Convention & Visitors Bureau is partnering with Scott County, the City of LeClaire, the LeClaire Chamber of Commerce, the City of Eldridge, the Eldridge/North Scott Chamber of Commerce, the Bettendorf Chamber of Commerce and others in an effort to convince RAGBRAI organizers to plan the 2008 RAGBRAI route through Scott County and to end at the Mississippi Riverfront in LeClaire.

Section 3. The Cedar County Board of Supervisors supports the routing of the Register's Annual Great Bicycle Ride across Iowa through Cedar County.

Section 4. This resolution shall take effect immediately.

Approved and adopted this 3<sup>rd</sup> day of December, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held with the County Engineer. Engineer Fangmann asked for permission to hire to fill a vacancy in his office. He noted the County's Human Resources consultant has suggested posting the position internally first (within the Courthouse). The Board had no objection to hiring to fill the Administrative Manager position.

Julie Tischuk, Director, Case Management Department and Aaron Derby and Kellee Oxley, Case Managers briefly met with the Board for introductions.

Sup. Boedeker reported on the Iowa State Association of Counties Fall Conference he attended last week. At an election meeting they were told our election machines will be obsolete after 2010. The State is redesigning public health. They are suggesting that Public Health Directors have a Master's Degree and that Planning & Zoning Directors have a Bachelor's Degree. It was noted that to promote organic farming in Woodbury County the landowner doesn't have to pay property tax. In another meeting it was noted there is a different set of rules when a Board is considering denial of a zoning petition.

Sup. Bell reported on the walk-through with the contractors for the Courthouse windows replacement project. Sup. Campion also attended the walk-through. New trim has been ordered for two windows. They are sending someone to clean the windows. The contractor will do some research on what can be done with the granite to get the scratches out. Sup. Bell felt Jim Robinson of Robinson Energy Efficient Products, Inc. seemed reasonable about everything. Discussion was held regarding the Request for Payment #2. The Board agreed to make a decision on this matter on or before December 10<sup>th</sup>.

Moved by Sup. Bell seconded by Sup. Moeller to approve the Board Minutes of November 29, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Chairperson Weih signed a "Microsoft Iowa State And Local Government Claim Form" concerning a Microsoft Class Action Settlement.

It was noted Handwritten Check #342404 dated 11/30/07 was issued to the Cedar County Treasurer in the amount of \$1,793.27, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 9:40 A.M., to December 6, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 6, 2007 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 December 4, 2007.

The Board viewed FY07-08 revenue and expense summary reports, submitted by Auditor Gritton.

The Board viewed a "Report of General Assistance" for the month of November 2007, submitted by Patty Hamann, General Assistance Director.

The Board viewed newsletters from the Iowa Tourism Office regarding industry opportunities dated December 3 & 5, 2007.

The Board viewed correspondence from Jenni Tholen, Jail Administrator, Sheriff's Department regarding payroll changes for Brett Samuels and Heather Ford, Correctional Officers.

The Board acknowledged receipt of FY07-08 Mental Health budget documentation and the "Eleventh Annual Report, Cedar County Management Plan For Mental Health Services, Fiscal Year 2007", submitted by Connie Fett, CPC Administrator.

The Board acknowledged receipt of correspondence from Paul Greufe regarding employee attendance records for 2006 and 2007.

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

1. Phyllis Juchter, 2166 230<sup>th</sup> St., Bennett (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 Juchter's First Addition, a proposed minor subdivision located in the NW ¼ of the NE ¼, Section 10, T-80N, R-1W, in Inland Township, consisting of 2.20 acres more or less.
2. Jeff and Joanna Reichert, 876 247<sup>th</sup> St., Tipton (Owners) – 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 three (3) lot subdivision located in the E ½ of the SE ¼ of the NE ¼, Section 31, T-80N, R-4W, in Gower Township, consisting of 6.00 acres more or less.

Chairperson Weih read the legal notice. Phil La Rue, Zoning Director; Engineer Fangmann; Jeff Reichert and Richard Kordick, Kordick Surveying were in attendance. Phil La Rue said there are no written or verbal objections on file for either petition.

Petition #1 was addressed. Richard Kordick told the Board the mother is giving the daughter and son each two acres. The daughter currently has a home on one acre east of the mother, and the son would receive two acres to the west of the mother. La Rue noted there are some limitations on the septic system. The Engineer said there is a driveway to the east for only one home.

Moved by Sup. Moeller seconded by Sup. Boedeker to approve the petition by Phyllis Juchter, Bennett (Owner) as defined above and to waive the second hearing scheduled for December 10, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Petition #2 was addressed. Discussion was held regarding the proposed number of lots, part of the area being in a flood plain, the driveway, the lot widths, septic systems and whether covenants would be needed. Mr. Kordick noted they may need to drop the proposed subdivision to two lots. Phil La Rue told the Board it was recommended that there be only two lots. He felt covenants would not be appropriate for this petition.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the petition by Jeff & Joanna Reichert, Tipton (Owners) as defined above and to waive the second hearing scheduled for December 10, 2007.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

The Board met with department heads and others to discuss any problems or concerns they might have. Those in attendance were: Charline Thumm, Deb Helmold, Cari Gritton, Connie Fett, Julie Tischuk, Dan Lett, Rob Fangmann, Sue Faith, Amy Wehde, Mike Dauber, Bob Klemme, Warren Wethington, Sterling Benz, Phil La Rue and Carolyn Wood. Chairperson Weih told those in attendance that Delores Griffith, who has been working in various offices here through the Experience Works program, will soon be leaving the Courthouse unless one or more departments would like to hire her part-time for 20 hours/week. If anyone would like to hire her they should contact the Board's Administrative Assistant. Chairperson Weih noted the Human Resources consultant has the Board's blessings on proceeding with the draft of an attendance policy. Those in attendance were given the opportunity to relay matters concerning their departments. Charline Thumm noted the ATV licensing takes longer since they have to enter the information two ways. She may need additional funding for the Iowa Land Records system and a State portal that will link County offices dealing with real estate. She will discuss this at budget review time. Deb Helmold noted there is a new web site for the Iowa Treasurers. Cari Gritton reported that County Auditors were told at the I.S.A.C. Fall Conference that it looks like all of our voting equipment will be obsolete in 2010. As of January 1, 2008, same day voter registration will be allowed. Candidacy papers are available in the Auditor's Office for 2008. Julie Tischuk noted two new Case Managers have started, and things are going well. Dan Lett stated Van Guard is done with the rural residential revaluation. He's working on the FY08/09 budget/agenda. Rob Fangmann noted there is an Administrative Manager position to be filled in the Engineer's office. Bicyclists were discussed at the I.S.A.C. meeting. He noted the Engineers are not against cycling, but they are trying to address the liability of the counties. Sue Faith reported that the Emergency Management Association and the 911 Board decided to unite as one board. They decided to advertise for one position. Region 6 is putting together a drill regarding RAGBRAI. Sue Faith is organizing citizen emergency response teams. The ID badge machine will be used for employees, fire department personnel and First Responders. Coralville Marine has agreed to store the Emergency Management's boat this winter at no cost. Mike Dauber has agreed to allow Sue Faith to store a generator in a Conservation building, and stretchers will then be stored in the emergency response trailer. Sup. Bell wondered if anything has been brought up at meetings Faith attends about the new digital televisions and adapters for older televisions. She said no. Amy Wehde noted that on December 20 there will be a makeup flu clinic. Bob Klemme reminded everyone to turn off humidifiers on the weekend and to turn off Christmas lights each night. Warren Wethington noted the Jail Administrator is sending out notices concerning amounts owed to the Jail Commissary. A few checks have been coming in. Approximately \$17,000 is owed on the books for the Commissary. Weithington told Sue Faith the ID badge machine could probably be stored in the fingerprint room. Sterling Benz noted he's scheduling the closing for the Murray property. Carolyn Wood stated the Public Health Office has a lot of children's vaccine available.

Engineer Fangmann briefly met with the Board to let them know the Secondary Road Department would be working on snow removal until 4:00 p.m. and would then resume snow removal on Friday morning, per the policy.

Connie Fett, CPC Administrator met with the Board to give them a FY07-08 Mental Health budget update and to give consumer updates. She gave the budget update and reviewed documentation. Discussion was held. She noted the County can do a one-time transfer from the General Fund to the Mental Health Fund. Some members felt that

would “let the State off the hook”. Fett reviewed the number of new consumers in the system. Connie Fett then 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: Boedeker, Champion, Moeller, Bell, Weih

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

Ayes: Boedeker, Champion, Moeller, Bell, Weih

The prior closed session pertained to the following project numbers: 124, 128, 145, 242, 283, 319, 328, 426, 359, 369, 425, 431, 438, 456, 473, Q75, Q76, Q93, X16, X17, X20, X25 and 130. The Board acknowledged there was no decision made with regard to the prior closed session.

General discussion was held with Connie Fett.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 3, 2007.

Ayes: Bell, Moeller, Champion, Boedeker, Weih

Auditor Gritton briefly met with the Board to let them know there was a complaint by someone at US Bank about County vehicles parking in the parking lot on the north side of the Courthouse.

Engineer Fangmann told the Board the new motor grader is in. Brief discussion was held.

Moved by Sup. Moeller seconded by Sup. Bell to approve Payroll Checks #129672 - #129838 for the period ending 12-1-07 and to be paid on 12-07-07.

Ayes: Boedeker, Champion, Moeller, Bell, Weih

It was noted Handwritten Check #342405 dated 12/05/07 was issued to Administrative Solutions, Inc. in the amount of \$838.80, concerning a partial self funded billing.

On motion, the Board adjourned at 10:30 A.M., to December 10, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 10, 2007 with the following members present: Boedeker, Campion, Bell and Chairperson Pro Tem Moeller. Chairperson Weih was absent.

The Board recited the Pledge of Allegiance.

The Board viewed an ISAC Update dated December 7, 2007.

The Board viewed correspondence from Julie Tischuk, Director, Case Management regarding the end of Larissa Stern's temporary employment as a Case Manager.

The Board viewed correspondence from Sheriff Wethington regarding the hiring of Joni Stidham for a Dispatcher position at \$11.41/hr effective 12-11-07.

The Board acknowledged receipt of a Press Release from Sharon R. Nesteby, East Central Intergovernmental Association regarding the new facility.

The Board acknowledged receipt of correspondence from Iowa Watersheds regarding their annual meeting scheduled for January 9-10, 2008.

The Board acknowledged receipt of correspondence from Paul Greufe, Human Resources consultant regarding a meeting for further discussion concerning a draft of an attendance policy.

The Board acknowledged receipt of correspondence from Mike Gregory, Alliant Energy regarding emergency response personnel and local public officials.

The Board noted correspondence from Rick Fleshin, Director, Cedar County Public Health regarding a payroll change for Stacy Campion, Administrative Assistant, from \$12.20/hr to \$12.70/hr effective 12-12-07.

Nancy Wood, President of the Cedar County Compensation Board met with the Board to present the recommendation for the FY08-09 salaries of the elected officials. Carl Kohrt, Treasurer of the Compensation Board and Auditor Gritton were in attendance. The recommendation was reviewed. Ms. Wood indicated members of the Compensation Board thought maybe it would be helpful to present the recommendation to the Supervisors. She noted the recommended salaries are still below the prior year's statewide averages. Wood felt the majority of the Compensation Board felt like moving toward paying what's the average. All counties were considered in the averages. Sup. Boedeker felt it was easy for the Compensation Board to say where the salaries should be, but he asked where do the Supervisors' get the money? Should they raise taxes? Nancy Wood noted it is not for the Compensation Board to appropriate taxes, but it is for the Compensation Board to define what's in the best interest of the County as to what should be paid. Further discussion was held. Sup. Moeller noted different funds can only generate a certain amount of dollars. Sup. Bell felt it would be helpful for the Compensation Board to spend time in the offices. Ms. Wood felt that was a fair point, and she would pass it on. Members reviewed a FY07-08 County Salary Survey. Sup. Boedeker noted the survey shows that Cedar County ranks 40<sup>th</sup> overall when combining all elected officials in the County. Nancy Wood indicated the averages would not be the same on a position by position basis. Auditor Gritton and Nancy Wood left the room. Discussion continued with Carl Kohrt. Later in the morning, Auditor Gritton gave the Board information from Jay Syverson, I.S.A.C. concerning the Elected Officials' FY07-08 Salary Survey indicating that if all counties had three County Supervisors, Cedar County would rank 59<sup>th</sup> overall when combining all elected officials in the County. No decision was made with regard to the recommendation.

Karen Lafrenz, Director of Senior Citizens, Inc. met with the Board for a FY08-09 funding review. Wendell Beckley and Jerry Gallagher were in attendance. She reviewed budget information. Discussion was held. No final decision was made regarding funding.

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

Sheriff's Department

Brett Samuels and Heather Ford, Correctional Officers, from \$12.32/hr to \$13.06/hr effective 11-7-07.

Ayes: Bell, Moeller, Campion, Boedeker

Absent: Weih

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

Sheriff's Department

Joni Stidham for a Dispatcher position at \$11.41/hr effective 12-11-07.

Ayes: Boedeker, Campion, Moeller, Bell

Absent: Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve Request for Payment #2 in the amount of \$10,005.64 to Robinson Energy Efficient Products, Inc. for the windows replacement project.

Ayes: Boedeker, Campion, Moeller, Bell

Absent: Weih

Connie Knutsen, Medical Examiner Investigator met with the Board for a FY08-09 Medical Examiner budget review. Gene Knutsen was in attendance. Connie Knutsen presented a Medical Examiner's Summary and budget information. She felt the budget could remain at \$27,000 for FY08-09.

Steve Lacina, Director, Cedar County Economic Development Commission met with the Board to give an update and to discuss FY08-09 funding. Some areas of discussion were, but not limited to: projects, jobs, regions they are working in, talking to investors about getting CCEDCO in front of projects (funds for travel, motels, etc., but not office expenses), seminars attended, trade shows, possible new project, Cedar County being considered for a project (one of five asked to submit an RFP), and funding. No final decision was made with regard to funding.

Randy Zobrist, Director, River Bend Transit met with the Board for a FY08-09 funding review. Some areas of discussion were, but not limited to: services, publicizing services, funding, option of from door through door service, and a service to shuttle employees. No final decision was made with regard to funding.

Engineer Fangmann met with the Board to discuss the pay rate for the Administrative Manager position. He reviewed the duties and noted the Workers' Compensation duties have now gone to the Auditor's Office. Sterling Benz entered the room while discussion was in progress. Fangmann felt the employee should know the job within one year. He told the Board the average of the administrative position in the intermediate counties in the Service Bureau, which includes Cedar County, is \$17.06/hr. He recommended hiring at 90% of \$17.00/hr, moving to 95% of \$17.00/hr at six months and then 100% of the wage after one year. Fiscal year increases would be on top of those wages. Discussion was held. Engineer Fangmann indicated he planned to open the position to everyone.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve setting the pay rate of the Administrative Manager position in the Engineer's Office at a starting rate of 90% of \$17.00/hr, 95% of \$17.00/hr after 6 months and then 100% after one year of employment, plus any fiscal year increases approved by the Board.

Ayes: Bell, Moeller, Campion, Boedeker

Absent: Weih

Engineer Fangmann told the Board that one of the employees had an accident with the truck wing last Friday. Discussion was held with the Engineer concerning snow/ice removal from the roads.

Moved by Sup. Campion seconded by Sup. Bell to convene as the Stanwood Drainage District Board.

Ayes: Bell Moeller, Campion, Boedeker  
Absent: Weih

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

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

General discussion was held with Mike Dauber, Director, Conservation Board.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 6, 2007.

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

The Board briefly met with County Attorney Benz concerning clarification of term/rent language in the lease with Community Action of Eastern Iowa for the building at 101 Lynn Street Tipton. The Board directed Benz to prepare correspondence to Atty. Zmuda clarifying that the rent for the term of the lease should commence on December 1<sup>st</sup>. They later reviewed and approved the correspondence prepared by Atty. Benz.

The Board agreed to send out a memo to department heads concerning FY08-09 budgets. They agreed that for budgeting purposes, departments should use the same health insurance rates and dental rates as the current year, 40 cents for mileage reimbursement and 3% for wages.

Moved by Sup. Bell seconded by Sup. Boedeker to waive agenda requirements to consider approval of amended payroll checks for five Deputy Sheriffs.

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

Moved by Sup. Bell seconded by Sup. Boedeker to approve Payroll Checks #129839 - #129843 for the amended payroll for the period ending 12-1-07 and paid on 12-6-07.

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

It was noted Handwritten Check #342406 dated 12-7-07 was issued to the Cedar County Treasurer in the amount of \$2,443.00, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:45 A.M., to December 13, 2007.

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Cari Gritton, Auditor

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LeRoy Moeller, Chairperson Pro Tem

The Cedar County Board of Supervisors met in regular session at 7:45 A.M., December 13, 2007 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 December 11, 2007.

The Board viewed a newsletter from the Iowa Department of Economic Development dated December 10, 2007 regarding industry opportunities.

The Board viewed correspondence from Sheriff Wethington regarding the appointment of Brenda H. Johnson to a Communications Supervisor position.

The Board acknowledged receipt of correspondence from Jeff Lorenz, Cost Advisory Services, Inc. regarding their services.

Sheriff Wethington met with the Board to discuss a payroll status change for Brenda Johnson, from a Dispatcher position to a new Communications Supervisor position. Her salary would be based off of the same pay scale as the Jail Administrator. She would start at 60% of the Sheriff's salary and the top of the scale is at 75%. It would take at least three years to get to the top of the scale. Sup. Boedeker wondered if she would have the same responsibilities as the Jail Administrator. Wethington noted he would be transferring responsibilities to her and his plans are that eventually she would work into doing the Officer Manager's duties. Boedeker asked if there is a pay scale for this new position. Wethington told them it would be the same as the Jail Administrator's pay scale. Chairperson Weih asked that he prepare and place on file a pay scale for the position. The Sheriff told the Board this individual would eventually assume the role of all communications, radios and supervising personnel.

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

Sheriff's Department

Brenda Johnson, from Dispatcher at \$13.75/hr to Communications Supervisor at \$32,296.00 annually effective 1-1-2008.

Discussion was held. Sup. Bell agreed that the Jail Administrator probably has more responsibilities right now, but he felt if pay steps are not in writing for this position, the Sheriff would need to be careful about how fast he moved up the wage. Sup. Moeller felt the pay steps would be at the discretion of the department head. Sup. Campion asked if the Sheriff felt this change would make the operation run smoother, and the Sheriff said yes. Wethington referenced the budget and told the Board that when he was appointed Sheriff he didn't hire a Deputy, but he did hire a Dispatcher, and those are the funds he would use to assist with funding this change. He also indicated that with the amount of overtime pay this employee has received, the wages she has received would not be that far from the salary of this new position. Wethington felt that with someone closely tuned to the needs of the Dispatchers, the part-time Dispatchers would be used more efficiently. Brief discussion continued.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the Board Minutes of December 10, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Boedeker to approve Claim Checks #342407 – 342647.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #342648 dated 12/12/07 was issued to Administrative Solutions, Inc. in the amount of \$4,594.63, concerning a partial self funded billing.

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

On motion, the Board adjourned at 8:20 A.M., to December 17, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 17, 2007 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 Harry C. Denny for a part-time Correctional Officer position.

The Board viewed a wage scale for the position of Communications Supervisor submitted by Sheriff Wethington.

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

The Board viewed legislative news for December 2007 submitted by Speaker of the House Pat Murphy.

The Board viewed an I.S.A.C. Update dated December 14, 2007.

The Board acknowledged receipt of correspondence from the Eastern Iowa Tourism Association regarding a membership meeting scheduled for January 9, 2008.

The Board acknowledged receipt of a 2008 Supervisors Legislative Book from I.S.A.C.

The Board acknowledged receipt of copies of correspondence to Del DeWulf, George Bowie (LuJen Farms, Inc.), Jeff Samuelson (South Cedar Pork LLC) and Wayne Behrens, from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding annual submittal dates of Manure Management Plans.

The Board acknowledged receipt of correspondence from Governor Culver regarding the 2010 Census and registering for the LUCA program.

The Board acknowledged receipt of correspondence from Michelle Schnier, Director of Housing and Support Services, East Central Intergovernmental Association regarding appointments to the Eastern Iowa Regional Housing Authority Board.

Engineer Fangmann met with the Board to review proposed resolutions concerning a stop sign at Garfield Avenue (X40) & 125<sup>th</sup> Street and a speed limit in a school zone located in Mechanicsville. Discussion was held regarding the stop sign resolution. The North Cedar School District is pursuing an annexation on the west side of X40, and they asked the Engineer to analyze the intersection for a school zone in Mechanicsville by the new school. The School District is looking into formally adopting a school zone in that area. The District will purchase the new stop and speed limit signs, and the County would put them in place.

Moved by Sup. Boedeker seconded by Sup. Campion 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, traffic on X40 (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 17<sup>th</sup>, day of December, 2007, 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, T82N, R4W designated as the intersection of Garfield Avenue and 125<sup>th</sup> Street, causing southbound (Garfield Avenue) traffic to stop.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Further discussion was held.

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

SPEED LIMIT RESOLUTION  
SCHOOL ZONE  
MUTCD 7B-7  
CODE OF IOWA Sec. 321.255, 321.285, & 321.249

WHEREAS: The Board of Supervisors of Cedar County is empowered under the authority of sections 321.255 and 321.285, subsection 7 of the Code of Iowa to determine upon the basis of an engineering and traffic investigation that the speed limit of any secondary road is greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

WHEREAS: Such investigation has been requested and completed by the Cedar County Engineer, and

WHEREAS: The Cedar County Engineer has evaluated the site and determined that it is a school zone and speed shall be reduced as per the Code of Iowa.

NOW, THEREFORE BE IT RESOLVED, by the Cedar County Board of Supervisors that the following speed limit be established and appropriate

- 1). On X40 (Garfield Avenue) from a point approximately 750' north of the intersection with 125<sup>th</sup> Street, in Section 13, Township 82 N, Range 4 W, to the east one-quarter corner of section 13, Township 82 N Range 4 W, speed limit to be established at 25 mph.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

General discussion was held with the Engineer.

Representatives of the Fair Association met with the Board to discuss FY08-09 funding. Those in attendance were: Joyce Coppess, Blain Crock, Phil La Rue and Tom Wegener. Joyce Coppess addressed the Board. Some areas of discussion were, but not limited to: completed projects, needed upkeep, management of the Matthews Building being returned to the Fair Association, fund raising, trying to decrease expenditures, looking at possible grants, events for the 2008 Fair, and their request for a 5%-7% funding increase from the County. In FY07-08 the Fair Association will receive \$31,500. Documentation was reviewed. Further discussion was held. Sup. Boedeker noted a Fair Association member indicated that their meetings are not public. Boedeker felt if County tax dollars are received, the meetings should be public. Joyce Coppess stated Fairs do not have to operate under the open meetings law, but she and Blain Crock indicated they agreed the meetings should be open to the public. Boedeker thought the meeting agendas should be posted. Coppess indicated she would take care of that matter. Discussion continued. No final funding decision was made.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 13, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

General discussion was held.

Sue Faith, Emergency Management Director briefly met with the Board. She reported that Cedar County has been included in the Governor's disaster proclamation for last week, so money will be received for ice cleanup. Regarding Sup. Bell's previous inquiry concerning the change to HDTV, Sue Faith noted the Federal government will have coupons to assist people with buying converter boxes for their analog televisions.

Mike Dauber, Director of the Cedar County Conservation Board met with the Board for a FY08-09 budget review. Discussion was held.

Recorder Thumm met with the Board for a FY08-09 budget review. Discussion was held. Thumm asked the Board if it would be okay to send two Deputies to the Fall I.S.A.C. Conference in Coralville next year. The Board had no problem with that since there would be no hotel room expenses.

It was noted Handwritten Check #342649 dated 12/14/07 was issued to the Cedar County Treasurer in the amount of \$892.22, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 11:07 A.M., to December 20, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 20, 2007 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 December 18, 2007.

The Board acknowledged receipt of correspondence from Tammy Norman, I.S.A.C. regarding a Supervisors' Annual Statewide Meeting on January 18, 2007.

The Board acknowledged receipt of correspondence from Stuart Clark, Editor, Tipton Conservative & Advertiser requesting that the publication be one of the County's official newspapers for 2008.

The Board acknowledged receipt of correspondence from Pat Kroemer, Editor, Sun-News requesting that the publication be one of the County's official newspapers for 2008.

The Board acknowledged receipt of correspondence from Stephanie Brown, Chief, Governments Division, United States Department of Commerce regarding completion of a 2007 Census of Governments Survey of Government Finances.

The Board acknowledged receipt of a copy of a Manure Management Plan Annual Update for LuJen Farms Inc. submitted by George Bowie.

The Board acknowledged receipt of correspondence from the East Central Intergovernmental Association regarding the cancellation of the December Eastern Iowa Rural Utility Services System meeting and that the meeting has been rescheduled for January 9, 2008.

The Board acknowledged receipt of a "Findings of Fact, Conclusion of Law, Certification and Declaration" concerning the matter of the annexation of a Secondary Road to the City of West Branch.

Engineer Fangmann met with the Board to discuss a contract and bond with Taylor Construction for bridge replacement project #BROS-C016(70)—5F-16 over Rock Creek on 220<sup>th</sup> Street east of Vermont Avenue and the payment of an Iowa Department of Transportation bill for materials inspection for bridge project #BROS-C016(60)—5F-16 on 190<sup>th</sup> Street. The contract and bond were reviewed. The amount on the contract is \$308,761.54.

Moved by Sup. Boedeker seconded by Sup. Campion to approve and authorize Chairperson Weih to sign a contract and bond with Taylor Construction for project# BROS-C016(70)—5F-16.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

The materials inspection bill was reviewed for the Farm to Market project. It is for an amount of \$745.26.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve and authorize Chairperson Weih to sign an I.D.O.T. materials inspection bill for project #BROS-C016(60)-5F-16.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Engineer Fangmann gave project updates.

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 January 10 & 14, 2007 at 11:00 a.m. as the time 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 8<sup>th</sup> 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 140<sup>th</sup> 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.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Patty Hamann, General Assistance Director/Veteran Affairs Secretary met with the Board for FY08-09 budget reviews. Discussion was held. Hamann told the Board she would like to give out gift certificates next year, rather than food baskets. Family Foods would give a 20% discount for the items purchased with the certificate. Alcohol, tobacco and pop could not be purchased with the certificate. Individuals would apply at Hamann's office and if they qualify, she would give them a certificate at that time. She would like to try this next year due to the cost of gas to go pick up food, weather problems and the lack of volunteers to assist her. This matter was discussed. The consensus of the Board was to try giving out gift certificates next year, and they will see how that works. In other business, Patty Hamann presented a "County Grant Program For Veterans Application" for FY08. The amount of the requested funds is \$10,000.00. Discussion was held. The Board approved the application and Chairperson Weih signed it. Patty Hamann told the Board she has been asked to attend a Hillary Clinton gathering to answer questions about Veterans issues, if needed. The Board consensus was that Hamann could use her own judgment about attending the event.

Moved by Sup. Boedeker seconded by Sup. Campion to approve the Board Minutes of December 17, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Boedeker seconded by Sup. Campion to approve the following new hire: Sheriff's Department

Harry C. Denny for a part-time Correctional Officer position at \$11.41/hr effective 12-13-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Boedeker seconded by Sup. Bell to approve the wage scale for the Communications Supervisor position in the Sheriff's Department, as presented, which notes percentages of the Sheriff's salary, effective 1-1-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Engineer Fangmann and Auditor Gritton met with the Board to discuss parking around the Courthouse. Mr. Fangmann told the Board he had been contacted by Doug Boldt, City Manager for the City of Tipton about the parking on the north side of the Courthouse. Boldt indicated there was a conversation four or five years ago about vehicle parking, and it was agreed that County vehicles would be kept to the east end of that parking lot and if that arrangement didn't work out, the City would provide reserved parking space signs for County vehicles. The City has offered to provide five or six signs.

Moved by Sup. Moeller to obtain a written agreement with the City of Tipton that they will put up the parking signs.

The motion died for the lack of a second.

Discussion continued. Sup. Bell would not want any type of retribution if County vehicles were parked elsewhere in that lot. The options of assigning additional parking spaces in the east parking lot and establishing new parking spaces on the north side of the Courthouse by the communications tower were discussed. Some members expressed concern about having too many reserved parking spaces which would limit the amount of spaces available for the public and individuals on jury duty. The consensus of the Board was that the County would make an effort to keep County vehicles parked at the east end of the north parking lot, but the City should not put up reserved parking signs.

Auditor Gritton met with the Board to discuss the Courthouse Custodian's hours. She noted Bob Klemme has 86 hours of compensation time, and she felt he is not able to get everything done in his 35-hour workweek. Gritton proposed changing his work hours to 80 hours in a two-week pay period. Bell asked if Klemme could get everything accomplished in that amount of time. Gritton indicated yes.

Moved by Sup. Bell seconded by Sup. Campion to change the Custodian's work hours to 80 hrs/two-week pay period effective 12-16-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Residents of Pondview Acres Subdivisions met with the Board to discuss the roads in the subdivisions. Those in attendance were: Dean Challis, Phil Hambright, Sam Mullin, Roger M. Grunder, Carolyn Grunder and Engineer Fangmann. Dean Challis and Roger Grunder addressed the Board. Challis told the Board residents are concerned about the roads in the subdivisions, indicating they are not holding up. Mr. Grunder referenced a road that was recently constructed in the Mente (Cedar Valley Heights) subdivision and noted it was indicated to him that the County was taking over that road. The Board said that would not be a County road. Mr. Grunder wondered what their options are, noting he is not opposed to building, but there would be more construction and more use of the roads. He wondered whether an Assessment District would be an option. The Board noted that would only be an option for a County road. There is a homeowners' association. Engineer Fangmann indicated the roads are the responsibility of the subdivider. He noted he would not recommend taking over a road with asphalt millings and one that is not built to County standards. Fangmann said the road in Mente's subdivision is built to County standards, and the County could potentially take it over in the future. He noted the roads in the Pondview Acres subdivisions were not built to County standards, so the subdivider knew up front the roads wouldn't be taken into the County road system. Elda Licht entered the room while discussion was in progress. Further discussion was held. Engineer Fangmann stated there are only two roads in subdivisions that have been included in the County road system. The subdivider of the Deerview Subdivision recently contributed funds toward the resurfacing of a road. Sup. Campion wondered if the grading in Pondview Acres meets County specifications. Fangmann stated they have the proper right-of-way, road widths and slopes, but he noted if it was a County road the depth should be seven or eight inches. Chairperson Weih wondered if the subdivider and the residents could work something out. Some areas of further discussion were, but not limited to: applying to be incorporated, Assessment Districts, assisting the homeowner's association with what type of road would hold up, protection for the current residents if the subdivider pursues further expansion for additional houses and D.N.R. water/sewer regulations. Chairperson Weih noted the residents could come to public hearings concerning any further expansion for additional homes. The Engineer suggested "band-aid" fixes on the road until all of the houses are built, if they are considering eventually reconstructing the road to meet County standards. He noted that when the County reviews subdivision requests, they consider right-of-way, that the water gets away, and the health, safety and welfare of the public. The Board agreed the County would not take over the roads in Pondview Acres, indicating there are

not enough funds to do so and they are no longer taking subdivision roads into the County road system.

Elda Licht, Coordinator of Volunteer Services of Cedar County met with the Board for a FY08-09 funding review. Documentation was reviewed. Discussion was held. Volunteer Services will receive \$16,000 in FY07-08. A \$1,000 increase was requested. No final funding decision was made.

Moved by Sup. Bell seconded by Sup. Boedeker to approve Payroll Checks #129844 - #130017 for the regular payroll and a lump sum sick and vacation time payout to Karen Johnson for the period ending 12-15-07 and to be paid on 12-21-07.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #342650 dated 12/19/07 was issued to Administrative Solutions, Inc. in the amount of \$6,651.17, concerning a partial self funded billing.

It was noted the Board would not be meeting on Monday, December 24, 2007 due to the observance of the Christmas Eve holiday.

On motion, the Board adjourned at 11:20 A.M., to December 27, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 27, 2007 with the following members present: Boedeker, Campion, Moeller, Bell and Chairperson Weih.

The Board recited the Pledge of Allegiance.

The Board viewed correspondence from Treasurer Jedlicka regarding payroll status changes for Jacqueline Bohlen, Susan Henderson and Sandra Delaney.

The Board viewed an ISAC Update dated December 14, 2007.

The Board viewed a newsletter from the Iowa Department of Economic Development dated December 20, 2007 regarding industry opportunities.

The Board viewed correspondence from Barbara J. Archer, Office Manager, Sheriff's Department regarding her retirement on December 31, 2008.

The Board viewed a newsletter from Representative Jeff Kaufmann received on December 24, 2007.

The Board viewed correspondence from Connie Fett, CPC Administrator regarding her retirement indicating that her last work day will be August 29, 2008.

The Board acknowledged receipt of correspondence from R. J. Lyngby, President, LyCox Enterprises, Inc. regarding organizing a packer/roller demonstration.

The Board acknowledged receipt of correspondence from "The Gazette" requesting notification of all governmental meetings.

The Board acknowledged receipt of a Final Report and Accounting concerning the Estate of Richard J. Mitzner submitted by Attorney Lee W. Beine.

The Board acknowledged receipt of correspondence from Paul J. Greufe, H.R. Consultant regarding a meeting on Jan. 2<sup>nd</sup> concerning the draft of an attendance policy and to let department heads know what days he would be at the Courthouse in January.

The Board acknowledged receipt of Manure Management Plan Annual Updates for South Cedar Pork, LLC submitted by Jeffrey D. Samuelson.

The Board reviewed agreements regarding the Cedar County Flexible Benefit Plan administration with Administrative Solutions, Inc. County Attorney Benz has reviewed the proposed agreements. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to authorize Chairperson Weih to sign the agreements associated with the administration of the Cedar County Flexible Benefit Plan by Administrative Solutions, Inc effective 1-1-08.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Discussion was held regarding the snow/ice removal from the roads during the past weekend.

County Attorney Benz met with the Board for FY08-09 budget reviews. Discussion was held. In other business, discussion was held regarding the "Limitation of Legal Liability" document with Administrative Solutions, Inc. for the Flexible Benefit Plan.

Moved by Sup. Bell seconded by Sup. Campion to approve the Board Minutes of December 20, 2007.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Moved by Sup. Campion seconded by Sup. Moeller to approve the renewal of a Class C Beer Permit with Sunday Sales for Atalissa Home Oil Truck Stop.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Discussion was held regarding Treasurer Jedlicka's request to move Jacqueline Bohlen and Susan Henderson to First Deputy status and Sandra Delaney to Second Deputy status, with no pay changes at this time. The Treasurer met with the Board, as requested, to discuss this matter. Members of the Board questioned whether three First Deputies could be appointed. Chairperson Weih asked Treasurer Jedlicka to bring the law change documentation to them for review. No decision was made. Later Jedlicka presented the law change documentation concerning the deputies and their salaries. He left the room. Discussion was held.

Moved by Sup. Boedeker seconded by Sup. Moeller to approve the following payroll status changes:

Treasurer's Department

Jacqueline Bohlen and Susan Henderson from 2<sup>nd</sup> Deputy to 1<sup>st</sup> Deputy and Sandra Delaney from Clerk to Second Deputy, effective 12-27-07.

Ayes: Moeller, Campion, Boedeker, Weih

Nay: Bell

Moved by Sup. Moeller seconded by Sup. Campion to waive agenda requirements to allow for discussion concerning filling a Direct Care Worker position and an old vehicle.

Ayes: Bell, Moeller, Campion, Boedeker, Weih

Amy Wehde told the Board a Direct Care Worker has resigned, and she would like permission to fill the vacancy. The Board had no objection. Wehde asked the Board what they would like to have done with a 1996 Ford Crown Victoria. It is thought that the car needs a new intake manifold. Discussion was held.

Moved by Sup. Bell seconded by Sup. Boedeker to place an ad in the County's official newspapers concerning the sale of the car.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

Moved by Sup. Bell seconded by Sup. Boedeker to approve Claim Checks #342652 - #342836.

Ayes: Boedeker, Campion, Moeller, Bell, Weih

It was noted Handwritten Check #342651 dated 12/21/07 was issued to the Cedar County Treasurer in the amount of \$2,373.60, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:28 A.M., to December 31, 2007.

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Cari Gritton, Auditor

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Dennis L. Weih, Chairperson

The Cedar County Board of Supervisors met in regular session at 8:30 A.M., December 31, 2007 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 news update from the Iowa Tourism Office dated December 28, 2007.

The Board viewed a "Report of Veteran Affairs" for the month ending 12/18/07, submitted by Patty Hamann, Secretary.

The Board viewed correspondence from Doug Boldt, City of Tipton regarding a Tipton Urban Renewal Area Amendment.

The Board acknowledged receipt of correspondence from Connie Fett, CPC Administrator regarding Pat Ciha's willingness to serve on the Mental Health Advisory Board.

The Board acknowledged receipt of correspondence from the Highway 30 Coalition regarding a meeting with the Governor and Legislature on January 23, 2008 to discuss support for an initiative to improve roads.

The Board acknowledged receipt of correspondence from Dennis Ostwinkle, Field Office 6, Department of Natural Resources regarding administrative approval of a Manure Management Plan for Lance Schiele.

Representative Jeff Kaufmann met with the Board to give a Legislative update. Sheriff Wethington was in attendance at the start of the discussion. Some areas of discussion were, but not limited to: the TIME21 plan concerning funding for roads, option of one cent school tax (SILO), option of raising the use tax on car sales, an Internet sales tax, Governor taking the gas tax off the table, possibility of giving liability waivers if RAGBRAI comes through Cedar County, making the County's liability the same as the State's concerning bicycle riders, Federal grant funds for assisting Veterans and criteria for receiving those funds, good service provided to Cedar County Veterans, improving dental care for Veterans, Mental Health funding, option of raising the Mental Health funding limit or raising the Mental Health levy, option of doing away with the legal settlement requirement concerning Mental Health funding, Department of Natural Resources issues, possibility of local control concerning no smoking in public places, no exceptions for casinos concerning no smoking, redistricting, truck licensing/load limits for agricultural uses, legislation allowing three First Deputies to be appointed in the Treasurer's Department, possibility of Clerk of Court offices consolidating and desire for representation from Cedar County on the Judicial Nominating Committee.

Moved by Sup. Bell seconded by Sup. Boedeker to approve the Board Minutes of December 27, 2007.

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

It was noted Handwritten Check #342837 dated 12/27/07 was issued to Stephanie Van Den Berghe in the amount of \$1,155.77 for a refund.

It was noted Handwritten Check #342838 dated 12/28/07 was issued to the Cedar County Treasurer in the amount of \$2,044.42, for a Delta Dental ACH transfer.

On motion, the Board adjourned at 10:30 A.M., to January 2, 2008.