

July 30, 2013

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 8:30 A.M. on Tuesday, July 30, 2013 with Tom Broeker, Bob Beck and Jim Cary present.

Unless otherwise noted, all motions passed unanimously.

Changes to the tentative agenda: the Board removed the second work session regarding the janitorial outsourcing. It will be added to the August 6 agenda as a closed session.

Meet with Department Heads: Deputy Auditor Terri Johnson reported on the absentee turnout for the August 6 City of Burlington Special Election and reminded the media of important dates regarding absentee voting.

Public Input Session #1. Lawrence Taeger, 14848 Flint Bottom, asked about the Joint Law Enforcement Center. He wanted to know if the Board approves the joint Law Enforcement Center if it would have any impact on his taxes. He stated when the Township changed fire protection from West Burlington to Burlington his insurance rate increased. He was concerned about being on a fixed income and more increases in taxes and insurance. John Hager, 601 Franklin, stated he attended the City Council work session held July 29. He understands the City is going to proceed with the purchase of the bank building. He feels a joint Law Enforcement center is a good idea. However, he would rather see the county use a rental agreement instead of a purchase agreement. In addition, he wondered if there is enough room for both departments in the building.

Cary moved to open the third Public Hearing for an Amendment to Des Moines County Zoning Ordinance #34. Beck seconded. Jeff Hanan, Land Use Administrator stated he has not received any comments about the zoning ordinance amendment. He recommends approval. Beck moved to waive the third reading of the ordinance amendment. Cary seconded. Beck moved to close the public hearing. Cary seconded. Beck moved to approve the ordinance amendment. Cary seconded.

AMENDMENT TO ORDINANCE #34

AN ORDINANCE AMENDING DIVISION 10 SECTION 010-080 OF THE DES MOINES COUNTY ZONING ORDINANCE TO REZONE 6576 HIGHWAY 61 SOUTH, A PARCEL OF LAND IN PART OF THE SW QUARTER OF THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 69 NORTH, RANGE 3 WEST of the 5th P.M. IN DES MOINES COUNTY, IOWA. REZONED FROM R-1 (ONE HOUSEHOLD RESIDENTIAL DISTRICT) TO B-1 (BUSINESS/COMMERCIAL DISTRICT).

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DES MOINES COUNTY, IOWA AS FOLLOWS:

SECTION 1. **Amendment:** Division 10. Section 010-080 of the Des Moines County Zoning Ordinance is amended by changing the Zoning District Map to provide for property located at 6576 Highway 61 South and legally described in Exhibit "A" attached hereto and made a part thereof, be rezoned from "R-1" to "B-1" zoning classification.

SECTION 2: **County Zoning Commission:** On June 20, 2013, the Des Moines County Zoning Commission voted (5-0) to recommend approval of the request to rezone property legally described in Exhibit "A" attached hereto and made a part thereof, to be rezoned from "R-1 One Household Residential District" to "B-1 Business/Commercial District" zoning classification.

Approved and adopted this 30 day of July, 2013.

DES MOINES COUNTY BOARD OF SUPERVISORS

Tom L. Broeker, Chair
Robert W. Beck, Vice Chair
Jim Cary, Member

ATTEST: Terri Johnson, Deputy Auditor

Jeff Hanan, SEIRPC, spoke about the Luttenegger Farm Subdivision plat. The three-lot minor subdivision is located in Jackson Township. Family members will own the lots in the subdivision. Beck moved to approve the resolution and final plat of Luttenegger Farm Subdivision. Cary seconded.

DES MOINES COUNTY
BOARD OF SUPERVISORS
RESOLUTION

WHEREAS Section 354.8 of the Code of Iowa states that a governing body shall certify by resolution the approval of a subdivision plat, and,

WHEREAS the Final Plat for **Luttenecker Farm Subdivision** has been reviewed for conformance to applicable County standards by the Des Moines County Health Department, Secondary Roads Department, County Auditor, Zoning Commission Chair and Land Use Department and has been duly recommended by the aforementioned entities for approval.

NOW THEREFORE, BE IT RESOLVED: That the Board of Supervisors hereby approves the Final Plat of **Luttenecker Farm Subdivision**.

Approved and adopted this 30th day of July, 2013

DES MOINES COUNTY BOARD OF SUPERVISORS

Tom L. Broeker, Chair
Robert W. Beck, Vice Chair
Jim Cary, Member

ATTEST: Terri Johnson, Deputy Auditor

Susan Coffey, SEIRPC, discussed the Des Moines County Community Health Center CDBG Contract. Broeker mentioned the Board had County Attorney Pat Jackson review the contract. Broeker was concerned about the County being held liable for \$20,000 according to current language in the contract. Susan Coffey stated the money will not come from the county but from the grant. A city or county is required to be the representative for the grant. The county acts as a pass through entity for the funds. Broeker asked for a language change in the contract. SEIRPC will make changes and then the Board and County Attorney will further review the contract. Cary moved to table the contract. Beck seconded.

The Board held a discussion on the Joint Law Enforcement Center. Beck started the discussion by asking County Sheriff Mike Johnstone what he thought of the US Bank building tour. Johnstone was impressed with the building and thought it would be more than suitable as a joint law enforcement center. Parking was suitable with good access. Beck asked about maintenance. Everyone agreed it is a well-built structure. The Board and Sheriff felt the building could be operational with a lot less money but that is up to the City. Johnstone was concerned with the cost currently involved and how it would affect the County's General Fund and county services, etc. He felt he could not reduce his services any lower. Everyone is interested but wondered how the County could afford it. The bottom line is responsibility to the public and stay within our means. Beck heard from several individuals while at the fair. They felt it was a good idea but did not want the county to fund the city. They also recommended a 1/3 interest in the building, borrow money and create a joint law enforcement board. Cary was impressed with the building overall. Cary thinks there is plenty of parking and wants to see actual cost. Broeker also thought it was a good idea, but does not want to subsidize the City. He then discussed how TIF money is collected and used. It was suggested to bond for \$750,000. The County could bond for the maximum without going to a vote. Broeker was not in favor of any bonds without going for a vote to the public. TIF funds divert county taxes to the city and he feels the county should not pay for the building twice. Paying rent would be a double payment. Beck would like to know what it would cost to add security. Johnstone feels with the layout of the building it could cost less to remodel than the estimate. At the cost of \$5.3 million, Beck and Broeker do not want participate. Cary would like to take more time to review cost, etc. Broeker understood most of the remodeling cost is for electrical and mechanical upgrades. The Communication Center would be another issue.

Cary moved to approve minutes for the Board meeting held on July 23, 2013. Beck seconded.

Committee Reports: Cary attended a Community Action meeting. They are debating what to do with the six-plex in Keokuk. Beck attended three meetings: Flint River Trails meeting, a Highway 61 meeting and a Regional Planning Commission meeting.

Public Input Session #2. Lawrence Taeger, 14848 Flint Bottom Rd, spoke of concerns with heavy trucks using Flint Bottom Road. The heavy trucks are deteriorating the road and he wanted to know if they plan to upgrade the road. The Board stated no upgrades are in the road plan. Mr. Taeger stated if they cannot improve the road, then he feels a load embargo needs to be implemented. The Board stated the County Engineer is not in favor of embargoing any road.

Beck motioned to adjourn. Cary seconded. The meeting adjourned at 9:25 A.M.

The Board held a work session after the meeting with CPC Director Ken Hyndman, Maintenance Supervisor Rodney Bliesener, Maintenance Assistant Jack Brissey, and County Attorney Pat Jackson. All present discussed the need to increase the rental rate for Cottonwood Care Facility for agencies contracted to provide services within the building. The Board feels they need to estimate the cost to rent and include yearly cost for maintenance in the rental amount.

The recorded Board meeting is on file for two years. The minutes are on the county's website www.dmcounty.com

Approved August 6, 2013

Tom Broeker, Chairman

Attest: Terri Johnson, Deputy Auditor