

October 24<sup>th</sup>, 2017

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9:00 AM on Tuesday, October 24<sup>th</sup>, 2017. Bob Beck, Jim Cary and Tom Broeker were present.

Unless otherwise noted, all motions passed unanimously.

Meet with Department Heads: County Auditor Terri Johnson reported sixty-two absentee ballots have been requested for the City Elections, thirteen have been received. The legal notice for the elections will be in the newspapers this week. Public Health Administrator Christa Poggemiller stated the National Prescription Drug Take Back event will be held on October 28<sup>th</sup> from 10am to 2 pm at the Hy-Vee on Agency Street. Individuals can also bring in full sharps containers and receive an empty one in return. County Engineer Brian Carter stated his crews are getting more blading time after the rains. Once again reminded the public to watch for farm equipment and road crews on the roads. Conservation Director Chris Lee stated they have started the Nature Center second floor demolition. They will be changing walls, adding insulation, etc. The project is grant revenue funded. CDS Director Ken Hyndman stated they are working on new programs and working with hospitals for crisis services in the eight-county region. Chief Deputy Jeff White stated the Sheriff's Office is busy and all extra personnel are working. The Jail currently has 95 inmates.

Broeker motioned to open the public hearing for the 2<sup>nd</sup> Reading of Ordinance #6I – Animal Control Ordinance. Cary seconded. No comments were received. Broeker motioned to close the public hearing. Cary seconded. David Miller, 2510 Diamond Ridge Dr., Burlington requested the Board to waive the 3<sup>rd</sup> reading and adopt the ordinance. Michael Cecil, 2815 Herblo Dr., Burlington stated he thought other 3<sup>rd</sup> readings have been waived and referenced the fireworks ordinance. The board stated the 3<sup>rd</sup> reading was waived because that ordinance was being repealed. Beck stated waiving the 3<sup>rd</sup> reading was not a problem but the Board has been working on this for a long time. Cary mentioned there was not any opposition and the 3<sup>rd</sup> reading should be waived. Cary motioned to approve the 2<sup>nd</sup> reading and to waive the 3<sup>rd</sup> reading. Broeker and Beck felt the 3<sup>rd</sup> and final reading was needed. They wanted the public to be able to speak for or against the ordinance and did not want to take away that chance by waiving the 3<sup>rd</sup> and final reading. The motion died for lack of a second. Broeker motioned to approve the 2<sup>nd</sup> reading of Ordinance #6I. Cary seconded. The 3<sup>rd</sup> and final reading of the ordinance will be October 31<sup>st</sup>. Broeker stated Judy Mennen, 11227 142<sup>nd</sup> Ave., West Burlington had an announcement to report about a concern the Board had about finding a Veterinarian to serve on the Animal Control Board. Judy Mennen stated she has spoken to Dr. Brooke Smith with Allgood Animal Clinic about the need for a veterinarian for the Board. Dr. Smith has offered to serve on the County Animal Control Board, she serves on the West Burlington Vicious Animal Board and would be willing to serve on the County Board. The Board was pleased to hear a veterinarian was interested in serving on the Animal Control Board. Beck and Broeker have each been approached by citizen's willing to serve on the Board.

Broeker motioned to open the public hearing for Flint River Trail – Iowa DOT# TAP-R-CO29(076)-8T-29. Cary seconded. No comments were received. Conservation Director Chris Lee stated this portion of the trail goes thru Starr's Cave Park and is the middle section of the trail. The trail must be constructed using small equipment. The Board stated work on the trail has been taking place for several years. David Miller, 2510 Diamond Ridge Dr., Burlington (former Board of Supervisors' member) stated the trail started when Tom Vilsack was the Iowa Governor (1999-2007). The Vision Iowa Grant was available for these projects. It has taken this long to finish portions of the project. Lee felt once the trail is connected to the City of Burlington this will be a fantastic feature and attraction. This is one step closer to having this corridor done. Cary motioned to close the public hearing. Broeker seconded. Zach James, SEIRPC stated this segment started in 2014. Several entities including the State of Iowa and IDOT have been involved in this portion. Broeker motioned to approve the Flint River Trail – Iowa DOT# TAP-R-CO29(076)-8T-29 project. Cary seconded.

Cary motioned to approve Payroll Claims Reimbursements in the amount of \$856.64. Broeker seconded.

Jeff Hanan, Land Use Administrator presented the resolution and final plat for three subdivisions:

Summer Street Addition is a 5-lot subdivision containing 9.11 acres located in Concordia Township on Summer Street. The parcel is owned by Summer Street LLC (Matt Johnson) 111 Polk St., Burlington. A waiver to the prime ag land restriction and fencing requirement were approved by the Zoning Commission. This plat is a combined Preliminary and Final Plat and done in one process since no new infrastructure is required. All lots front

on Summer Street. The City of Burlington will review this plat since it lies within two-miles of the city. Broeker motioned to approve the Summer Street Addition plat. Cary seconded.

### 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 Preliminary & Final Plat for **Summer Street Addition** has been reviewed for conformance to County standards by the Des Moines County Zoning Commission.

NOW THEREFORE, BE IT RESOLVED: That the Board of Supervisors hereby approves the Preliminary & Final Plat of **Summer Street Addition** with the following condition:

- That Article V, Section 6.1 of Ordinance # 29 (Subdivision Ordinance) relating to “prime ag ground” be waived.

Approved and adopted this 24th day of October, 2017.

### DES MOINES COUNTY BOARD OF SUPERVISORS

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

ATTEST: Terri Johnson, County Auditor

Sixth Addition to Wildlife Lakes Subdivision is a two-lot subdivision containing 3.91 acres located in Flint River Township west of 137<sup>th</sup> Ave (Landfill road). There will be a single access to these lots. Fencing provisions do not apply. Owner / subdivider is Henry Bohlen, 13852 Washington Rd., West Burlington. A county road lies north of this subdivision. This road was established when former County Engineer Whitey Klassen managed the landfill. Carter stated this is a dead-end road and will never be paved. Fencing provisions do not apply. This subdivision lies within the City of West Burlington two-mile jurisdiction and has been reviewed and approved. Cary motioned to approve the Sixth Addition to Wildlife Lakes plat. Broeker seconded.

### 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 **Sixth Addition to Wildlife Lakes** has been reviewed for conformance to County standards by the Des Moines County Zoning Commission.

NOW THEREFORE, BE IT RESOLVED: That the Board of Supervisors hereby approves the Final Plat of **Sixth Addition to Wildlife Lakes**

Approved and adopted this 24th day of October, 2017.

### DES MOINES COUNTY BOARD OF SUPERVISORS

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

ATTEST: Terri Johnson, County Auditor

Seventh Addition to Wildlife Lakes Subdivision is a two-lot subdivision containing 3.06 acres located in

Flint River Township on Wildlife Lakes Drive. This addition is south of the Sixth Addition. Fencing provisions do not apply. Owner / subdivider is Henry Bohlen, 13852 Washington Rd., West Burlington. Broeker motioned to approve the Seventh Addition to Wildlife Lakes plat. Cary seconded.

### 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 **Seventh Addition to Wildlife Lakes** has been reviewed for conformance to County standards by the Des Moines County Zoning Commission.

NOW THEREFORE, BE IT RESOLVED: That the Board of Supervisors hereby approves the Final Plat of **Seventh Addition to Wildlife Lakes**

Approved and adopted this 24th day of October, 2017.

DES MOINES COUNTY BOARD OF SUPERVISORS

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

ATTEST: Terri Johnson, County Auditor

Personnel Actions:

Sheriff's Office – Benjamin Lucas Good, Reserve Deputy new hire. Salary is \$1 per year. Effective 10/24. Cary motioned to approve. Broeker seconded.

The following report was received and filed in the Auditor's Office: Dewey Byar Trust U/W.

Cary motioned to approve the minutes for the Board meeting held on October 17<sup>th</sup>, 2017. Beck seconded.

Future Agenda items: The 3<sup>rd</sup> Reading of the Animal Control Ordinance and the 1<sup>st</sup> Reading of an Amendment to Zoning ordinance #34 – Rezoning on Upper Flint Road.

Committee Reports: Cary attended a Community Action meeting. He attended the Hope Haven Annual Dinner with Ken Hyndman. He stated it was a wonderful event to attend. Broeker attended a Bridges Out of Poverty class. He attended a Mental Health & Disabilities Services Commission meeting with a presentation by the new DHS Director Jerry Foxhoven. Broeker stated the State is not sure we need more inpatient psychiatric beds because the state has so many patients not needing that level of care. Facilities for the next lower level of care are not available. Hyndman stated more community capacity psych homes is needed. Broeker also mentioned one in four Iowans receive Medicaid services. He was surprised by the statistics.

Meeting adjourned at 9:55 AM.

A work session followed the meeting. The Board of Supervisors and County Engineer took a road tour.

This Board meeting is recorded and kept on file for two years. The minutes are posted on the county's website [www.dmcountry.com](http://www.dmcountry.com)

Approved October 31, 2017  
Bob Beck, Chairman  
Attest: Terri Johnson, Auditor