

March 23<sup>rd</sup>, 2021

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9 AM on Tuesday, March 23<sup>rd</sup>, 2021 with Chairman Tom Broeker, Vice-Chair Jim Cary and Member Shane McCampbell present. This meeting was held with limited capacity due to COVID-19 and electronically via Webex and YouTube live streaming. Public input was available through board email or call in.

Unless otherwise noted, all motions passed unanimously. The Pledge of Allegiance was conducted.

Meet with Department Heads: County Auditor Terri Johnson reported her office is busy. Budget Director Cheryl McVey was present for the budget hearing. IT Director Colin Gerst reported his office is busy. Sheriff Kevin Glendening reported everything is going well and his department is busy. County Engineer Brian Carter reported both construction projects are going well. The contractor is removing concrete on Flint Bottom Road and the contractor on the Flint Creek Hwy 99 bridge project is working on the bridge deck. Road crews are blading when possible. Dust control bids are due this week. The Road Department is moving into spring maintenance. Jail Administrator Doug Ervine reported the jail population is 67. County Treasurer Janelle Nalley-Londquist reported her office is busy. She reminded the public the 2<sup>nd</sup> half property taxes are due March 31<sup>st</sup>. Payment online by E-check is available at the cost of \$0.25 which is less than a postage stamp. Assistant Land Use Administrator Jarred Lassiter was present and stated the Zoning Commission met to review updates to the Zoning Ordinance. Conservation Director Chris Lee stated the campground will officially open this weekend. They did have one camper last weekend. On April 1<sup>st</sup>, campers will be able to start making reservations. The Youth Jamboree will be postponed this year. Some activities will take place as one-on-one and the event will be more of a park open house. Lee then discussed flooding events and trends. Field tours for the Conservation Board and Board of Supervisors have been scheduled. Safety Director Angie Vaughan reported she is working on several big trainings. She wanted to remind the public that road crews will be out. Use caution and be alert. This month will be Mental Health Training through EAP program. CDS Director Ken Hyndman reported he is working on SEIL contracts with providers. Public Health Administrator Christa Poggemiller reported the 7-day positivity rate is 2% with 7 new cases in the last 7 days. She reported 18,700 vaccines have been given with 7,290 completing the series. She stated when vaccines are received, they plan to have two large 2<sup>nd</sup> dose vaccination clinics next week on Friday and Saturday.

Broeker stated there are three public hearings for the general obligation bond loan. Cary motioned to open the first public hearing and seconded by McCampbell. Broeker stated the first hearing was a proposal to enter into a certain loan agreement in an amount not to exceed \$2,800,000 for the purpose of paying the cost of County health, workers compensation and liability insurance programs. There were no public or written comments. McCampbell motioned to close the public hearing and seconded by Cary. McCampbell motioned to open the second public hearing and seconded by Cary. Broeker stated the second hearing was a proposal to enter into a certain loan agreement in an amount not to exceed \$550,000 for the purpose of paying the cost, to that extent, of making repairs and improvements to County buildings and acquiring equipment for County buildings. There were no public or written comments. Cary motioned to close the public hearing and seconded by McCampbell. McCampbell motioned to open the third public hearing and seconded by Cary. Broeker stated the third hearing was a proposal to enter into a certain loan agreement in an amount not to exceed \$250,000 for the purpose of acquiring vehicles and equipment for the County Sheriff. There were no public or written comments. Cary motioned to close the public hearing and seconded by Broeker.

McCampbell motioned to approve Resolution 2021-016 to authorize a Loan Agreement and issue Bonds in an amount not to exceed \$3,600,000. Seconded by Cary. Roll-call vote: McCampbell – Aye, Cary – Aye, Broeker – Aye

#### **RESOLUTION NO. 2021-016**

Resolution expressing intent to authorize a Loan Agreement and issue Bonds in an amount not to exceed \$3,600,000 and providing for the levy of taxes to pay the same

WHEREAS, Sections 331.402, 331.441, 331.442 and 331.443 of the Code of Iowa authorize counties to enter into loan agreements and borrow money for the purpose of paying the cost of various County insurance programs, making repairs and improvements to County buildings, acquiring equipment for County buildings and acquiring vehicles and equipment for County departments; and

WHEREAS, the Board of Supervisors (the “Board”) of Des Moines County, Iowa (the “County”), has proposed to enter into a loan agreement (the “Insurance Loan Agreement”) in a principal amount not to exceed \$2,800,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the costs, to that extent, of County health, workers compensation and liability insurance programs, and has published a notice and held a hearing on that proposal; and

WHEREAS, the Board also has proposed to enter into a loan agreement (the “County Building Improvements and Equipment Loan Agreement”) in a principal amount not to exceed \$550,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of making repairs and improvements to County buildings and acquiring equipment for County buildings, and has published a notice and held a hearing on that proposal; and

WHEREAS, the Board also has proposed to enter into a loan agreement (the “Sheriff Vehicles Loan Agreement”) in a principal amount not to exceed \$250,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of acquiring vehicles and equipment for the County Sheriff, and has published a notice and held a hearing on that proposal and no petition has been filed requesting that an election be held on that proposal; and

WHEREAS, it is necessary at this time for the Board to express its intent to authorize the three loan agreements for the purposes set out above and to express its intent to issue General Obligation County Purpose Bonds in a principal amount not to exceed \$3,600,000 (the “Bonds”) to be issued in the future in evidence of the obligation of the County under those loan agreements; and

WHEREAS, the three loan agreements shall be consolidated into one loan agreement to be known as the General Obligation County Purposes Loan Agreement;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Des Moines County, Iowa, as follows:

Section 1. The Board of Supervisors hereby determines to enter into the General Obligation County Purposes Loan Agreement in the future, providing for a loan to the County in a principal amount not to exceed \$3,600,000 for the purposes set forth in the preamble hereof, and the Board declares that this resolution meets the requirement of Section 331.402 of the Code of Iowa.

Section 2. The County also determines to issue the Bonds at the time such funds are needed.

Section 3. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Bonds, there is hereby ordered levied on all the taxable property in the County a direct annual tax for collection in the fiscal year beginning July 1, 2021, sufficient to produce the amount of \$3,623,003.

Section 4. A certified copy of this resolution shall be filed with the County Auditor, and the County Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Bonds.

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

Passed and approved on March 23, 2021.

Tom Broeker  
Chairperson, Board of Supervisors

Attest: Terri Johnson  
County Auditor

Public Hearing for FY2021/2022 County Budget. Cary motioned to open the public hearing and seconded by McCampbell. Broeker discussed the FY22 County Budget. The Levy rates will be set as follows: Urban will increase to \$7.49 and Rural to \$11.10. Broeker stated this is the first time in 11 years the levy rate has increased. The increase was due to the County fully funding DESCOM. No public input or comments were received. Budget Director McVey thanked all the Department Heads with their assistance in the budget process. Cary motioned to close the public hearing and seconded by McCampbell.

Cary motioned to approve Resolution 2021-017 to approve the FY2021/2022 County Budget. Seconded by McCampbell.

**RESOLUTION APPROVING FY2021-2022 BUDGET  
RESOLUTION #2021-017**

WHEREAS, the Des Moines County Board of Supervisors has considered the proposed FY2021-2022 county budget, and

WHEREAS, a Public Hearing concerning the proposed county budget was held this date, March 23, 2021, now

BE IT RESOLVED by the Des Moines County Board of Supervisors that the County budget FY2021-2022 as set forth in the budget summary, is hereby adopted, and the County Auditor is directed to make the necessary filing of said budget and to establish the accounting records in accordance with the attached schedules.

APPROVED this 23rd day of March, 2021.

DES MOINES COUNTY BOARD OF SUPERVISORS

Tom Broeker, Chairman  
Jim Cary, Vice-Chairman  
Shane McCampbell, Member

ATTEST: Terri Johnson, Auditor

Public Hearing for Young House Family Services for CDBG COVID-19 Grant #20-OT-032 Reimbursement Request. McCampbell motioned to open the public hearing and seconded by Cary. Chairman Broeker discussed the following points regarding the grant application. 1) Need for the CDBG project: The Iowa Economic Development Authority (IEDA) solicited application proposals for project funding that would directly support local communities and citizens during the COVID-19 pandemic. 2) Description of the CDBG funded project & activities: Young House Family Services recognized a need to purchase technology necessary to provide telehealth as an alternative service delivery method for their clients and staff during the COVID-19 pandemic from the safety of their home. Technology purchased will enable Young House Family Services to continue providing individual, family and group services. 3) How the CDBG project will be funded: Des Moines County was awarded \$31,320 from the Iowa Economic Development Authority through the federally funded Community Development Block Grant (CDBG) Program. Young House Family Services will be sub-granted the awarded funds. 4) Estimated CDBG assistance that will benefit for Low-and Moderate-Income Persons: 51% of the grant funds will benefit the Low-and Moderate-Income persons in the area where the project is located. This was determined from the LMI for Burlington, IA. 5) Where the Activity will be conducted: The project will be based out of 400 South Broadway St Burlington, IA 52601. 6) Minimize Relocation of Persons: During this project, there will be no residents that will have to be displaced. 7) Public Questions or Comments: Please contact the Des Moines County Auditor's Office. No comments were received. 8) Community Development and Housing Needs of low to moderate persons in Des Moines County and any planned or potential activities to address these needs: Public comments are welcome. 9) Other Community Development and Housing needs and any planned or potential activities to address these needs: Public comments are welcome. No comments were received. Cary motioned to close the public hearing and seconded by McCampbell.

Approve Resolution 2021-018 to appoint a member to the Southeast Iowa Regional Planning Commission (SEIRPC) Loan Review Committee. McCampbell motioned to approve Bill Partain to a 3-yr term and seconded by Cary.

**RESOLUTION #2021-018**  
**Southeast Iowa Regional Planning Commission**  
**Loan Review Committee**

WHEREAS, Des Moines County, Iowa (hereafter County) is a member of the Southeast Iowa Regional Planning Commission, and;

WHEREAS, The County desires to provide its citizens with tools to create and grow business and;

WHEREAS, The County intends to appoint a representative to the SEIRPC loan review committee in an effort to be informed about economic development activities and funds available for those activities, and;

WHEREAS, The County intends to appoint Bill Partain to the SEIRPC loan review committee for a three-year term that will expire on December 31, 2024, and;

THEREFORE, BE IT RESOLVED, This 23<sup>rd</sup> day of March 2021,

The County intends to appoint Bill Partain to the SEIRPC loan review committee as the County's representative.

Tom Broeker

Chairman, Des Moines County Board of Supervisors

Jim Cary

Vice-Chairman, Des Moines County Board of Supervisors

Shane McCampbell

Member, Des Moines County Board of Supervisors

Terri Johnson

Attest: Des Moines County Auditor

Approval of DESCOM 28E Agreement. The requested revisions to the agreement have been completed. Cary motioned to approve and seconded by McCampbell.

Final Plat and Resolution 2021-019 for Lazy-L Gerst Estate Subdivision was presented by Assistant Land Use Administrator Jarred Lassiter. This is a three-lot subdivision containing 40.42 acres located at the end of 150<sup>th</sup> St. in the SW SE of Section 36 in Franklin Twp. Owner is Ernest Gerst, 11302 150<sup>th</sup> St., Burlington and Subdivider is Jacky Wistrom, 8075 180<sup>th</sup> St., Burlington. Lassiter recommended approval. McCampbell motioned to approve and seconded by Cary.

**DES MOINES COUNTY**  
**BOARD OF SUPERVISORS**  
**RESOLUTION #2021-019**

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 Lazy-L Gerst Estate 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 Lazy-L Gerst Estate Subdivision, with the following condition:

Any new driveway entrances from 150th Street shall require an entrance permit from the Des Moines County Secondary Roads Department. Due to potential sight distance issues, the Department may restrict the location of any new driveway for the portion of Lot 2 located west of the creek bridge.

Approved and adopted this 23rd day of March, 2021.

DES MOINES COUNTY BOARD OF SUPERVISORS

Tom L. Broeker, Chair  
Jim Cary, Vice Chair  
Shane McCampbell, Member

ATTEST: Terri Johnson, County Auditor

Final Plat and Resolution 2021-020 for Miller Park Subdivision was presented by Assistant Land Use Administrator Jarred Lassiter. This is a one-lot subdivision containing 2.39 acres located east of Beaverdale Road in the NW SE of Section 1 in Danville Twp. Owner/Subdivider is James W and Rhonda L Miller Revocable Inter Vivos Trust, 5646 Oak Hills Dr., Burlington. Lassiter recommended approval. Cary motioned to approve and seconded by McCampbell.

**DES MOINES COUNTY  
BOARD OF SUPERVISORS  
RESOLUTION #2021-020**

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 **Miller Park 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 **Miller Park Subdivision**, with the following condition:

- A permit for an Onsite Waste Water Treatment System shall be obtained from the Des Moines County Health Department prior to construction of a new residence, and a code compliant system shall be installed prior to its habitation.

Approved and adopted this 23rd day of March, 2021.

DES MOINES COUNTY BOARD OF SUPERVISORS

Tom L. Broeker, Chair  
Jim Cary, Vice Chair  
Shane McCampbell, Member

ATTEST: Terri Johnson, County Auditor

Personnel Actions: Correctional Center – Austin Dunham, Correctional Officer – Fulltime. 36-month step increase. New rate \$43,261.74 yr., effective 3/26. Cary motioned to approve and seconded by McCampbell. Maintenance – Gauge Johnson, Lead Maintenance. 12-mo. Step increase. New rate \$33,990.27 yr., effective 3/23. McCampbell motioned to approve and seconded by Cary.

Report received and filed in the Auditor's Office: Jail Stats, February 2021

Cary motioned to approve the March 16<sup>th</sup>, 2021 meeting minutes and seconded by McCampbell.

Future Agenda item. April 6<sup>th</sup> Work Session with Bob Bartles RE: Solar Power

Committee Reports. McCampbell has been reviewing ISAC Conference videos. Broeker attended a COBCO meeting and a Mental Health & Disability Services (MHDS) meeting. At the MHDS meeting they discussed the request for a mental health region facility in southeast Iowa. A Community Mental Health Center will not be provided in SE Iowa. It could be three years before rules are rewritten to be able to get a CHC in this area.

Public Input. Colin Gerst asked questions about the new stimulus funds the county is expected to receive. Dollar amount and spending stipulations are not known yet. Broeker stated he hoped guidance would come from either ISAC or NACO regarding usage of the funds.

Meeting was adjourned at 10:21 AM.

A work session with the County Engineer was held after the meeting to discuss possible landowner request to update "B" level road. The Engineer stated there is a policy process to follow to upgrade dirt roads. There is a 900' section of dirt road an adjoining owner would like to improve. The landowner needs to talk to the neighbor to the south to get additional right-of-way. The current 33' right-of-way needs another 33' to equal a 66' right-of-way. Requirements were discussed. The landowner will be required to follow thru with the approval of the County for different steps in the upgrade process. Will wait to see if owners want to continue the upgrade process.

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

Approved March 30<sup>th</sup>, 2021  
Tom Broeker, Chairman  
Attest: Terri Johnson, Auditor