

February 28, 2023

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9 AM on Tuesday, February 28, 2023, with Chairman Shane McCampbell, Vice-Chair Tom Broeker and Member Jim Cary present. This meeting was also held 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: Maintenance Director Rodney Bliesener reported he is accepting bids for the Courthouse south parking lot project until Monday morning. County Attorney Lisa Schaefer stated her office is busy. Budget Director Cheryl McVey was present for an agenda item. County Treasurer Janelle Nalley-Londquist reported her office is busy as tax payments are starting to roll in. SEIL CDS Director Ken Hyndman gave an update on the SEIL Region. Conservation Director Chris Lee stated he has several programs to begin in the spring. There is a list of them on the Conservation website. The Conservation Board will meet tomorrow night. IT Director Colin Gerst stated the new CAD and RMS system will be going live today. Local Health Director Christa Poggemiller stated the Iowa Department of Human Services released a press this week expiring the public emergency of Covid 19 as May 11th. April 1st they will no longer require the report of a positive Covid test. Medicaid will also be mailing out new eligibility papers to current members to requalify. Sheriff Kevin Glendening reported his staff will go live with the new CAD and RMS system today. He also reported there was an armed robbery in the County last week. The Deputies and County Attorney's office staff that reported to the scene did a fantastic job. They have three suspects in custody. The jail is currently at 94. County Auditor Sara Doty reported her office is busy. County Engineer Brian Carter reported his crews are blading roads due to the rain we have received. There was a bid opening last week for the Highway 99 Bridge project. He received 4 bids. He has an item on the agenda today.

No correspondence was received.

A Public Hearing for Area Service Class C Road Classification – 70th Ave. was held. Cary made a motion to open the public hearing and seconded by Broeker. McCampbell read a letter from a nearby landowner, Pam Wilson. County Engineer Brian Carter spoke on request. Broeker asked Auditor Doty if any public comments had been received. None received. Janet Scheitlen and Rick Wirt, neighboring landowners, also spoke on the subject. There was no other public comment. Broeker made a motion to close the public hearing and seconded by Cary.

Resolution #2023-011 for Class C Road Classification – 70th Ave. was presented. Broeker made a motion to approve and seconded by Cary.

RESOLUTION - 2023-011

WHEREAS Des Moines 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 means of a 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 (2015) as amended, and County Ordinance #31 "Area Service Class 'C' Roads"; and

WHEREAS the County has received a petition, attached to this resolution, signed by all landowners adjoining the road, requesting that the following road be classified as an Area Service "C" road:

6509 feet of 70th Avenue beginning at a point 669 feet North of the W ¼ Corner of Section 26, T71N, R2W, said point being North of a driveway into the Stephen R. Fox property; thence continuing northerly along the existing 70th Avenue into Sections 27, 22 & 23 and ending at the easterly Right of Way line of 175th Avenue.

WHEREAS minimum maintenance of this road would be as follows:

1. Blading - Blading or dragging will not be performed on a regular basis.
2. Snow and Ice Removal - Snow and ice will not be removed nor will the road surface be sanded or salted.
3. Weeds, Brush and Trees - Mowing or spraying weeds, cutting brush and tree removal will not be performed. Adequate sight distances will

not be maintained.

4. Structures - Bridges will be posted as appropriate to advise of any load limitations. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be designed for the traffic thereon.

5. Road Surfacing - There will be no surfacing materials applied to Area Service "C" Roads.

6. Shoulders - Shoulders will not be maintained.

7. Crown - A crown will not be maintained.

8. Repairs - There will be no road repair on a regular basis.

9. Uniform Width - Uniform width for the traveled portion of the road will not be maintained.

10. Inspections - Regular inspections will not be conducted.

11. Gates - Gates shall be purchased and installed by the County, and maintained by the adjoining landowners; and

WHEREAS, the only persons who will have access rights to the road shall be:

the owner, lessee, or person in lawful possession of any adjoining land.
the agent or employee of the owner, lessee or person in lawful possession of any adjoining land,
any peace officer,
any magistrate,
any public employee whose duty it is to supervise the use or perform maintenance of the road,
any agent or employee of any utility located upon the road.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DES MOINES COUNTY that this County does hereby establish the road described as an Area Service "C" road, with restricted access and a minimal level of maintenance.

ADOPTED this 28th day of February, 2023.

DES MOINES COUNTY BOARD OF SUPERVISORS

Shane McCampbell, Chairman
Thomas Broeker, Vice-Chair
James Cary, Member

Attest: Sara Doty, Auditor

Approval of 2021 Amended Homestead Credits and Military Exemptions were presented. Cary made a motion to approve and seconded by Broeker.

A decision on Outside Counsel was discussed. Emily Ellingson, our HR Attorney, is switching law firms. Broeker made a motion to follow Emily to the new firm and seconded by Cary.

Personnel Actions – Correctional Center, William Elliott III, Correctional Officer, discharge effective 2/21/23. Broeker made a motion to approve and seconded by Cary. Auditor – Angie Paytes, Clerk II, 42-month step increase with a new rate of \$37,904.73 effective 1/31/23. Cary made a motion to approve and seconded by Broeker.

Cary motioned to approve the February 21st, 2023 regular meeting minutes and seconded by Broeker.

Canvass results of the Burlington North Bottoms Levee & Drainage District Election were presented. Tom Williams was elected. Broeker made a motion to approve and seconded by Cary.

Broeker attended a Southeast Iowa Riverboat Commission and Conference Board meeting. Cary attended an SEIRPC, Early Childhood Development, and Conference Board meeting. McCampbell attended a Workforce

Development Board and E911 Meeting.

Meeting was adjourned at 10:20 AM.

This Board meeting is recorded. The meeting minutes and audio are posted on the county's website www.dmcounty.com

Approved March 7th, 2023
Shane McCampbell, Chair
Attest: Sara Doty, Auditor