

November 12, 2013

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9:00 A.M. on Tuesday, November 12, 2013 with Tom Broeker, Bob Beck and Jim Cary present.

Unless otherwise noted, all motions passed unanimously.

Meet with Department Heads: County Engineer Brian Carter stated his department is finishing several projects. Budget Director Cheryl McVey reported the State has sent the rollbacks for each property class. CPC Director Ken Hyndman stated the new Regional Group met last Friday. They have a lot of work to complete and plan to make a better system as a group.

Broeker read correspondence from Grow Greater Burlington. They reported on the agreement with General Electric for period ending September 30, 2013. General Electric is complying with the requirements as set out. The letter stated seven other dates as remaining scheduled checkpoints. A letter from Community Action of SEIA thanked the county for \$200 sent for the food pantry.

Several residents spoke during the public input session. David Holsteen, 16026 Hwy 99, Burlington presented a petition from landowners and other area residents asking that 70th Avenue not be vacated. The petition was a result of an informational letter sent by the Secondary Roads Department regarding a request to vacate a portion of 70th Avenue, a dirt road. Rick Wirt an adjoining owner requested the road vacation. Holsteen does not want the road vacated because they use it for agricultural purposes. Jan Bell, 17684 70th Ave, Sperry spoke against the vacation. Bell stated a proposed vacation was before the Board of Supervisors in 2009 and not approved. Ed Wilson, 7302 175th St, Sperry lives across from the end of the dirt road and he uses the road. He wishes to keep the road open. Collin Wagenbach, representing the Paul Wagenbach Trust, 16941 Hwy 99, Burlington wanted to know if the road was vacated would they still be able to use the road. The dirt road is the only access to a portion of their property because Yellow Spring Creek divides the property. If they will not be able to use the road, if vacated, then he wants to leave it open. Carter stated the 2009 vacation request did not make it to the Board or a public hearing because the person requesting the vacation dropped the request. The Code of Iowa allows anyone to request a road closure. Several of the owners asked about a Class C road, which is a gated road. Carter stated adjoining owners are given keys to the gate and if you are not an adjoining landowner you are trespassing. The other problem with a Class C classification is if any owners start handing out keys. This defeats the purpose of having the road gated. Ray Peebler, 317 Swan St, West Burlington asked if there was a minimum number of owners against the closure would it not proceed? He would like to see the road closed because of kids mudding on the road and having to pick up trash left by others. Closed or not closed, either way worked for him. Carter stated the Board has the right to close a road. The Iowa Code does not address how to dismiss the request if only one person is against the procedure. Should the vacation request proceed, the Roads Department will mail certified letters to adjoining owners before a public hearing commences.

Beck moved to approve the reappointment of Jim Steer to the County Conservation Board. His current appointment will expire December 31, 2013. The reappointment is for a five-year term, expiring December 31, 2018. Cary seconded.

Budget Director McVey presented the Gas & Electric Utility Valuation Reconciliation Report and the Utility Assessment Report for 2013. Both reports were received and filed in the Auditor's Office.

The following reports were received and filed:

Case Management – October 2013

General Assistance – October 2013

Recorder's Fees collected – 3rd Quarter ending September 30, 2013

The Board canvassed the 2013 City Elections. Cary moved to accept the results as presented. Beck seconded. The official results approved are as follows:

**CITY ELECTIONS
NOVEMBER 5, 2013
OFFICIAL RESULTS**

City of Burlington Council Member - Vote for three

Robert M Fleming	1427
Tim Scott	1364
Becky Shockley	1288
Jim Davidson	1243

Christopher M Reed	964
Michael Campbell	748
Scatterings	74

City of Danville Council Member – Vote for two

Doug Fraise	42
Kenton Cole	9
Harold Fraise	5
Scatterings	15

City of Danville Mayor

Trent A Henkelvig	41
Scatterings	13

City of Mediapolis Council Member – Vote for three

Clark Lee Kerr	48
Charles Chuck Massner	44
Gina M Riherd	47
Scatterings	1

City of Middletown Mayor

Eric Gerst	26
Douglas Coyle	3
Scatterings	5

City of Middletown Council Member – Vote for two

Jason Green	26
Anthony Fesler	13
Orrin Asmus	4
Sandra Miller	4
Syd Mijanto	3
Scatterings	11

City of West Burlington Mayor

Hans K Trousil	156
Scatterings	14

City of West Burlington Council Member – Vote for two

Douglas L Ervine	127
Kara Steward	119
Gary Deen	86
Scatterings	6

Cary moved to approve minutes for the Board meeting held on November 5, 2013. Broecker seconded. Beck abstained.

Broecker attended a Disaster Recovery Agency meeting.

Beck moved to adjourn. Cary seconded. The meeting adjourned at 9:55 A.M.

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

Approved November 19, 2013

Tom Broecker, Chairman

Attest: Terri Johnson, Deputy Auditor

A work session with the Board, Budget Director, Maintenance Department and County Engineer was held regarding using bond money for Jail projects. Projects include replacing the north side of the jail parking lot and possibly repairing the exterior stucco. Courthouse improvements include replacing the front steps.

A work session with the Board, Maintenance Department, County Engineer and County Attorney was held regarding debris from the demolition of the Old County Home on Washington Road next to the Secondary Roads Department. The company hired to demolish the building went bankrupt and did not separate the debris. The County Attorney's office has tried to reach the company to no avail. The Departments discussed ways of cleaning up the site. It was determined to offer the unclean fill to anyone who may wish to haul it away. The Board determined to set the fall clean-up dates for November 18 through December 9 or until the landfill credits run out.