

July 22, 2014

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9 AM on Tuesday, July 22<sup>nd</sup>, 2014, with Bob Beck, Jim Cary and Tom Broeker present.

Unless otherwise noted, all motions carried.

Meet with Department Heads: County Engineer Brian Carter reported that the Mediapolis Road project and several others are going on. County Attorney Amy Beavers had attended an open house for the homeless shelter and the Burlington City Council meeting where an ordinance was discussed regarding carrying realistic toy guns. Deputy Recorder Natalie Steffener reported that County Recorders in Iowa are hearing from their residents about a company who advised them to check the status of their home ownership. The company offered to send copies of documents for \$83. Steffener stated that any residents who are contacted can check their title on the county's GIS website or at the Recorder's office. Copies of deeds cost a few dollars at the office. Conservation Director Chris Lee reported no damage has been found so far on boat docks but there is massive siltation.

Correspondence received and filed:

Letter from Chris Lee regarding a grant available through REAP program. The Supervisors asked the Auditor to write a letter of support.

Notice from County Recorder Lisa Schreiner regarding a company soliciting for copies of deeds  
Letter from Lisa Schreiner commending Steffener on her knowledge of passport regulations

Motion to open a public hearing for the reclassification of a portion of Brush College Road from Class B to Class C was made by Broeker and seconded by Cary. Carter stated that the adjoining landowners requested this change and this hearing was advertised as a legal notice. There was no public comment. Motion to close the hearing was made by Broeker and seconded by Cary.

Motion to approve the Resolution for reclassification of a portion of Brush College Road from Area Service Class B road to Area Service Class C Road was made by Cary and seconded by Broeker.

## RESOLUTION

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 (2013) 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:

*Brush College Road beginning at the start of the existing B-Level designation, said starting point being approximately 2583.17-feet East and 2288.41-feet North of W ¼ Corner of Section 23, T69N, R3W, then southwesterly along the established centerline of Brush College Road to the west line of Section 23, T69N, R3W, said section line also representing the westerly dead end of Brush College Road. Gate will be located ±175-feet southwesterly near a concrete drainage structure. See plat.*

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 22<sup>nd</sup> day of July 2014.

DES MOINES COUNTY BOARD OF SUPERVISORS

Robert W. Beck, Chair

Jim Car, Vice-Chair

Tom Broeker, Member

ATTEST: Carol S. Copeland, Auditor

Broeker moved to approve an amended resolution for Inter-Fund Transfer to Secondary Roads for fiscal year 2015. Seconded by Cary.

A fireworks permit for David Murguia Wedding was approved upon motion by Broeker and seconded by Cary.

Personnel action: in the Treasurer's office, clerk Ashley Sherwood took one day without pay. Approved upon motion by Broeker and second by Cary.

The following reports were received and filed:

Sheriff's Monthly Report of Fees Collected, June 2014

Treasurer's Semi-Annual Report, 6/30/14

Veterans Affairs, Report of Activities F/Y 2014

Cary moved to approve minutes for the regular Board meeting held on July 15<sup>th</sup>, 2014. Seconded by Broeker.

Committee Reports: Broeker attended a COBCO meeting where the board approved a request for qualifications for a broker consultant. He also attended a MHDS meeting. Cary attended a SE Iowa Crime Commission meeting and a Southeast Iowa Detention meeting. Cary reported that this county is second highest in juvenile detention costs in District 8. Cary also attended a Community Action meeting. Beck and Broeker attended a meeting at General Electric about a new project resulting in 30 additional jobs. Beck also attended a Health Board meeting.

Meeting was adjourned at 9:34 AM.

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

Approved July 29, 2014

Bob Beck, Chairman

Attest: Carol Copeland, County Auditor