

## OFFICIAL NOTICE

The Des Moines County Board of Supervisors will hold a regular session on **Tuesday, April 26<sup>th</sup>, 2022** at 9:00 A.M. in the public meeting room at the Des Moines County Courthouse.

8:30 AM -Work Session: Board of Supervisors: Review of Weekly Business

**PUBLIC NOTICE** – the meeting can be viewed by live stream at [www.dmcountry.com/youtube](http://www.dmcountry.com/youtube). Anyone with questions during the meeting may email the Board of Supervisors at [board@dmcountry.com](mailto:board@dmcountry.com) OR call 319-753-8203, Ext 4

### TENTATIVE AGENDA:

1. Pledge of Allegiance
2. Changes to Tentative Agenda
3. Meet with Department Heads / Elected Officials
4. Correspondence
5. Discussion / Vote:
  - A. Public Hearing for FY22 Budget Amendment
  - B. Approval of Resolution 2022-032 Budget Amendment for FY22
  - C. Resolution 2022-033 Allocating American Rescue Plan Act Funds
  - D. Resolution 2022-034 and Final Plat for Payne's Subdivision
  - E. Approval of Middletown Law Enforcement Agreement FY2022/2023
  - F. Approval of FY2023 Cottonwood Crisis Stabilization Service Lease Agreement with Hope Haven
  - G. Letter of Support for Proposed Revisions to Iowa Utilities Board Inspectors Manual by ISG Inc
  - H. Letter to Iowa Utilities Board and Navigator Heartland Greenway LLC Designating Des Moines County Inspector
  - I. Personnel Actions:
    1. Maintenance (1)
    2. Descom (1)
  - J. Reports:
    1. Auditor's Report of Fees Collected, Qtr. ending 3/31/2022
    2. Clerks Report of Fees Collected, March 2022
    3. Sheriff's Monthly Report of Fees Collected, March 2022
  - K. Minutes for Regular Meeting on April 19<sup>th</sup>, 2022
6. Other Business
7. Future Agenda Items
8. Committee Reports
9. Public Input
10. Adjournment

Work Sessions held after the meeting:

BOS / County Engineer

RE: Project Tour

**NOTICE OF PUBLIC HEARING - AMENDMENT OF CURRENT BUDGET**  
**DES MOINES COUNTY**

Fiscal Year July 1, 2021 - June 30, 2022

The DES MOINES COUNTY will conduct a public hearing for the purpose of amending the current budget for fiscal year ending June 30, 2022

**Meeting Date/Time:** 4/26/2022 09:00 AM

**Contact:** Cheryl McVey

**Phone:** (319) 753-8234

**Meeting Location:** Courthouse, 2nd floor meeting room

There will be no increase in taxes. Any residents or taxpayers will be heard for or against the proposed amendment at the time and place specified above. A detailed statement of: additional receipts, cash balances on hand at the close of the preceding fiscal year, and proposed disbursements, both past and anticipated, will be available at the hearing.

| <b>REVENUES &amp; OTHER FINANCING SOURCES</b>  |    | <b>Total Budget as Certified or Last Amended</b> | <b>Current Amendment</b> | <b>Total Budget After Current Amendment</b> |
|--|----|--|--------------------------|---|
| Taxes Levied on Property   | 1  | 14,706,127                                       | 0                        | 14,706,127                                  |
| Less: Uncollected Delinquent Taxes - Levy Year   | 2  | 6,620  | 0                        | 6,620                                       |
| Less: Credits to Taxpayers   | 3  | 894,025  | 0                        | 894,025                                     |
| <b>Net Current Property Tax</b>  | 4  | 13,805,482                                       | 0                        | 13,805,482                                  |
| Delinquent Property Tax Revenue  | 5  | 6,645  | 0                        | 6,645                                       |
| Penalties, Interest & Costs on Taxes   | 6  | 87,250   | 0                        | 87,250                                      |
| Other County Taxes/TIF Tax Revenues  | 7  | 2,629,102  | 0                        | 2,629,102                                   |
| Intergovernmental  | 8  | 5,655,541  | 68,713                   | 5,724,254                                   |
| Licenses & Permits   | 9  | 51,385   | 0                        | 51,385                                      |
| Charges for Service  | 10 | 933,305  | 0                        | 933,305                                     |
| Use of Money & Property  | 11 | 243,600  | 0                        | 243,600                                     |
| Miscellaneous  | 12 | 325,417  | 30,500                   | 355,917                                     |
| Subtotal Revenue   | 13 | 23,737,727                                       | 99,213                   | 23,836,940                                  |
| Other Financing Sources:   |    |  |                          |   |
| General Long-Term Debt Proceeds  | 14 | 3,635,912  | 0                        | 3,635,912                                   |
| Operating Transfers In   | 15 | 2,615,990  | 0                        | 2,615,990                                   |
| Proceeds of Fixed Asset Sales  | 16 | 27,000   | -15,000                  | 12,000                                      |
| <b>Total Revenues &amp; Other Sources</b>  | 17 | 30,016,629                                       | 84,213                   | 30,100,842                                  |
| <b>EXPENDITURES &amp; OTHER FINANCING USES</b>   |    |  |                          |   |
| Operating:   |    |  |                          |   |
| Public Safety and Legal Services   | 18 | 9,112,603  | 95,447                   | 9,208,050                                   |
| Physical Health and Social Services  | 19 | 1,450,801  | 61,496                   | 1,512,297                                   |
| Mental Health, ID & DD   | 20 | 1,826,796  | 0                        | 1,826,796                                   |
| County Environment & Education   | 21 | 1,527,256  | 28,334                   | 1,555,590                                   |
| Roads & Transportation   | 22 | 6,245,985  | 436,500                  | 6,682,485                                   |
| Government Services to Residents   | 23 | 1,162,782  | 1,000                    | 1,163,782                                   |
| Administration   | 24 | 4,779,679  | 0                        | 4,779,679                                   |
| Nonprogram Current   | 25 | 0  | 0                        | 0   |
| Debt Service   | 26 | 3,829,532  | 0                        | 3,829,532                                   |
| Capital Projects   | 27 | 2,137,912  | 2,429,000                | 4,566,912                                   |
| Subtotal Expenditures  | 28 | 32,073,346                                       | 3,051,777                | 35,125,123                                  |
| Other Financing Uses:  |    |  |                          |   |
| Operating Transfers Out  | 29 | 2,626,490  | 0                        | 2,626,490                                   |
| Refunded Debt/Payments to Escrow   | 30 | 0  | 0                        | 0   |
| <b>Total Expenditures &amp; Other Uses</b>   | 31 | 34,699,836                                       | 3,051,777                | 37,751,613                                  |
| <b>Excess of Revenues &amp; Other Sources over (under) Expenditures &amp; Other Uses</b> | 32 | -4,683,207                                       | -2,967,564               | -7,650,771                                  |
| Beginning Fund Balance - July 1, 2021  | 33 | 17,725,048                                       | 0                        | 17,725,048                                  |
| Increase (Decrease) in Reserves (GAAP Budgeting)   | 34 | 0  | 0                        | 0   |
| Fund Balance - Nonspendable  | 35 | 0  | 0                        | 0   |
| Fund Balance - Restricted  | 36 | 1,426,078  | 0                        | 1,426,078                                   |
| Fund Balance - Committed   | 37 | 0  | 0                        | 0   |
| Fund Balance - Assigned  | 38 | 544,619  | 0                        | 544,619                                     |
| Fund Balance - Unassigned  | 39 | 11,071,144                                       | -2,967,564               | 8,103,580                                   |
| <b>Total Ending Fund Balance - June 30, 2022</b>   | 40 | 13,041,841                                       | -2,967,564               | 10,074,277                                  |

**Explanation of Changes:** Increases include: \$2,646,500 Secondary Roads; \$69,947 Sheriff; \$64,000 Conservation; \$61,496 Health; \$1,000 Recorder; \$25,500 Medical Examiner; \$90,000 Dust Control; \$3,334 Land Use; \$90,000 Courthouse Steps

**RESOLUTION AMENDING FY22 APPROPRIATIONS  
2022-031**

A Resolution authorizing the appropriations for expenditure for the various County Offices and Departments for the fiscal year beginning July 1, 2021.

BE IT RESOLVED: by the Des Moines County Board of Supervisors, that, the appropriations for expenditures during the fiscal year 2021-2022, (Section 331.434(6), Code of Iowa), appropriating such amounts as are deemed necessary for each County Office and Department, are amended on April 26th, 2022, as follows:

| #             | DEPARTMENT                     | APPROPRIATION     | INCREASE         |
|---------------|--------------------------------|-------------------|------------------|
| 01            | Board of Supervisors           | 144,395           | 0                |
| 02            | Auditor & Elections            | 639,095           | 0                |
| 03            | Treasurer                      | 836,167           | 0                |
| 04            | Attorney                       | 1,339,626         | 0                |
| 05            | Sheriff                        | 3,199,673         | 69,947           |
| 06            | Clerk of Court                 | 365,760           | 0                |
| 07            | Recorder                       | 360,264           | 1,000            |
| 08            | Pioneer Cemetery               | 29,500            | 0                |
| 11            | Solid Waste                    | 145,379           | 0                |
| 12            | Road Clearing                  | 32,000            | 0                |
| 13            | Drug Seizure                   | 1,500             | 0                |
| 14            | Land Use Development           | 60,334            | 3,334            |
| 20            | Secondary Roads                | 9,552,715         | 2,646,500        |
| 21            | Veterans Affairs               | 101,934           | 0                |
| 22            | Conservation Board             | 1,079,351         | 64,000           |
| 23            | Local Health                   | 1,151,617         | 61,496           |
| 25            | Human Services/Social Services | 258,745           | 0                |
| 28            | Medical Examiner               | 167,550           | 25,500           |
| 29            | Jail                           | 3,063,008         | 0                |
| 33            | G.I.S.                         | 233,652           | 0                |
| 50            | E911                           | 226,060           | 0                |
| 51            | Maintenance                    | 1,050,991         | 90,000           |
| 52            | Information Technology         | 808,848           | 0                |
| 60            | MH/DS                          | 1,826,796         | 0                |
| 63            | Fairgrounds                    | 65,000            | 0                |
| 69            | County Assessor                | 517,118           | 0                |
| 70            | Emergency Management           | 2,642,572         | 32,031           |
| 71            | DesCom                         | 1,116,478         | 0                |
| 90            | SEIL                           | 6,810,204         | 0                |
| 99            | Non-Departmental               | 9,963,780         | 90,000           |
| <b>TOTALS</b> |                                | <b>47,790,112</b> | <b>3,083,808</b> |

Dated and approved this 26th day of April, 2022, at Burlington, Des Moines County, Iowa.

BOARD OF SUPERVISORS

\_\_\_\_\_  
Jim Cary, Chairman

\_\_\_\_\_  
Shane McCampbell, Vice-Chairman

\_\_\_\_\_  
Tom Broeker, Member

ATTEST: \_\_\_\_\_  
Terri Johnson, Auditor

**RESOLUTION ALLOCATING AMERICAN RESCUE PLAN ACT FUNDS**

**Resolution # 2022-033**

**WHEREAS**, in March 2021, the federal government established the American Rescue Plan Act of 2021 (ARPA) which included the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) to provide state, local and Tribal governments with the resources needed to respond to the pandemic and its economic effects; and

**WHEREAS**, the U.S. Department of the Treasury issued an Interim Final Rule implementing the SLFRF program on May 10, 2021, which included replacing lost revenue to County governments, and

**WHEREAS**, on January 6, 2022, the Treasury issued final rules for the SLFRF program, including authorization for counties to allocate up to \$10,000,000 of their total SLFRF allocation as lost revenue to spend on government services.

**NOW, THEREFORE, BE IT RESOLVED**, that the Des Moines County Board of Supervisors approves allocating its total SLFRF allocation in the expected amount of \$7,568,883 as lost revenue to spend on government services.

**HEREBY RESOLVED** by the Des Moines County Board of Supervisors this 26th day of April, 2022.

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Jim Cary, Chair

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Shane McCampbell, Vice-Chair

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Tom Broeker, Member

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Attest: Terri Johnson, Auditor

DES MOINES COUNTY  
BOARD OF SUPERVISORS  
RESOLUTION #2022-034

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 **Payne's Subdivision** has been reviewed for conformance to applicable County standards by the Des Moines County Auditor, Health Department, Secondary Roads Department, 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 **Payne's Subdivision**.

Approved and adopted this 26h day of April, 2022.

DES MOINES COUNTY BOARD OF SUPERVISORS

Jim Cary, Chair

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Shane McCampbell, Vice Chair

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Tom Broeker, Member

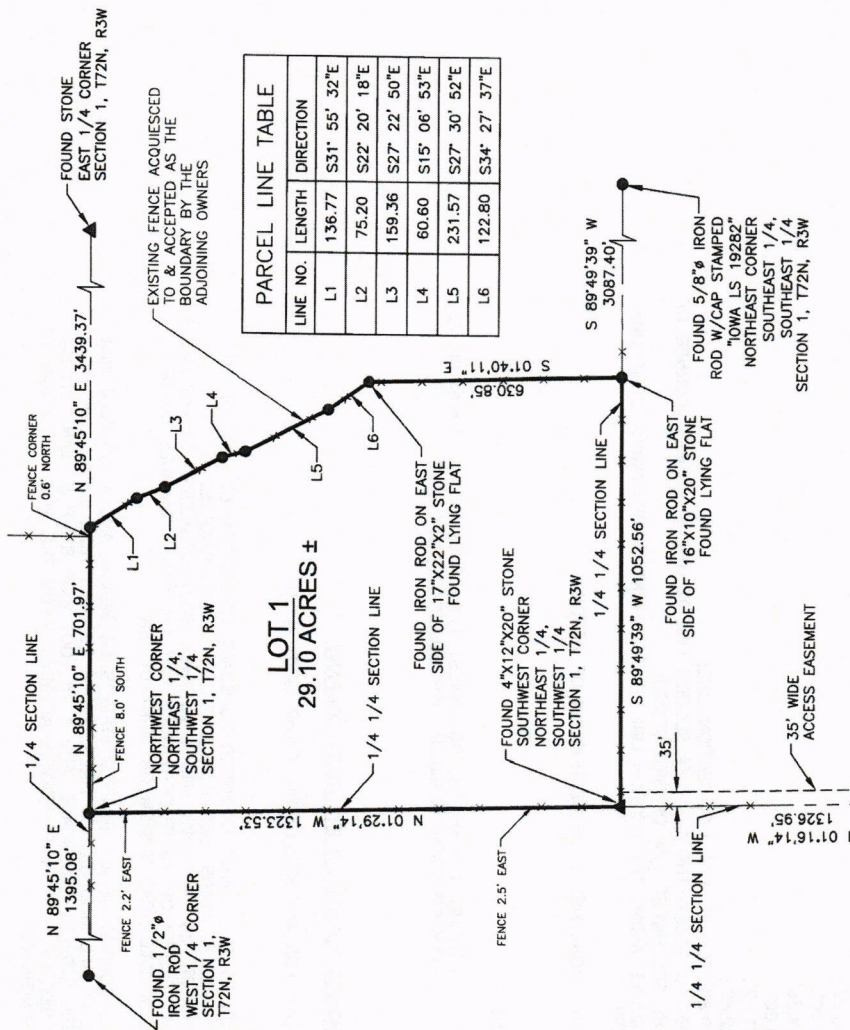
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ATTEST: \_\_\_\_\_

Terri Johnson, County Auditor

# FINAL PLAT PAYNE'S SUBDIVISION

PART OF THE NORTHEAST 1/4, OF THE SOUTHWEST 1/4 OF SECTION 1, TOWNSHIP 72 NORTH, RANGE 3 WEST OF THE 5TH P.M., DES MOINES COUNTY, IOWA



| LINE NO. | LENGTH | DIRECTION     |
|----------|--------|---------------|
| L1       | 136.77 | S31° 55' 32"E |
| L2       | 75.20  | S22° 20' 18"E |
| L3       | 159.36 | S27° 22' 50"E |
| L4       | 60.60  | S15° 06' 53"E |
| L5       | 231.57 | S27° 30' 52"E |
| L6       | 122.80 | S34° 27' 37"E |

**NOTES:**

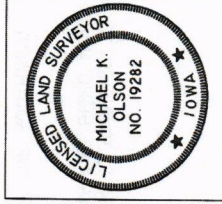
- INDICATES 5/8" IRON ROD W/CAP STAMPED "LS 19282" (L.N.O.) FOUND IN PLACE.
- DISTANCES ARE IN FEET AND DECIMAL PARTS THEREOF. BEARINGS & DISTANCES IN PARENTHESES ARE THOSE OF RECORD; ALL OTHERS ARE FIELD MEASUREMENTS.
- BEARINGS ARE BASED ON IOWA STATE PLANE COORDINATE SYSTEM SOUTH ZONE 1402
- \*--- INDICATES EXISTING FENCE.

**OWNER & SUBDIVIDER**  
 TIMOTHY R. & SHELLEY A. DEAM  
 11251 260TH ST.  
 PO BOX 277  
 MEDIAPOLIS, IA 52637

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

MICHAEL K OLSON  
 LICENSE NUMBER: 19282  
 MY LICENSE RENEWAL DATE IS DECEMBER 31, 2022  
 PAGES OR SHEETS COVERED BY THIS SEAL: 1&2

DATE: 12/5/2022



**Bruner, Cooper & Zuck, Inc.**  
 Civil Engineers · Structural Engineers · Architects · Land Surveyors  
 Professional Design Firm LS/ARC/PE/SE Corp. 184-002633-0015  
 bcz@bczengineering.com www.bczengineering.com

108 East Simmons St.  
 309.343.9282  
 835 Golden Valley, Drive  
 319.752.9282  
 563.955.1656

JOB NO. 2021227-2  
 DRAWN: BJS  
 CHECKED: MKO  
 APPROVED: MKO

INDEX LEGEND

LOCATION: NE1/4 SW1/4 SECTION 1, T72N, R3W OF THE 5TH P.M., DES MOINES COUNTY, IOWA

REQUESTOR: TIMOTHY R. DEAM

PROPRIETOR: TIMOTHY R. & SHELLEY A. DEAM

SURVEYOR: MICHAEL K. OLSON  
 mk@bczengineering.com

COMPANY: BRUNER, COOPER & ZUCK, INC.  
 308 NORTH 3RD STREET  
 BURLINGTON, IA 52601  
 PH: 319-752-9282

**MIDDLETOWN / DES MOINES COUNTY  
LAW ENFORCEMENT AGREEMENT  
2022 / 2023 FISCAL YEAR**

THIS AGREEMENT, entered this 11<sup>th</sup> <sup>April</sup> day of, 2022, by Des Moines County, Iowa and the City of Middletown, in Des Moines County, Iowa;

WITNESSETH that:

WHEREAS, the City of Middletown, Iowa, desires to contract with Des Moines County, Iowa for police protection under the provision of Chapter 28E of the Code of Iowa, and

WHEREAS, Des Moines County, Iowa is willing to provide such police protection to the City of Middletown upon the terms and conditions hereinafter set forth,

NOW THEREFORE:

In consideration of mutual covenants and agreements hereinafter set forth, the parties hereto legally intending to be bound, do hereby covenant and agree for themselves and their respective successors as follows:

1. The County of Des Moines, State of Iowa, through its Sheriff's Office will supply police protection and law enforcement services to the City of Middletown, including, but not limited to the following:
  - A. Patrolling within the corporate limits of the City of Middletown such hours as may be necessary to provide minimum protection and law enforcement.
  - B. Answering calls at all times for police assistance in the City of Middletown.
2. This understanding (while under the direct supervision of the Sheriff) shall be administered by a Joint Board consisting of the Des Moines County Sheriff and the Mayor of the City of Middletown, with law enforcement policy, regulations and other law enforcement matters, including times of patrolling, to be mutually agreed upon and determined by the Des Moines County Sheriff and the Mayor of said City of Middletown. The Sheriff or his designated representative may attend the monthly council meeting of the Middletown City Council.
3. In consideration of the services to be performed as herein set forth, the City of Middletown agrees to pay Des Moines County, Iowa, (through the County Auditor of Des Moines County) the sum of **Fourteen Thousand Two Hundred Dollars (\$14,200)** commencing with the first half of the payment, (\$7,100) due by October 31, 2022 and the second half, (\$7,100) due by April 30, 2023.
4. This agreement shall become effective **July 1, 2022** through **June 30, 2023**. The new agreement shall be negotiated prior to **March 1, 2023**, for the following fiscal year.

DATE 04/11/2022

CITY OF MIDDLETOWN

  
MAYOR

DES MOINES COUNTY, IOWA

ATTEST:

  
CITY CLERK

ATTEST:

\_\_\_\_\_  
COUNTY AUDITOR

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**LEASE AGREEMENT BETWEEN DES MOINES COUNTY AND HOPE HAVEN AREA DEVELOPMENT  
FOR COTTONWOOD PROPERTY**

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This Commercial Lease Agreement ("Lease") is made and effective July 1, 2022, by and between DES MOINES COUNTY ("Landlord") and HOPE HAVEN AREA DEVELOPMENT ("Tenant").

Landlord is the owner of land and improvements commonly known and numbered as 910 COTTONWOOD, SUITE 2002, BURLINGTON, IOWA 52601 and legally described as follows (the "Building"):

Landlord makes available for lease a portion of the Building designated as COTTONWOOD CRISIS STABILIZATION SERVICE, SUITE 2002 (the "Leased Premises").

Landlord desires to lease the Leased Premises to Tenant, and Tenant desires to lease the Leased Premises from Landlord for the term, at the rental and upon the covenants, conditions and provisions herein set forth.

THEREFORE, in consideration of the mutual promises herein, contained and other good and valuable consideration, it is agreed:

**1. Term.**

A. Landlord hereby leases the Leased Premises to Tenant, and Tenant hereby leases the same from Landlord, for an "Initial Term" beginning JULY 1, 2022 and ending JUNE 30, 2023. Landlord shall use its best efforts to give Tenant possession as nearly as possible at the beginning of the Lease term. If Landlord is unable to timely provide the Leased Premises, rent shall abate for the period of delay. Tenant shall make no other claim against Landlord for any such delay.

B. Tenant may renew the Lease for one extended term of 12 MONTHS. Tenant shall exercise such renewal option, if at all, by giving written notice to Landlord not less than ninety (90) days prior to the expiration of the Initial Term. The renewal term shall be at the rental set forth below and otherwise upon the same covenants, conditions and provisions as provided in this Lease.

**2. Rental.**

A. Tenant shall pay to Landlord during the Initial Term rental of \$59,780.00 per year, payable in installments of \$4,981.00 per month which shall include maintenance costs (including security, sprinkler, and generator access), Utilities including Electric, gas, water, and garbage. Each installment payment shall be due in advance on the first day of each calendar month during the lease term to Landlord at DES MOINES COUNTY MAINTENANCE OFFICE, 513 N. MAIN ST,



County would suggest the Tenant utilize the following items as a guide to successful daily operations:

- Outdoor areas including all porches, furniture, and the gazebo shall be kept clean and free of debris and weeds to provide a safe environment.
- Provide timely and accurate work orders to Des Moines County Maintenance.
- The property will be kept clean.
- Inspections will be performed by County officials.
- General building and grounds maintenance issues will be handled by Des Moines County, all concerns shall be directed to the County Maintenance Director

#### **6. Alterations and Improvements.**

Tenant shall have the right to place and install personal property, trade fixtures, equipment and other temporary installations in and upon the Leased Premises, and fasten the same to the premises.

Tenant shall keep an up-to-date inventory of the personal property leased hereunder, notifying County of any losses, thefts, destruction, or contemplated disposal of personal property not needed for the operation of the Leased Premises or welfare of the individuals. Any replacement of Leased Premises property purchased by Tenant during the term of this lease shall remain with County upon termination of the Agreement. Tenant shall have the right to use all furniture, equipment, and other personal property located in Leased Premises. Equipment purchased by Tenant not reimbursed or otherwise paid for by County (except for items purchased to replace original items on the inventory) and perishables (e.g. – food, office, medical, and cleaning supplies) for the operation of the Crisis Home shall remain the property of Tenant. The County has the right to make an independent inventory of its personal property at any time.

#### **7. Insurance.**

A. If the Leased Premises or any other part of the Building is damaged by fire or other casualty resulting from any act or negligence of Tenant or any of Tenant's agents, employees or invitees, rent shall not be diminished or abated while such damages are under repair, and Tenant shall be responsible for the costs of repair not covered by insurance. Tenant shall pay for fire monitoring services for the property.

B. County shall insure the building and personal property against hazards and casualties, including fire and extended coverage; County shall also maintain general liability insurance covering its potential liability for any property damage or bodily injury for which it may be responsible as

## 12. Building Rules.

Tenant will comply with the rules of the Building adopted and altered by Landlord from time to time and will cause all of its agents, employees, invitees and visitors to do so; all changes to such rules will be sent by Landlord to Tenant in writing.

The consumption or possession of alcoholic beverages or illegal drugs by tenants or visitors is not allowed anywhere on or near the premises of Crisis Center, which includes but is not limited to, the inside of vehicles, rooms, and all common areas.

Tenant or guests will not permit the dwelling to be used for, engage, or to facilitate criminal activity including drug related criminal activity on or near the premises.

Smoking- Tenant, guest, or other person's under Tenant's control shall not smoke anywhere in the building. Smoking is permitted outside, in designated areas only. Must follow guidelines from the Iowa Smoke free Air Act.

Candles- Tenants shall not burn candles, or start any open flames, anywhere in the building or on the property.

Any violation of the above may lead to an immediate termination of agreement and eviction.

To allow no fish, birds, reptiles, animals nor pets of any kind [except for assistive animals] anywhere on premises at any time without prior written permission from DMC maintenance. To report to DMC maintenance any pets seen anywhere on the premises. May not keep pets even temporarily belonging to another person at any time for any reason.

Assistive Animals: Potential tenants must prove [Through State Law] the need for an assistive animal and there will be no more than one assistive animal per unit. No assistive animal can be harmful to others. The assistive animal must be crated at all times when Tenant is absent from the unit. The size of the crate must be of adequate size to allow freedom of movement. If the assistive animal is a cat, the Tenant must provide a veterinary certificate stating the front claws have been removed. Tenant must provide veterinary certificate stating that all assistive animals have been spayed or neutered. Tenant must show that the animals are current with necessary vaccines. Carpet must be professionally cleaned and treated as necessary for pest infestation if it is so recommended by pest control professionals at the Tenants expense. Tenant is responsible to walk assistive animal only in designated areas. Any waste left by animal must be collected and disposed of appropriately by Tenant. Assistive animal must be on a leash at all times in public or common areas.

County may amend this Agreement to comply with changes in state law or policy and shall give written notice to Provider of such amendment and its effective date.

**15. Quiet Possession.**

Landlord covenants and warrants that upon performance by Tenant of its obligations hereunder, Landlord will keep and maintain Tenant in exclusive, quiet, peaceable and undisturbed and uninterrupted possession of the Leased Premises during the term of this Lease.

**16. Condemnation.**

If any legally, constituted authority condemns the Building or such part thereof which shall make the Leased Premises unsuitable for leasing, this Lease shall cease when the public authority takes possession, and Landlord and Tenant shall account for rental as of that date. Such termination shall be without prejudice to the rights of either party to recover compensation from the condemning authority for any loss or damage caused by the condemnation. Neither party shall have any rights in or to any award made to the other by the condemning authority.

**17. Subordination.**

Tenant agrees that it will from time to time upon request by Landlord execute and deliver to such persons as Landlord shall request a statement in recordable form certifying that this Lease is unmodified and in full force and effect (or if there have been modifications, that the same is in full force and effect as so modified), stating the dates to which rent and other charges payable under this Lease have been paid, stating that Landlord is not in default hereunder (or if Tenant alleges a default stating the nature of such alleged default) and further stating such other matters as Landlord shall reasonably require.

**18. Notice.**

Any notice required or permitted under this Lease shall be deemed sufficiently given or served if sent by United States certified mail, return receipt requested, addressed as follows:

**If to Landlord to:**

Des Moines County Auditor

513 N. Main

Burlington, Iowa 52601

**23. Compliance with Law.**

Tenant shall comply with all laws, orders, ordinances and other public requirements now or hereafter pertaining to Tenant's use of the Leased Premises. Landlord shall comply with all laws, orders, ordinances and other public requirements now or hereafter affecting the Leased Premises.

**24. Final Agreement.**

This Agreement terminates and supersedes all prior understandings or agreements on the subject matter hereof. This Agreement may be modified only by a further writing that is duly executed by both parties.

**25. Governing Law.** This Agreement shall be governed, construed and interpreted by, through and under the Laws of the State of Iowa.

IN WITNESS WHEREOF, the parties have executed this Lease as of the day and year first above written.

**BY DES MOINES COUNTY:**

\_\_\_\_\_  
Mr. Jim Cary, Chairman

\_\_\_\_\_  
Date

Des Moines County Board of Supervisors

\_\_\_\_\_  
Mr. Shane McCampbell, Vice-Chairman

\_\_\_\_\_  
Date

Des Moines County Board of Supervisors

\_\_\_\_\_  
Mr. Thomas Broeker, Member

\_\_\_\_\_  
Date

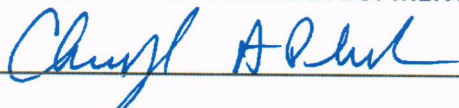
Des Moines County Board of Supervisors

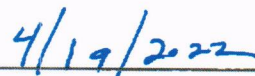
ATTEST:

\_\_\_\_\_  
Des Moines County Auditor

\_\_\_\_\_  
Date

**FOR HOPE HAVEN AREA DEVELOPMENT:**

  
\_\_\_\_\_  
Ms. Cheryl Plank, Executive Director

  
\_\_\_\_\_  
Date

# NOTICE OF DES MOINES COUNTY PERSONNEL ACTION

Name: GAUGE JOHNSON Employee #: \_\_\_\_\_  
Title: LEAD MAINTENANCE Department: MAINTENANCE

## STATUS CHANGES

### TERMINATION

Resignation  
 Discharge  
 Retirement  
 Unsatisfactory Probation  
 Death  
 Other, Explain \_\_\_\_\_

\_\_\_\_\_  
Last Day Worked \_\_\_\_\_  
Add Vacation Days \_\_\_\_\_ to \_\_\_\_\_  
Add Sick Days \_\_\_\_\_ to \_\_\_\_\_  
Add Other Days \_\_\_\_\_ to \_\_\_\_\_  
Last Day Paid \_\_\_\_\_  
Unpaid Days \_\_\_\_\_ to \_\_\_\_\_

Final Termination Date \_\_\_\_\_  
Final Rate of Pay \_\_\_\_\_  
Permanent Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_

### LEAVE OF ABSENCE

Maternity  
 Medical  
 Other, Explain \_\_\_\_\_  
 Educational  
 Military

Dates of Absence \_\_\_\_\_ to \_\_\_\_\_

Does the employee Want  
Health Insurance Continued  Yes  No  
Does Employee Want Life  
Insurance Continued  Yes  No

Authorized by: *Adrian Blum* Department: MAINTENANCE Date: 4-20-2022  
Authorized by: \_\_\_\_\_ Department: \_\_\_\_\_ Date: \_\_\_\_\_

Pay Period Ending: \_\_\_\_\_ Payroll Date: \_\_\_\_\_

### TRANSFER

Permanent  
 Temporary  
 Voluntary  
 Involuntary

Previous Title \_\_\_\_\_  
Previous Dept \_\_\_\_\_  
New Job Title \_\_\_\_\_  
New Dept \_\_\_\_\_  
Previous Rate \_\_\_\_\_  
Effective Transfer Date \_\_\_\_\_

### LAY OFF

Does the employee Want  
Health Insurance Continued  Yes  No  
Does Employee Want Life  
Insurance Continued  Yes  No  
Last Day Worked \_\_\_\_\_

### SALARY ADJUSTMENT

Reclassification  
 Anniversary  
 Promotion  
 Probationary  
 Demotion  
 Reducation  
 Suspension  
 Other, Explain \_\_\_\_\_

24 MONTH STEP INCREASE

Previous Rate \$35,903.38 New Rate \$36,758.10  
Previous Job Title: (if changed) \_\_\_\_\_  
Effective Date: March 20, 2022

# NOTICE OF DES MOINES COUNTY PERSONNEL ACTION

Name: Brandall Diaz Employee # : \_\_\_\_\_  
Title: Telecommunicator 1 Department: Descom

## STATUS CHANGES

### TERMINATION

Resignation       Unsatisfactory Probation  
 Discharge         Death  
 Retirement         Other, Explain

\_\_\_\_\_  
Last Day Worked \_\_\_\_\_  
Add Vacation Days \_\_\_\_\_ to \_\_\_\_\_  
Add Sick Days \_\_\_\_\_ to \_\_\_\_\_  
Add Other Days \_\_\_\_\_ to \_\_\_\_\_  
Last Day Paid \_\_\_\_\_  
Unpaid Days \_\_\_\_\_ to \_\_\_\_\_

Final Termination Date \_\_\_\_\_  
Final Rate of Pay \_\_\_\_\_  
Permanent Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_

### LEAVE OF ABSENCE

Maternity             Educational  
 Medical                Military  
 Other, Explain \_\_\_\_\_  
Return to work following maternity leave.  
Effective 4/2/2022  
Dates of Absence \_\_\_\_\_ to \_\_\_\_\_

Does the employee Want  
Health Insurance Continued     Yes     No  
Does Employee Want Life  
Insurance Continued             Yes     No

Authorized by: Shanna Krogmeier Department: Descom Date: 02/16/2022  
Authorized by: \_\_\_\_\_ Department: \_\_\_\_\_ Date: \_\_\_\_\_

Pay Period Ending: 04/15/2022 Payroll Date: 04/22/2022

### TRANSFER

Permanent             Voluntary  
 Temporary             Involuntary

Previous Title \_\_\_\_\_  
Previous Dept \_\_\_\_\_  
New Job Title \_\_\_\_\_  
New Dept \_\_\_\_\_  
Previous Rate \_\_\_\_\_ New Rate \_\_\_\_\_  
Effective Transfer Date \_\_\_\_\_

### LAY OFF

Does the employee Want  
Health Insurance Continued     Yes     No  
Does Employee Want Life  
Insurance Continued             Yes     No  
Last Day Worked \_\_\_\_\_

### SALARY ADJUSTMENT

New Hire               Demotion  
 Anniversary         Reduction  
 Promotion             Suspension  
 Probationary         Other, Explain

Previous Rate \_\_\_\_\_ New Rate \_\_\_\_\_  
Previous Job Title: (if changed) \_\_\_\_\_  
Effective Date: \_\_\_\_\_

# County Auditor's Report of Fees Collected

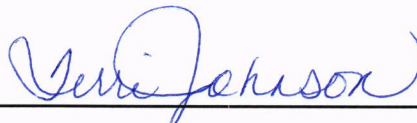
Section 331.902 Code of Iowa

TO THE BOARD OF SUPERVISORS OF DES MOINES COUNTY:

I, Terri Johnson, Auditor of the above-named County and State, do hereby certify that the following is a true and correct statement of the fees collected by me in the office for the quarter ending 3/31/2022 and the same has been paid to proper authorities, as per duplicate vouchers hereto attached:

| <b>Office Fees</b>              |                 |
|---------------------------------|-----------------|
| For Transfer Fees               |                 |
| Change of Title Forms           |                 |
| Copy Fees                       | 31.00           |
| Notary Fees                     | 20.00           |
| Postage                         | 8.82            |
| Miscellaneous                   | 13.52           |
| <b>Total Office Fees</b>        | <b>73.34</b>    |
| <b>Other Collections</b>        |                 |
| Passport Fees                   | 1,960.00        |
| <b>Total Quarterly Receipts</b> | <b>2,033.34</b> |

All of which is respectfully submitted.

  
\_\_\_\_\_  
Terri Johnson, County Auditor



CLERK'S REPORT OF FEES COLLECTED

STATE OF IOWA )  
DES MOINES COUNTY)

TO THE DES MOINES COUNTY BOARD OF SUPERVISORS:

I, JACKIE A MYERS, CLERK OF DISTRICT COURT OF THE ABOVE NAMED COUNTY AND STATE, DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT STATEMENT OF THE FEES COLLECTED BY ME IN MY OFFICE FOR THE MONTH OF MARCH, 2022 AND THE SAME HAS BEEN PAID TO THE COUNTY TREASURER, AS PER DUPLICATE VOUCHER HERETO ATTACHED.

DES MOINES COUNTY TREASURER:

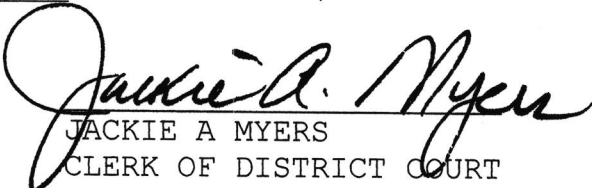
|                              |           |
|------------------------------|-----------|
| 5% OF STATE FINE SURCHARGE   | \$ 664.34 |
| SHERIFF FEES                 | 1252.53   |
| INFRACTIONS                  | 4051.43   |
| TOBACCO                      |           |
| COUNTY ENFORCEMENT SURCHARGE | 22.50     |
| LAW LIBRARY                  | 6.00      |
| RECORD SECURITIES FEES       | 10.00     |
| PRE-PD FEES TO SHERIFF       |           |

TOTAL FEES \$6006.80

TOTAL PAID \$6006.80

CHECK No 183771

RESPECTFULLY SUBMITTED THIS 20 DAY OF APRIL, 2022.

  
JACKIE A MYERS  
CLERK OF DISTRICT COURT

Rpt ID : 602.8109  
Rpt Date: 01-APR-2022  
Rpt Time: 10:27 AM

DES MOINES COUNTY CLERK OF COURT

page: 1

TOTALS BY CITY/COUNTY FOR 602.8109 REPORTING  
FOR 01-MAR-2022 TO 31-MAR-2022

| CITY NAME                      | CHECK # | % OF FINES  | 100% TOBACCO FINES | 5% SURCHARGE | DISM/DEFRD COSTS | TOTAL PAYMENT |
|--------------------------------|---------|-------------|--------------------|--------------|------------------|---------------|
| BURLINGTON                     | 183770  | \$2,499.70  | \$465.00           | \$30.99      | \$ .00           | \$2,995.69    |
| DANVILLE                       | 183769  | \$80.00     | \$ .00             | \$ .00       | \$95.00          | \$175.00      |
| DES MOINES COUNTY              | 183771  | \$4,051.43  | \$ .00             | \$686.84     | \$1,268.53       | \$6,006.80    |
| DES MOINES COUNTY ATTORNEY COL | 183772  | \$20,723.79 | \$ .00             | \$ .00       | \$ .00           | \$20,723.79   |
| WEBSTER COUNTY                 | 183774  | \$13.20     | \$ .00             | \$ .00       | \$ .00           | \$13.20       |
| WEST BURLINGTON                | 183775  | \$396.66    | \$140.00           | \$17.44      | \$ .00           | \$554.10      |

6 rows selected.

# MISCELLANEOUS RECEIPT REPORT

Date of Deposit

April 1, 2022

Please attach a tape and enter here:

\$6,006.80

| Doc #  | Paid By / Description                              | Account #                 | Amount     | Accrued |
|--------|--|---------------------------|------------|---------|
|        | Fiscal year 2022-Started 7/2021                    |                           |            |         |
| 183771 | SURCHARGE  | DSC/0001-1-06-1500-251700 | \$664.34   | Mar-22  |
| 183771 | SHERIFF FEES                                       | CSF/0001-1-06-1410-440000 | \$1,252.53 | Mar-22  |
| 183771 | INFRACTIONS  | DCI/0001-1-06-1000-850000 | \$4,051.43 | Mar-22  |
| 183771 | CTY ENFORCE SURCHARGE & FINE                       | CES/0014-1-01-1000-850100 | \$22.50    | Mar-22  |
|        | PRE PAID SVC FEES TO SHERIFF                       | PSF/0001-1-04-1100-847000 |            |         |
| 183771 | RECORD SECURITIES CHGS                             | DRS/0001-1-06-1500-251700 | \$10.00    | Mar-22  |
| 183771 | LAW LIBRARY FEES                                   | LLF/0019-1-99-1410-847000 | \$6.00     | Mar-22  |
|        | TOBACCO  | TOB/0009-1-05-1000-847070 |            |         |
|        | GUARDIAN/CONSERVATOR<br>BACKGROUND CHECK DEDUCTION | DCI/0001-1-06-1000-850000 |            |         |

DES MOINES CO TREASURER

DATE : 4/20/2022 1:59 PM  
 OPER : 6-CLT 2  
 TKBY : JULIE  
 TERM : 6  
 REC# : R00390587

400 Miscel laneous Receipt 6006.80  
 DMC CLERK OF COURT 6006.80  
 DC REES - SURCHARGE 664.34  
 0001-1-06-1500-251700 -664.34  
 SHERIFF FEES 1252.53  
 0001-1-06-1410-440000 -1252.53  
 CO INFRACTIONS 4051.43  
 0001-1-06-1000-850000 -4051.43  
 CO LAW ENF SURCHARGE 22.50  
 0014-1-01-1000-850100 -22.50  
 RECORD SECURITIES FEES 10.00  
 0001-1-06-1500-251700 -10.00  
 LAW LIBRARY FEES 6.00  
 0019-1-99-1410-847000 -6.00

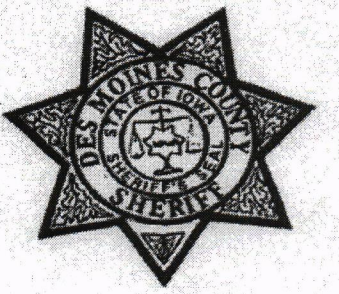
Paid By:DMC CLERK OF COURT  
 2-Check 6006.80 REF:183771

APPLIED 6006.80  
 TENDERED 6006.80  
 CHANGE 0.00

The above listed revenue was received from the

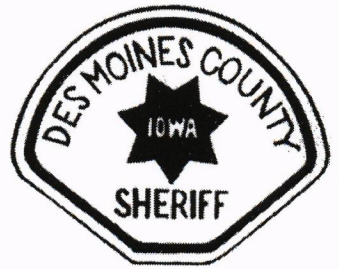
Treasurer's receipt number issued for this transaction:

R00390587



**KEVIN GLENDENING, SHERIFF**

512 N. Main Street  
Burlington, IA 52601  
Phone: 319-753-8289 (Civil)  
Fax: 319-754-6910



**SHERIFF'S MONTHLY REPORT TO THE BOARD OF SUPERVISORS**

03/01/2022 thru 03/31/2022

|              |                   |
|--------------|-------------------|
| SHERIFF FEES | 4,490.02          |
| MILEAGE      | 600.53            |
| R & B        | 3,025.74          |
| INTEREST     | 0.67              |
| TOTAL        | <u>\$8,116.96</u> |

5090.55

I, Kevin Glendening, Sheriff of Des Moines County, Iowa, do hereby certify that the above report is correct of monies collected by me as Sheriff during the period therein specified.

*Kevin Glendening*

\_\_\_\_\_  
KEVIN GLENDENING, SHERIFF

April 19<sup>th</sup>, 2022

The Des Moines County Board of Supervisors met in regular session at the Courthouse in Burlington at 9:00 AM on Tuesday, April 19<sup>th</sup>, 2022, with Chairman Jim Cary, Vice-Chair Shane McCampbell, and Member Tom Broeker 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: County Auditor Terri Johnson reported the final approval of the Primary Election ballots has been submitted to the printer. County Attorney Lisa Schaefer reported her office is busy and preparing for a murder trial at the end of May. The County Attorney's office will be closed tomorrow from 2 to 4pm for Run, Hide and Fight Training. IT Director Colin Gerst stated his office remains busy and finalizing the new phone system. Sheriff Kevin Glendening reported he and a couple of others in his office attended the Iowa State Sheriffs and Deputies Association civil school last week. Good training and learned about sheriff's sales, garnishments, weapon permits, etc. The jail population is 71. Maintenance Director Rodney Bliesener stated his department is busy and the front step project started on April 18<sup>th</sup>. The back door to the courthouse is unlocked and can be used by the public. The front sidewalk is closed and makes it more difficult to access the handicap entrance on the south side of the courthouse. Land Use Administrator Zach James stated several subdivisions are out for review. A rezoning will be reviewed soon by the Zoning Commission. County Engineer Brian Carter reported his department is busy. Geode Road may possibly pour concrete this week. Pleasant Grove Road will have a mainline pour next week. Upper Flint Bottom Road contract will be signed today with a possible pre-construction meeting this week. MACK Truck has cancelled one of the trucks he ordered (single axle). When they start taking orders again, they should be first in line. Conservation Director Chris Lee reported he listened to the Destination Iowa Grant webinar. The grant has four separate funds and outdoor recreation is included. It is a rolling fund and requires a 40% match. They received a report from their engineer on the final sedimentation results from Big Hollow. There is nothing real concerning at the bottom of the lake. CDS Director Ken Hyndman reported he attended the SEIL monthly meetings last week. State owned Glenwood will be closing in the next couple of years. DHS is encouraging regions for Intensive Rehabilitation Homes (IRF). Most of these facilities are Medicaid funded and have low reimbursement rates. The state needs to increase funding for these types of homes. Safety Director Angela Vaughan reported her office is busy. She thanked department heads for keeping in contact with her if an employee is injured during work. Public Health Administrator Christa Poggemiller stated they are still providing COVID vaccines and boosters. A new 28E with the state will need to be approved following the County's approval of updated Ordinance #38. She will discuss a work session with the Board after more information is received.

No Correspondence was received.

Public Health Building Project – Approval of Architects Proposal was presented. Dan Culp with Carl A Nelson & Co was present to discuss CMBA Architects proposal. Broeker thanked Culp for reviewing the proposal. Broeker motioned to approve the proposal and seconded by McCampbell.

Approval of Contract – Upper Flint Bottom Road PCC Paving LFM-P1 14PCC22—72-29. County Engineer Brian Carter spoke about the project. Jones Contracting was the low bidder. McCampbell motioned to approve and seconded by Broeker.

Accounts Payable Claims in the amount of \$1,087,266.78 was presented. Broeker motioned to approve and seconded by McCampbell.

Payroll Reimbursement Claims in the amount of \$361.52 was presented. McCampbell motioned to approve and seconded by Broeker.

Compensation Board Member Appointment. Jeff Heland, Compensation Board Representative for the County Treasurer requested to be appointed to serve a four-year term. McCampbell motioned to approve and seconded by Broeker. The term will expire July 2026.

Class B Beer Permit license for Flint Hills Municipal Golf Course was presented. McCampbell motioned to

approve and seconded by Broeker.

Personnel Actions: Sheriff's Office - Lynette VanScoy, Deputy. New hire. New rate \$47,107.10 yr., effective 4/25/22. Kenneth Petersen IV, Deputy. Resignation effective 5/12/22. Broeker motioned to approve both actions and seconded by McCampbell. Correctional Center - James Pleasant, Correctional Officer Full-time. 8.25 hrs. unpaid for 4/23/22. Elizabeth Grobstich, Correctional Officer Full-time. 6-month step increase. New rate \$40,895.52 yr., effective 4/27/22. McCampbell motioned to approve both actions and seconded by Broeker.

Reports received and filed in the Auditor's Office: Dewey Byar Trust U/W, Qtr. 1/1/22 to 3/31/22

McCampbell motioned to approve the April 12<sup>th</sup>, 2022, regular meeting minutes and seconded by Broeker.

Broeker attended a Greater Burlington Partnership meeting this morning and the SEIL Governance Board meeting last week. McCampbell stated he has several meetings today. Cary attended a RUSS meeting and a Southeast Iowa Regional Planning Commission (SEIRPC) meeting.

No public input was received.

Meeting was adjourned at 9:50 a.m.

This Board meeting is recorded. The meeting minutes and audio are posted on the county's website [www.dmccounty.com](http://www.dmccounty.com)

Jim Cary, Chairman  
Attest: Terri Johnson, Auditor