

May 31st, 2022

The Des Moines County Board of Supervisors met in regular session at the Courthouse in Burlington at 9:00 AM on Tuesday, May 31st, 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: Deputy Auditor Sara Doty stated she remains busy. IT Director Colin Gerst stated the office is busy. Sheriff Kevin Glendening reported the population at the jail is 66. Maintenance Director Rodney Bliesener stated Frank Millard is putting the finishing touches on the front steps of the courthouse this week. They are hoping to have them open later this week, weather permitting. Land Use Assistant Director Zach James stated the office remains busy. They have an agenda item today. Conservation Director Chris Lee reported Big Hollow had a great holiday weekend. The employees are preparing for the Youth Jamboree that will take place at Big Hollow Saturday, June 4th from 9 a.m. – 2 p.m. County Treasurer Janelle Nalley-Londquist stated her office is getting ready to publish the list for tax sale in the newspapers this Thursday. CDS Director Ken Hyndman reported his office is busy wrapping up claims for this fiscal year. County Engineer Brian Carter reported Upper Flint Bottom Road is still closed. The Pleasant Grove Road project is making progress. The contractors are hoping to have it open this week. The dust control contractor should be in Des Moines County this week to begin. Carter has hired a new Maintenance employee who will begin today. Safety Director Angela Vaughan reported her office is busy. County Auditor Terri Johnson reported her office is busy preparing for the primary election. In-Person absentee voting is currently available in the Auditor's Office until June 6th at 5:00 p.m. On Saturday June 4th the Auditor's Office will be open for absentee voting from 8:00 a.m. – 4:00 p.m. She reminded everyone to make sure to bring their photo ID when voting absentee at the Auditor's Office or voting at their polling location on election day. Public Health Administrator Christa Poggemiller stated her office is busy.

No correspondence was received.

2nd Public Hearing was held for Amendment to Zoning Ordinance #34 to change the Official Zoning Map. McCampbell made a motion to open the public hearing and seconded by Broeker. Land Use Assistant Administrator Jarred Lassiter spoke on the Ordinance. Cary asked if there were any public comments. None received. Broeker made a motion to close the public hearing and seconded by McCampbell. Broeker made a motion to approve the 2nd reading of the Amendment to Zoning Ordinance #34 and seconded by McCampbell.

Resolution #2022-038 approving conditions to rezoning request by Young House Family Services, Inc. Broeker made a motion to approve and seconded by McCampbell.

**DES MOINES COUNTY
BOARD OF SUPERVISORS
RESOLUTION #2022-038**

WHEREAS Young House Family Services, Inc. have requested an amendment to the Des Moines County Zoning Ordinance, to rezone four parcels of land on Sullivan Slough Road from the "R-1" Single and Two-Family Residential District to the "C-1" General Commercial District, and

WHEREAS following a public hearing held at its meeting on Tuesday, May 3, 2022, the Des Moines County Zoning Commission voted 4-0 to recommend approval of a request to rezone the property from "R-1" to "C-1", but with the following added condition: "That, apart from any uses that are also listed as Permitted Principal Uses in the "R-1" or "R-2" Districts, the only Permitted Principal Use allowed on the properties shall be the following: "residential treatment facility with behavioral and mental health services for children and their families", and any other uses listed as a Permitted Principal Use in the C-1 District shall require a Zoning Ordinance Amendment to either remove or modify this condition", and

WHEREAS the Board of Supervisors feels that the highly specific nature of the condition recommended by the Zoning Commission should be modified so that the allowable uses for the subject property align directly with two

categories of use defined by the Zoning Ordinance, “Social Service Provider” and “Nursing Home or Similar Care Facility”, which both apply to the proposed use of the property, and

NOW THEREFORE, BE IT RESOLVED: That upon approval of the proposed rezoning of the following legally described property:

Lots Number 1, 2 and 3 in LOTT ESTATES SUBDIVISION, in Part of the Northwest Quarter of Section 30, Township 69 North, Range 2 West of the 5th P.M. in Des Moines County, Iowa, as per Plat filed December 27, 1985, recorded in Plat Book 13, Page 307, in the Office of the Recorder of Des Moines County, Iowa, and Part of the Northeast Quarter of the Northeast Quarter of Section 30, Township 69 North, Range 2 West of the 5th P.M. in Des Moines County, Iowa, more particularly described as follows: Commencing at a concrete monument which marks the Northeast corner of the said Section 30; thence South on the East line of Section 30, 1,235.60 feet to the point of beginning; thence continuing South 95.00 feet; thence South 89°35’ West 848.76 feet; thence North 32°54’ East 133.40 feet; thence South 89°12’ East 776.37 feet to the point of beginning, containing 1.77 acres more or less. SUBJECT to and BENEFITED by Easements or Agreements of record. Together with the roadway easements and recorded easement and well maintenance agreement, and subject to the recorded roadway easements.

the Board of Supervisors shall thereby establish the following restrictive conditions upon the land described above, with respect to the granting of the “C-1” District classification:

That, apart from any uses that are also listed as Permitted Principal Uses in the “R-1” or “R-2” Districts, the only Permitted Principal Uses allowed on the properties shall be those that fit the definition of the following terms, as defined by the Des Moines County Zoning Ordinance:

Social Service Provider: A facility that is typically run by a public agency or non-profit entity for the purpose of providing the general public with services related to behavioral counseling, child/juvenile development, disability assistance, homelessness/poverty, substance abuse, or veterans’ assistance. Such a use does not involve overnight stays, and any similar facility providing lodging shall be considered a ‘Nursing Home or Similar Care Facility’.

Nursing Home or Similar Care Facility: An institutional facility where both short and long-term care is provided for three (3) or more persons with limited ability to care for themselves due to age, illness, and/or a physical or developmental disability. Does not contain equipment or facilities for performing surgery and does not provide care for persons with contagious diseases, as distinguished from a hospital.

These conditions are hereby agreed to by Young House Family Services, Inc. and the Des Moines County Board of Supervisors.

Approved and adopted this 31st day of May, 2022.

Eric J. Schilling, Executive Director
Young House Family Services, Inc.

DES MOINES COUNTY BOARD OF SUPERVISORS

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

ATTEST: Terri Johnson, County Auditor

28E Agreement with Southeast Iowa Community Action was presented. The goal of this joint action

between the County and Community Action shall be to serve low-income individuals and families according to the General Assistance Program. Broeker made a motion to approve and seconded by McCampbell.

Resolution #2022-039 Establishing Southeast Iowa Community Action as the Administrator for the General Assistance Program was presented. Broeker made a motion to approve and seconded by McCampbell.

RESOLUTION 2022-039

A RESOLUTION ESTABLISHING AN ADMINISTRATOR FOR THE GENERAL ASSISTANCE PROGRAM IN DES MOINES COUNTY, IOWA

WHEREAS THROUGH, Iowa Code Chapter 252, Des Moines County Board of Supervisors is empowered to provide for the poor and needy of Des Moines County, Iowa; and, Iowa Code Section 252.25 requires the Board of Supervisors to establish general rules as the Board deems necessary to properly discharge its responsibility under Iowa Code Chapter 252; and, Iowa Code Section 252.26 requires Des Moines County Board of Supervisors to appoint or designate a general assistance administrator for the county, who shall have the powers and duties conferred by Iowa Code Chapter 252. Des Moines County Ordinance #5 establishes general rules in accordance with Iowa Code Section 252.25 and allows for the appointment of general assistance administrator in accordance with Iowa Code Section 252.26.

THEREFORE, IT IS RESOLVED that Des Moines County Board of Supervisors hereby declare in the best interest of the residents of Des Moines County, Iowa, to appoint Southeast Iowa Community Action to administer the General Assistance program for the fee of \$12,000 per fiscal year.

IT IS FURTHER RESOLVED that reimbursements will be paid monthly upon verification of receipts provided for qualified claims paid for those persons of limited means to provide for themselves and their households. Qualified claims will be paid in accordance with Des Moines County Ordinance #5, the 28E agreement between Des Moines County and Southeast Iowa Community Action, and in no event more than the budgeted amount for general assistance without prior approval.

Passed and adopted this 31st day of May 2022

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

ATTEST: Terri Johnson, County Auditor

28E Agreement with RUSS for Environmental Health Services Coverage was presented. Broeker made a motion to approve and seconded by McCampbell.

Payroll Reimbursement Claims in the amount of \$180.93 and Non-Cash Taxable of \$71.08 were presented. McCampbell made a motion to approve and seconded by Broeker.

Approval of letter requesting ICAP to appoint First Main Street Insurance as Des Moines County's agent of record. Broeker spoke regarding the request. McCampbell made a motion to approve and seconded by Broeker.

Personnel Actions: Secondary Roads – Evan Walker, Maintenance Worker, Retiring effective 5/5/22; Jerad Johnson, Maintenance Worker/Truck Driver, New Hire, \$21.27 hr., effective 5/31/22. McCampbell made a motion to approve and seconded by Broeker.

Reports received and filed in the Auditor's Office: Iowa & Middletown Railway LLC – Abandonment

Exemption.

McC Campbell motioned to approve the May 24th, 2022, regular meeting minutes and seconded by Broeker.

Cary attended a SEIRP Meeting.

Meeting was adjourned at 9:36 a.m.

A work session was held after the meeting with the Board of Supervisors and County Engineer. Carter took the Board on a project tour.

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

Approved June 7th, 2022

Jim Cary, Chairman

Attest: Sara Doty, Deputy Auditor