

December 3, 2024 9:00 a.m.

The Jones County Board of Supervisors met in regular session. Present Chairman Rohwedder, Supervisors Oswald, Schlarmann, Swisher, and Zirkelbach.

Moved by Oswald seconded by Schlarmann to approve the minutes of the November 26, 2024 meeting. All aye. Motion carried.

Moved by Swisher seconded by Zirkelbach to approve claims #2412-0001 through #2412-0156. All aye. Motion carried.

The Facilities Maintenance Director met with the Board for the approval of a snow removal bid.

Moved by Swisher seconded by Zirkelbach to award the snow removal bid for services at the Courthouse and Broadway Place Annex to Merrill Mowing and Snow Removal, LLC in the amount of \$480.00 per snow removal at 500 W Main St., and \$290.00 per snow removal at 105 Broadway Place & 601 N High St. All aye. Motion carried. [2024-161]

The Auditor met with the Board for the various items as noted in the motions listed below to discuss a change order for the Courthouse bathroom remodel project.

Supervisor Schlarmann introduced the following resolution and moved its adoption, seconded by Supervisor Zirkelbach. On roll call vote: Schlarmann aye, Zirkelbach aye, Swisher aye, Oswald aye, Rohwedder aye, whereupon the Chairman declared the resolution passed and adopted.

A RESOLUTION TO APPROVE DISBURSEMENT OF FUNDS FOR THE AMERICAN RESCUE PLAN ACT

WHEREAS, on March 11, 2021, President Biden signed the 109 trillion-dollar American Rescue Plan Act and,

WHEREAS, Jones County applied for and has been received funds for the American Rescue Plan Act totaling \$4,017,042.00.

WHEREAS, the Jones County Board of Supervisors classified all American Rescue Plan Act funds as lost revenue on April 18, 2022 pursuant to the final rule on State and Local Fiscal Recovery Funds (SLFRF) issued by the U.S. Department of Treasury.

WHEREAS, based on the distribution guidelines from the US Department of Treasury, the following project has been approved for the use of said funds:

- Jones County Migrant Inclusion Group to purchase laptops, and software including a maintenance program in the amount of \$4,000.00

BE IT RESOLVED that the Jones County Board of Supervisors endorses the disbursement of American Rescue Plan Act Funds for the item listed and authorizes the Auditor to make these payments as they are presented. [2024-162]

Supervisor Zirkelbach introduced the following resolution and moved its adoption, seconded by Supervisor Swisher. On roll call vote: Schlarmann aye, Zirkelbach aye, Swisher aye, Oswald aye, Rohwedder aye, whereupon the Chairman declared the resolution passed and adopted.

A RESOLUTION TO APPROVE DISBURSEMENT OF FUNDS FOR THE AMERICAN RESCUE PLAN ACT

WHEREAS, on March 11, 2021, President Biden signed the 109 trillion-dollar American Rescue Plan Act and,

WHEREAS, Jones County applied for and has been received funds for the American Rescue Plan Act totaling \$4,017,042.00.

WHEREAS, the Jones County Board of Supervisors classified all American Rescue Plan Act funds as lost revenue on April 18, 2022 pursuant to the final rule on State and Local Fiscal Recovery Funds (SLFRF) issued by the U.S. Department of Treasury.

WHEREAS, based on the distribution guidelines from the US Department of Treasury, the following project has been approved for the use of said funds:

- Facility Capital Projects including but not limited to jail repairs and Courthouse roof replacement in the amount of \$280,153.51.

BE IT RESOLVED that the Jones County Board of Supervisors endorses the disbursement of American Rescue Plan Act Funds for the item listed and authorizes the Auditor to make these payments as they are presented. [2024-163]

Moved by Oswald seconded by Schlarman to approve the FY26 budget funding application for non-county entities. All aye. Motion carried.

Moved by Zirkelbach seconded by Oswald to approve, and place on file, the Auditor's Report of Fees collected for the quarter ending September 30, 2024. All aye. Motion carried. [2024-164]

The Land Use Administrator met with the Board for a public hearing for a rezoning, to discuss a data center ordinance, and to discuss a nuisance ordinance violation.

Moved by Oswald seconded by Zirkelbach to open the public hearing at 9:20 a.m. on a proposal to rezone property in Sections 6 and 7 of Greenfield Township from the A1- Agricultural Zoning District to C1-Commercial Zoning District. All aye. Motion carried.

The Land Use Administrator explained the rezoning proposal. The property owners were present for the public hearing. No other persons offered comment on the public hearing.

Moved by Oswald seconded by Swisher to close the public hearing at 9:21 a.m. All aye. Motion carried.

Moved by Zirkelbach seconded by Swisher to suspend, with regard to Jones County, Iowa Ordinance 2024-07, the provisions of Iowa Code Section 331.302(6) which requires three considerations of an ordinance prior to passage and to approve the final consideration of, and to adopt, pass, and publish, Jones County, Iowa Ordinance 2024-07, to amend CHAPTER 3, JONES COUNTY ZONING ORDINANCE OF TITLE VI – PROPERTY & LAND USE. On roll call vote: Zirkelbach aye, Schlarman aye, Swisher aye, Oswald aye, Rohwedder aye, whereupon the Chairman declared the final consideration approved, and the ordinance adopted.

JONES COUNTY IOWA ORDINANCE 2024-07

An ordinance amending the code of ordinances of the County of Jones, State of Iowa.

Be it enacted by the Board of Supervisors of Jones County, Iowa as follows:

Section 1: The purpose of this ordinance is to amend CHAPTER 3, JONES COUNTY ZONING ORDINANCE OF TITLE VI – PROPERTY & LAND USE by amending the zoning map.

Section 2: The Chapter will be amended as follows:

Amend SECTION 5. BOUNDARIES AND OFFICIAL ZONING MAP, of ARTICLE IV – GENERAL REGULATIONS AND PROVISIONS by amending, subject to the terms of a contractual development agreement, the zoning of property briefly described as PARCEL D,

located in the NE ¼ NE ¼ of SECTION 7, and SE ¼ SE ¼ of SECTION 6, TOWNSHIP 83, NORTH RANGE 4, West of the 5th P.M., containing 1.56 acres, as shown by the PLAT OF SURVEY recorded in PLAT, BOOK J, PAGE 121 (and in BOOK 319, PAGE 225) of the Jones County, Iowa records and That part of the SE ¼ SE ¼ of SECTION 6, TOWNSHIP 83, NORTH, RANGE 4, West of the 5th P.M., lying South of the former right of way of the Chicago, Milwaukee, St. Paul and Pacific Railway Company running through the SE ¼ SE ¼ aforesaid and being a strip of land lying between said former right of way and the Public Highway along the South line of said SE ¼ SE ¼. SUBJECT TO the rights of the public in all highways and to all easements of record. Said Rezoning Parcel contains 2.01 acres and is subject to easements and restrictions of record, from the A-Agricultural Zoning District to the C2-Highway Commercial Zoning District.

Section 3. When Effective

This ordinance shall be in full force and effect from and after its final passage, approval, and publication as provided by law.

The Engineer met with the Board for approval of a road vacation and closure and to set a date for the five-year road construction program hearing.

Supervisor Swisher introduced the following resolution and moved its adoption, seconded by Supervisor Zirkelbach. On roll call vote: Schlarmann aye, Zirkelbach aye, Swisher aye, Oswald aye, Rohwedder aye, whereupon the Chairman declared the resolution passed and adopted.

RESOLUTION AND FINAL ORDER OF ROAD VACATION

WHEREAS, that road vacation and closing proceedings have been instituted, relative to the road or roads hereinafter described and that the time and date of hearing on same to be was at 9:30 A.M. Tuesday, November 26, 2024; hearing held in the office of the Board of Supervisors, Anamosa, Iowa.

To vacate and close segments of platted but undeveloped streets in the unincorporated town of Fairview described as follows:

Part of York Street, commencing at the northerly right-of-way line of Grove Street thence north to the northerly line of Blocks 24 and 25 of the lands platted as an Addition to the town of Fairview;

AND

An unnamed street, commencing at the easterly right-of-way line of Main Street (now designated as County Road E34) thence east to the easterly line of Blocks 26 and 27 of the lands platted as an Addition to the town of Fairview;

AND

An unnamed street, commencing at the easterly right-of-way line of Main Street (now designated as County Road E34) thence east to the easterly line of Blocks 25 and 26 of the lands platted as an Addition to the town of Fairview.

Said unused or unopened streets all part of the platted Addition to Fairview (as recorded in Book B, page 117, October 6, 1856) and commonly referred to as Baker & Sandusky's Addition

to the Town of Fairview, lying in the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of Section Seventeen (17), Township Eighty-four North (T84N), Range Four West (R4W) of the Fifth Principal Meridian, Jones County, Iowa.

WHEREAS, all utilities presently located within the rights-of-way of the streets being vacated shall retain their right to continue in possession of a rights-of-way in use at the time of the road vacation; and

WHEREAS, pursuant to publication in accordance with the provisions of Chapter 306 Code of Iowa, the matter of a hearing pertaining to vacation and closing of certain county roads came before the board.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Jones County, State of Iowa, that the roads included in the proposed road vacation and closing proceedings coming up for said hearing and specifically described above are hereby vacated and closed. [2024-165]

Moved by Oswald seconded by Zirkelbach to set the public hearing for the five-year road construction program on December 23, 2024 at 8:00 AM in the Board room at the Jones County Courthouse. All aye. Motion carried.

The Board gave brief reports on past and future committee meetings.

During the elected official comment period, the Treasurer informed the Board of an upcoming open position within the Treasurer's office.

During the public comment period, Keith Stamp commented on the data center ordinance and would like to see buildings as a requirement.

Moved by Schlarmann seconded by Swisher to adjourn the meeting at 10:04 a.m. All aye. Motion carried.

Attest: Whitney Hein, Auditor

Ned Rohwedder, Chairman