

April 27, 2017
Mt Pleasant, IA

The Board met in regular session at 9:00 AM. Members present: Chairman, Marc Lindeen, Vice-Chairman, Greg Moeller and Gary See.

Joining the meeting was Robert Stott and Randy Wilkerson of Mt Union and Randy McAllister.

It was moved by See and seconded by Lindeen to approve the minutes of the April 25, 2017 meeting. 2 ayes. Motion carried.

Sarah Berndt, CDS gave her monthly update to the Board of Supervisors for General Assistance and Disability Services. It was moved by See and seconded by Moeller to approve and sign the GA Funding Participation Agreement with the Fellowship Cup. 3 ayes. Motion carried.

Henry County FY18 Funding Participation Agreement with The Fellowship Cup for Food Assistance Services in Henry County

The Fellowship Cup agrees to provide the following:

1. Provide a copy of the annual food assistance budget to the Henry County General Assistance Director 30 days prior to the start of the budget year.
2. Provide food assistance to residents of Henry County who meet an established standard of need.
3. Solicit community contributions to the food pantry.
4. Bill the Henry County General Assistance Office monthly before the 10th of the month following the month of service. Failure to bill monthly will result in a loss of payment for month(s) not billed.

Henry County General Assistance agrees to provide the following:

1. Pay the Fellowship Cup \$500.00 for basic food purchases each month upon receipt of monthly billing.
2. Purchase the annual membership for the Food Bank of Southern Iowa.

Fellowship Cup

Henry County Board of Supervisors

Director

Date

/s/Marc Lindeen

Date 4/27/17

/s/Gary See

Date 4/27/17

/s/Greg Moeller

Date 4/27/17

It was moved by Moeller and seconded by See to approve Resolution #12-2017 approving the amendment of Southeast Iowa Link(SEIL) Region 28E. 3 ayes. Motion carried.

Resolution #12-2017

A RESOLUTION OF THE BOARD OF SUPERVISORS OF HENRY COUNTY
APPROVING SOUTHEAST IOWA LINK (SEIL) REGION AMENDED 28E

WHEREAS, The Iowa Legislature has passed and the Iowa Governor has signed SF2315 An Act relating to Redesign of Publicly Funded Mental Health and Disability Services; and

WHEREAS, SF2315 expresses the intent of the legislature that Mental Health and Disability Services shall be provided by counties operating together as Regions; and

WHEREAS, the Henry County Board of Supervisors has participated in the initial SEIL 28E Agreement as a member county; and

WHEREAS, the Henry County Board of Supervisors has been engaged in the development of the SEIL Region 28E amended document; and

WHEREAS, the Counties of Des Moines, Henry, Jefferson, Keokuk, Lee, Louisa, Van Buren, and Washington have completed the 28E Agreement Amended document with unanimous approval and satisfaction from the SEIL Governing Board Directors,

BE IT RESOLVED that Henry County approves the SEIL Mental Health and Disability Services Region amended 28E.

BE IT FURTHER RESOLVED that Henry County hereby authorizes Marc Lindeen, Board of Supervisor/Governance Board designate) to authorize and sign the finalized Amended 28E Agreement on behalf of Henry County.

PASSED AND ADOPTED this 27th day of April, 2017.

/s/Marc Lindeen
Chairperson Board of Supervisors

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the Board of Supervisors of Henry County, Iowa, at a regular meeting held on April 27, 2017, by the following vote:

AYES: Lindeen, Moeller & See

NAYS:

ABSTENTIONS:

ABSENT:

ATTEST:

/s/Shelly Barber
Clerk to the Board

It was moved by Moeller and seconded by See to approve and sign the Transition Link Memorandum of Understanding with SEIL Region for Jail Diversion Services. 3 ayes. Motion carried. This MOU sets forth the terms and understanding between Henry County and Southeast Iowa Link(SEIL) for the provision of Transition Link jail diversion services in Des Moines County, Henry County, Keokuk County, Lee County, Louisa County and Washington County jails.

Greg Moeller had to leave to attend another meeting in Burlington.

Joe Buffington, brought the 3rd Reading of Ordinance to rezone property in and adjacent to now discontinued City of Mt Union and the revised map printed showing the changes made by the Planning & Zoning Board as well as the Supervisors from the 1st reading. Robert Stott spoke again to his concerns of his property, as well as his Attorney Randy McAllister spoke on his behalf stating that the county can't legislate people out of business. Buffington explained that all of Mt Union went to A-1 agricultural as of March 8, 2017 when Mt. Union un-incorporated and whatever the property was being used on that day is what it can continue to be used for through the rezoning process, so no matter how we rezone it today if it was being used as a junk yard or recycling facility it can continue to be used that way until it is no longer used for that no matter who owns it. The Board called County Attorney Darin Stater in to be sure he was in agreeance with what Buffington was saying and he stated yes he was. Randy Wilkerson asked if the park was to be zoned as R-2 Residential. It was moved by See and seconded by Lindeen to approve the 3rd Reading of Ordinance to Rezone Property in and adjacent to now discontinued City of Mt Union, IA as presented on the map. 2 ayes. Motion carried. Moeller was gone at the time this action was taken.

AN ORDINANCE TO AMEND SECTION 2, OFFICIAL ZONING PLAN OF ARTICLE 4 OF THE HENRY COUNTY ZONING ORDINANCE ADOPTED MAY 9, 1961, MODIFYING DISTRICT BOUNDARIES IN SECTIONs 1,2,11, and 12, TOWNSHIP 72 NORTH, RANGE 5 WEST, HENRY COUNTY, IOWA.

[Amending Henry County Zoning Ordinance in Book 262 at Page 1]

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRY COUNTY, IOWA AS FOLLOWS:

ARTICLE I, Section 1. SHORT TITLE. This Ordinance shall be known and may be cited and referred to as "Amendment to Zoning Ordinance of Henry County, Iowa."

ARTICLE II. The Official Zoning Plan which is referred to in Article 4, Section 2 Henry County Zoning Ordinance adopted May 9, 1961, as amended, including the maps and plats which are on file and a part of said Zoning Ordinance, are amended as follows:

Section 1. The following described area of land shall be reclassified from A-1, Agricultural District to I-1, Industrial:

Former Mount Union Corporation, Scales 1st Addition, south half of Lots 1 and 2 Block 4, all of Block 5, Scales 2nd Addition all of Block 6, vacated Condon St. Lying north and adjacent, and former railroad right-of-way lying south and adjacent.

All that part of the northeast of the northeast of 11-72-5 (Canaan Township) lying south and west of Blocks 5, 11, and 12, former Mount Union Corporation, Original Plat.

Former Mount Union Corporation, Original Plat, all of Out Lots 1, 2, 3, and former railroad right-of-way, southwest and adjacent, and all of parcel "F".

Section 2. The following described area of land shall be reclassified from C-1, Commercial and I-1 Industrial to District to A-1 Agricultural District:

All that part of parcel "B" of the Northeast of 11-72-5 (Canaan Township) lying in the southeast of the Northeast of 11-72-5. Currently zoned I-1 Industrial and C-1 Commercial.

All that part of parcel "C" of the lying in the Southwest of the Northwest of 12-72-5, (Canaan Township), except that part lying within the boundary of former Mount Union, Iowa, currently zoned C-1 Commercial

All that part of the Southwest of the Southwest of 1-72-5 currently zoned C-1 Commercial.

All that part of Parcel 2009-001, currently zoned C-1 Commercial.

Section 3. The following described area of land shall be reclassified from A-1, Agricultural District to C-2, Community Commercial:

Former Mount Union Corporation, Original Plat, all of Block 12, the southwest quarter of Block 10, the south 132.06 feet of the east 194 feet of Block 11, and the north 60 feet of the west 159.3 feet of Block 13

Section 4. The following described area of land shall be reclassified from A-1, Agricultural District to R-2, Community Residential District:

Former Mount Union Corporation, Original Plat, all of Blocks 1 through 9, Block 10, except the southwest quarter, Block 11, except the south 132.06 feet of the east 194 feet, Block 13, except the north 60 feet of the west 159.3 feet, and all of Block 14.

Former Mount Union Corporation, Scales 1st Addition, all of Blocks 1, 2, 3, and the north half of Block 4.

Former Mount Union Corporation, Scales 2nd Addition, all of Blocks 1, 2, 3, 4, 5, and the School Lot west and adjacent to Block 1.

Former Mount Union Corporation, Out lots 5, 6, and former railroad right-of-way lying southwest and adjacent.

Section 5. The following described area of land shall be reclassified from C-1, Commercial and R-2 Community Residential to District to A-1 Agricultural District:

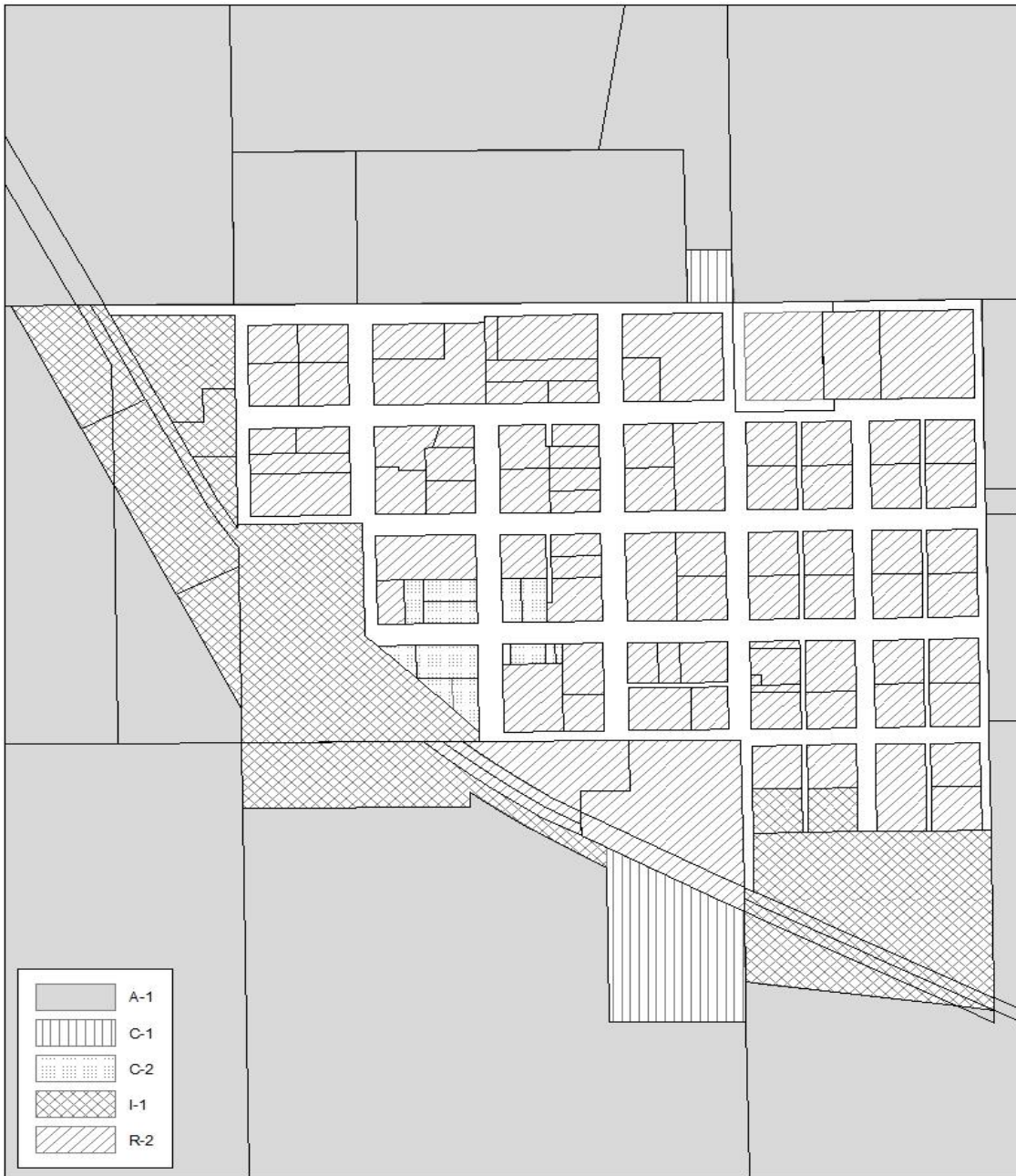
All that part of the Southeast of the Southeast of 2-72-5 (Canaan Township) beginning 120' west of the Southeast corner, then west 879.93' then north 462' then east 878.2' then south 462' to point of beginning, currently zoned A-1 Agricultural R-2 Community Residential.

Section 6. The following described area of land shall be reclassified from R-2 Community Residential to District to A-1 Agricultural District:

All that part of the south 28 rods of the west 20 rods of the Southeast of the Southeast of 2-72-5 currently zoned R-2 Community Residential.

Section 7. The following described area of land shall be reclassified from C-1 Commercial to District to I-1 Industrial District:

All that part of the Southwest of the Northwest of 12-72-5 (Canaan Township) lying between Parcel "C" and the former railroad right-of-way.



WHEREAS, after due notice, on April 10, 2017, the Henry County Zoning Commission held a public hearing, as required by law, at which time oral and written comments were requested and received concerning a proposed amendment of the official zoning map;

WHEREAS a written report of the Henry County Zoning Commission was received as required by section 1, Article 19 of the Henry County Zoning Ordinance and Iowa Code chapter 335, recommending for approval of the proposed amendment by vote of 4 to 0, with one member absent;

WHEREAS the Henry County Board of Supervisors has considered the Henry County Comprehensive Plan which was adopted by the Henry County Board of Supervisors and the zoning objectives set forth in Iowa Code § 335.5;

WHEREAS the Henry County Board of Supervisors has considered the following factors prior to acting on the proposed amendment:

1. Size of the area subject to zoning change;
2. Uses of surrounding property;
3. Changing conditions of the area;
4. The use to which the property has been put and its suitability and adaptability for various uses;
5. Whether the tract to be rezoned has characteristics which make it particularly adaptable to the new classification;
6. Whether the proposed zoning change is consistent with or contrary to the Henry County Comprehensive Plan, the objectives of Iowa Code § 335.5, and would be in the public interest;

WHEREAS the Henry County Board of Supervisors finds the proposed amendment to the Henry County Zoning Ordinance:

1. is in accord with the enacted comprehensive plan for Henry County, Iowa, and objectives found in Iowa Code § 335.5, and would be in the public interest;
2. encourages diversity in local business and economic development;
3. preserves the balance between business and residential land use practices;

ARTICLE III. Section 1. WHEN EFFECTIVE. This amendment to the Henry County Zoning Ordinance shall be effective from and after the date of its adoption and publication as required by law. Approved this 27 day of April, 2017.

HENRY COUNTY BOARD OF SUPERVISORS

Attest:
/s/Shelly Barber, Henry County Auditor

Aye: /s/Marc B. Lindeen, Chairman
Aye: Greg Moeller, Supervisor Absent
Aye:/s/Gary K. See, Supervisor

I certify that the foregoing was published on the ____ day of _____, 2017.

Shelly Barber, Henry County Auditor

No sub-committee meetings.

It was moved by See and seconded by Lindeen the meeting be adjourned. 2 ayes.
Motion carried.

Shelly Barber, Auditor

Marc Lindeen, Chairman