

**THE JOHNSON COUNTY BOARD OF SUPERVISORS
FORMAL MEETING MINUTES
MAY 7, 2015**

Chairperson Harney called the Johnson County Board of Supervisors to order in the Johnson County Administration Building at 9:00 a.m. Members present: Mike Carberry, Pat Harney, Terrence Neuzil, Janelle Rettig, and Rod Sullivan.

Unless otherwise noted, all actions were taken unanimously.

Iowa City residents Del Holland and Douglas Narveson spoke and accepted the following resolution.

**RESOLUTION 05-07-15-01
RESOLUTION OF SUPPORT FOR THE CALL TO AMEND THE
CONSTITUTION**

Whereas, free and fair elections are essential to democracy and effective self-government, and

Whereas, the free speech rights of all natural persons must be protected so that diverse views will be heard regardless of the wealth, standing or position of the speaker, and

Whereas, corporations are granted special advantages such as limited liability, perpetual life and favorable treatment of the accumulation and distribution of assets that are not available to natural born citizens.

Whereas, prior to 2010, federal law had prohibited corporations and unions from using their general treasury funds to make independent expenditures that expressly advocate the election or defeat of a candidate through any form of media in connection with certain federal elections. Corporations were allowed to participate in the political process by establishing separate segregated funds (known as political action committees), funded by donations from stockholders, employees or members of unions,

Whereas, these restrictions based on corporate identity were upheld by the United States Supreme Court in *Austin vs. Michigan Chamber of Commerce* (1990), when the Court recognized a compelling governmental interest in preventing “the corrosive and distorting effects of immense aggregations of wealth that are accumulated with the help of the corporate form and that have little or no correlation to the public’s support for the corporation’s political ideas.”

Whereas, in 2010 the Supreme Court in *Citizens United vs. The Federal Election Commission* reversed the decision in *Austin*, ruling that no sufficient governmental interest justifies limits on the political speech of nonprofit or for-profit corporations. As

a result, limits on the expenditure of corporate general funds that expressly advocate for the election or defeat of a candidate, were found to be unconstitutional, and

Whereas, the decision in Citizens United and the massive investment in recent elections by corporate interests has sparked a grassroots effort, embodied in the Move to Amend campaign, which calls for an amendment to the United States Constitution to state that the rights protected by the Constitution are the rights of natural persons only and that Government shall have the power to regulate, limit, or prohibit contributions and expenditures for the purpose of influencing elections and that all levels of government shall require that all permissible contributions and expenditures be publicly disclosed.

Now, therefore, be it resolved that the Johnson County Board of Supervisors hereby supports the call for an amendment to the Constitution to ensure that corporations are not deemed to have the same Constitutional rights as do natural persons and allowing government to place reasonable limits on the political activities of artificial entities such as for-profit and not for profit corporations.

Motion by Rettig, second by Sullivan, to approve Resolution 05-07-15-01.

Motion by Sullivan, second by Carberry, to approve claim number 15006063 for \$10,250.00 to All Traffic Solutions as approved by a majority of the Supervisors. Roll call: aye: Carberry, Harney, Neuzil, Sullivan; nay: Rettig.

Motion by Sullivan, second by Neuzil, to approve the claims on the Auditor's Claim Register as approved by a majority of the Supervisors.

Motion by Carberry, second by Sullivan, to approve the minutes of the formal meeting of April 30, 2015.

Motion by Rettig, second by Carberry, to approve the payroll authorizations submitted by department heads, as approved by a majority of the Supervisors.

Motion by Neuzil, second by Sullivan, to approve a Renewal Application for a Class A Micro-distilled Spirits Permit for Cedar Ridge Vineyards, Swisher, as submitted by Jeff Quint.

Assistant County Attorney Andy Chappell and Deputy Auditor Nancy Tomkovicz spoke about the liquor licensing process private individuals must follow when hosting private events at Celebration Farm and other public places.

Motion by Carberry, second by Sullivan, to approve a New Application for a Class C Liquor License, for Heuton Wedding Reception, Iowa City, as submitted by Lynn Heuton.

Motion by Sullivan, second by Rettig, to approve a New Application for a Class C Liquor License, for Wacker Wedding Reception, Iowa City, as submitted by Dennis Wacker.

Motion by Sullivan, second by Carberry, to receive and place on file the Recorder's Report of Fees Collected for the month of March, 2015, in the amount of \$160,793.21, as submitted by County Recorder Kim Painter.

Continued **Public Hearing of February 12, 2015** on Subdivision Application 25581 at 9:35 a.m.

Subdivision Application 25581 of James and Evelyn Calef, signed by James Calef, requesting preliminary and final plat approval of Calef Subdivision, a subdivision described as being described located in the NE 1/4 of the SW 1/4 of Section 33, Township 81 North, Range 5 West of the 5th P.M. in Johnson County, Iowa. This is a 2.59 acre farmstead split located on the south side of 210th Street NE, approximately 1,400 feet east of its intersection with Utah Avenue NE in Cedar Township

Planning and Zoning Assistant Planner Josh Busard said Chappell advises deferring action until May 14th. Chappell recommended the Board defer action until next week and direct Busard to notify the applicant that the Board will take action on May 14th. Chappell recommended the Board deny the application if the documents are not in order.

Motion by Sullivan, second by Rettig, to continue the Public Hearing and defer consideration of Subdivision Application 25581 to May 14, 2015, at 5:30 p.m.

Chappell spoke about the action the Board took last week regarding the job description for the Assistant Planning and Zoning Administrator/Sustainability Coordinator and for the Transportation and Fleet Director.

Motion by Rettig, second by Sullivan, to approve the updated job description (at paygrade 21) for the Assistant Planning and Zoning Administrator/Sustainability Coordinator.

Motion by Rettig, second by Sullivan, to approve the new job description (at paygrade 24) for the Transportation and Fleet Director position.

Motion by Sullivan, second by Carberry, to approve and authorize the Chairperson to send the Dane County, Wisconsin Board of Supervisors and representatives of Community GroundWorks, Madison Area Community Land Trust, FEED Kitchens, and OM Village letters of appreciation for providing tours and information during the Johnson County staff and officials visit to Dane County.

Motion by Neuzil, second by Sullivan, to approve and authorize the Chairperson to send letters of appreciation to the architectural firms that submitted responses to the Request for Qualifications for the Ambulance and Medical Examiner Facility.

Motion by Neuzil, second by Sullivan, to approve the SEATS Substance Abuse Policy and Program Update.

Motion by Sullivan, second by Carberry, to approve and authorize the Chairperson to sign the Fourth Amendment to the Focus on Youth/Crisis Childcare Contract (DCAT 4-14-118) between the Iowa Department of Human Services and Johnson County Social Services, adding \$1,068.16 to Focus on Youth.

Motion by Rettig, second by Carberry, to approve and authorize the Chairperson to sign the FY16 Child Protection Unit Wrap-around Support Fund Contract (DCAT 4-16-010) between the Iowa Department of Human Services and Johnson County Social Services in an amount not to exceed \$16,320.

Adjourned to Informal Meeting at 9:43 a.m.
/s/Pat Harney, Chair, Board of Supervisors

Attest: Travis Weipert, Auditor

Recorded By Kymberly Zomermaand

These minutes were sent for formal approval and publication on May 14, 2015.