

NOVEMBER 14, 2016

The Board of Supervisors of Clinton County Iowa met. Present were Supervisors Srp, Hamerlinck and Staszewski. Minutes of the previous meeting were read and approved.

REPORTS

The October 2016 monthly report of the Commission of Veterans Affairs, submitted by Ed Staszewski, Director, was presented, approved and filed.

9:00 A.M. Review Correspondence and Claims

Call to Order – Pledge of Allegiance

9:15 A.M. FORMAL ACTION: Resolutions and Motions

CONSENT AGENDA

The following Resolutions #2016-264 through #2016-269 were approved on the Consent Agenda:

RESOLUTION #2016-264

BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, hereby order the following re-appointments:

Clinton County Conservation Board (Five-Year Term)

John Schnack

Clinton County Board of Health (Three-Year Term)

Donald J. Thiltgen; Sheryl L. Ernst

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

RESOLUTION #2016-265

WHEREAS, Finis Drake has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property: 746 13th Avenue So., Clinton, IA 52732 Parcel #80-39220000

WHEREAS, eligibility for said suspension has been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension be and is hereby approved and the County Treasurer is authorized to make entry on her records accordingly, all under provision of Section 427.8, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.8, Code of Iowa, is for the 2015 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

RESOLUTION #2016-266

WHEREAS, Carl and Laura Feuss have petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property: 800 Winter Street, Lost Nation, IA Parcel #50-02410000

WHEREAS, eligibility for said suspension has been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension [for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs] be and is hereby approved and the County Treasurer is authorized to make entry on her records accordingly, all under provision of Section 427.8, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.8, Code of Iowa, is for the 2015 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

RESOLUTION #2016-267

WHEREAS, Steve H. Kammerer has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property: 311 No. 5th St., Clinton, IA 52732 Parcel #80-35430000

WHEREAS, Kim Ralston, CAP Director has verified Steve Kammerer's eligibility for said tax suspension.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension [for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs] be and is hereby approved and the County Treasurer is authorized to make entry on her records accordingly, all under provision of Section 427.8, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.8, Code of Iowa, is for the 2015 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

RESOLUTION #2016-268

WHEREAS, Willie R. Walton has petitioned for tax suspension under provision of Code of Iowa, Section 427.9, on the following property: 226 17th Place, Clinton, IA Parcel #82-06520000

WHEREAS, eligibility for said suspension has been verified by the Iowa Department of Human Services.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension (for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs) be and is hereby approved and the County Treasurer shall make entry on her records accordingly, all under provision of Section 427.9, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.9, Code of Iowa, is for the 2015 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

RESOLUTION #2016-269

WHEREAS, the Clinton County Board of Supervisors has previously approved the hiring of temporary part-time employees for the Courthouse transport vehicle; and

WHEREAS, Clinton County Justice Coordinating Commission Coordinator Margaret Kuhl and Clinton County Building Maintenance Manager Corey Johnson have conducted employment interviews and have made a recommendation to hire; now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that Allen Cousins, James Lauritzen, Kenneth Mohr and Tom Sager be appointed as temporary part-time employees as Courthouse transport vehicle operators at the rate of \$10.00 per hour, effective November 14, 2016;

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue bi-weekly paychecks on the Clinton County Justice Coordinating Commission Fund in payment of salaries without further order of this Board.

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

RESOLUTIONS

The following resolution was presented and on motion approved:

RESOLUTION #2016-270

WHEREAS, the City of Clinton has determined an underground pump station is required in the area of the northwest corner of the Clinton County Courthouse complex in Clinton, Iowa, for a sewer improvement project and has requested an easement from Clinton County, Iowa; and

WHEREAS, the Clinton County Board of Supervisors conducted a Public Hearing to solicit public comment on the proposed easement to the City of Clinton on November 7, 2016; and

WHEREAS, the Clinton County Attorney has reviewed and recommended the approval of the proposed easement; now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the Easement Agreement between the City of Clinton and Clinton County, Iowa, with a transaction amount of \$600.00 be approved;

BE IT FURTHER RESOLVED that the Chairperson of the Board of Supervisors be authorized to execute said Easement Agreement on behalf of Clinton County, Iowa.

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

Resolution #2016-271 discussion: County Building Maintenance Manager Corey Johnson said it is suggested by the jail project architect and construction manager that the Courthouse be converted to a VAV system such as what is being installed in the new Law Center building. He said that is being recommended because it would add substantial cost to the new building project to run two different systems. Johnson said this decision is needed for the final design on the building. He said the County would be approximately \$130,000 ahead annually to switch to the VAV system in the Courthouse. However, the upfront cost of that switch is estimated at \$730,400. Johnson said annual labor costs would be less with the VAV system. Chairperson Srp explained the Courthouse retrofit is not included in the Law Center project. Srp said the County will spend this money and more if it continues with the current system in the Courthouse. Johnson said if approved, this would be included in the next fiscal year budget. Hamerlinck asked how this could be funded. County Auditor Eric Van Lancker explained it could be budgeted within the next fiscal year which could affect the County tax levy or other funds or it could be taken from the General Basic fund balance or a combination of all. Van Lancker added the County could also borrow the money. Hamerlinck said he understands the opportunity, but is weighing taking the funds out of the fund balance. Staszewski said he was in favor of the conversion because it would save the County money over the long term.

The following resolution was presented and on motion approved:

RESOLUTION #2016-271

WHEREAS, the Clinton County Board of Supervisors has received a recommendation from the Clinton County Building Maintenance Manager, the Law Enforcement Center Construction Manager and the Law

Enforcement Center Architect in regards to the climate control system for the new Law Enforcement Center and also for the County Courthouse; and

WHEREAS, the recommendation supports the installation of a VAV climate control system in the County Courthouse to allow for efficient operation of the boiler system for both the new Law Enforcement Center and the County Courthouse; now

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors, Iowa, concurs with said recommendation and authorizes Shive-Hattery to proceed with plans and specifications to replace the current heat pump system in the County Courthouse with the recommended VAV system.

Roll Call: Staszewski, Yes; Hamerlinck, No; Srp, Yes. Daniel A. Srp, Chairperson

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

County Auditor Van Lancker reminded the Supervisors that they will meet on Tuesday to canvass the Nov. 8 General Election votes. He also reported he has started to schedule the County Compensation Committee which traditionally meets in December. Van Lancker noted he is working on scheduling the County Compensation Board for its annual meeting.

Interim Planning and Zoning Administrator Paul Ketelsen said a member of the Board of Adjustment, Marty Jahn, will be resigning his position on the Board soon.

County Engineer Todd Kinney said bid documents go out today for Drainage District #15 repair project. He said a repair request in Drainage District #6 has been received and he is currently discussing it with the landowners. He said a Drainage District #17 repair request has also been received. He said another Drainage District #17 repair request cross section is finishing this week. Kinney added the bridge structure in Welton is complete and the paving company is coming in this week. It could be open this construction season.

Chairperson Srp said the jail planning committee has decided the jail transport vehicle will start a week from today. He said Courthouse and Law Center employees will be made aware of the transition. He added there will be four more bid packages for the jail project and that local contractors will be made aware of those bids.

DISCUSSION WITH POSSIBLE ACTION

9:33 A.M. Review and Approval of Gregoire 5th Addition – Review and Consider Minor Subdivision Plat

Planning and Zoning Director Thomas Barnes and Interim Planning and Zoning Administrator Paul Ketelsen explained the final plat. Ketelsen said it is a re-plat of the first and fourth additions. He said it is needed due to a nearby business that built a new building that was errantly built across property lines on the Gregoire Addition property. He said this plat would correct the error. Ketelsen said the Planning and Zoning Commission as well as the City of DeWitt has recommended passage of the plat. Property owner representative John Peavey added this is a good final solution that has evolved over months of review.

The following resolution was presented and on motion approved:

RESOLUTION #2016-272

WHEREAS, Charles and Denise Gregoire and DVS Building, LLC. have filed a subdivision application requesting preliminary and final approval of a proposed major subdivision to be known and designated as Gregoire 5th Addition, located in the NW ¼ of the NW ¼ of Section 14, Township 81 North, Range 3 East of the 5th P.M. in Clinton County, Iowa, and

WHEREAS, the Clinton County Planning and Zoning Commission held a public meeting on September 7, 2016 to consider this application and at said meeting the Commission recommended approval of the application; and

WHEREAS, the Clinton County Board of Supervisors met on November 14, 2016 to consider the application; and

WHEREAS, it appears that all requirements of the Clinton County Zoning Ordinance, Subdivision Regulations, and the laws of the State of Iowa have been complied with, said Final Plat of Gregoire 5th Addition, Clinton County, Iowa, should be approved.

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Final Plat of Gregoire 5TH Addition, Clinton County, Iowa, be and the same is hereby approved and the Chairperson is authorized to sign the final plat prior to recording, with the following condition:

1. Lots 1 and 2 each be permitted to have individual wells located on those lots and Lots 3, 4 and 5 be required to share a common well.

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

9:43 A.M. County Ditch Cleaning and Field Tile Policy – Review and Consider Changes

County Engineer Todd Kinney presented and reviewed the policy with proposed updates. He said he received positive feedback from the County Farm Bureau. He said the main change is to deal with tile box structures in the right of way. Kinney said the policy would be that the County will remove them if they are in the right of way and the property owner must maintain their structures so they don't interfere with drainage.

The following resolution was presented and on motion approved:

RESOLUTION #2016-273

WHEREAS, pursuant to Code of Iowa Section 309.67, the Board of Supervisors of Clinton County, Iowa, is charged with the duty of establishing policies and providing adequate funds to properly maintain the Secondary Road System, and

WHEREAS, it is necessary to make certain changes in current policies and establish new policies, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the following policy is revised as an approved Secondary Road Department Policy and Procedure, starting November 14, 2016:

- 1. Clinton County Secondary Road Department Ditch Cleaning and Field Tile Policy

Roll Call: Staszewski, Yes; Hamerlinck, Yes; Srp, Yes. Daniel A. Srp, Chairperson

10:12 A.M. Bargaining Unit Negotiations

The Board of Supervisors met with its counsel to prepare for bargaining unit negotiations.

The Board of Supervisors adjourned to meet on Tuesday, November 15, 2016.

Eric Van Lancker, County Auditor

Daniel A. Srp, Chairperson

-APPROVED-

County Auditor

Chairperson