

OCTOBER 5, 2015

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

9:00 A.M. Review Correspondence and Claims

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

The following resolution was presented and on motion adopted.

RESOLUTION #2015-275

WHEREAS, Lynne A. Jamison has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

627 14th Place, Camanche, IA Parcel #10-02230000

WHEREAS, the 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 2014 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

John F. Staszewski, Chairman

The following resolution was presented and on motion adopted.

RESOLUTION #2015-276

WHEREAS, Randy E. Kemp has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

1712 13th Avenue So., Clinton, IA Parcel #80-45230000

WHEREAS, the 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 2014 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

John F. Staszewski, Chairman

The following resolution was presented and on motion adopted.

RESOLUTION #2015-277

WHEREAS, Jerry Houston has petitioned for property tax suspension under provision of Code of Iowa, Section 427.9, on the following property:

2523 Garfield Street, Clinton, IA Parcel #86-16200000

WHEREAS, the 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 2014 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

John F. Staszewski, Chairman

The following resolution was presented and on motion adopted.

RESOLUTION #2015-278

WHEREAS, the following real estate parcel received but does not qualify for the agricultural land tax credit as defined by Code of Iowa, Chapter 426.2 and said parcel is located within Clinton County:

DeWulf, Kelly P Trustee Parcel 52-00690000 Dist # 0580 Ag land credit removed \$27.07

WHEREAS, the following real estate parcel qualified for the agricultural land tax credit and family farm tax credit in accordance with Code of Iowa, Chapters 425A and 426.2, but did not receive the credits and said parcel is located within Clinton County:

Kay, Ricky R & Brenda K Parcel 52-00691000 Dist # 0580 Ag land credit awarded \$26.75
Family Farm credit awarded \$18.98

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that County records be adjusted and the County Treasurer is hereby authorized to make adjustment on the County system to reflect said changes for the agricultural land tax and family farm tax credits for the parcels identified in fiscal year 2016 for the 2014 assessment period.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

John F. Staszewski, Chairman

The following resolution was presented and on motion adopted.

RESOLUTION #2015-279

WHEREAS, the Clinton County Board of Supervisors desires to promote wellness throughout its workforce to encourage health, productivity and efficiency; and

WHEREAS, a Clinton County Wellness Program has been agreed upon with all of the Clinton County employee bargaining units; and

WHEREAS, the Clinton County Health Benefits Committee, in conjunction with Clinton County Health Benefits consultant RJ Lee & Associates A True North Company, conducted a request for proposal process and interviews of vendors to administer the County's wellness program; and

WHEREAS, the Clinton County Health Benefits Committee is recommending the Clinton County Board of Supervisors engage in a contract with Health Solutions, LLC to provide a wellness program for Clinton County employees and spouses;

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Chairman be authorized to sign the Customer Service Agreement with Health Solutions, LLC as reviewed and approved by the Clinton County Attorney.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

John F. Staszewski, Chairman

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

Clinton County Auditor Eric Van Lancker announced that absentee voting for the November 3, 2015, City Election will begin in his office on Wednesday.

Clinton County Building Maintenance Manager Corey Johnson reported the tuck pointing should be finished this week at the County Courthouse. He said the contractor has recommended capping the chimneys of the Courthouse to prevent moisture inside those structures. Johnson also asked if the property on the north end of the

Administration Building property should be reviewed with sonar. He said if it is remaining as a Pioneer Cemetery there wouldn't be any reason to contract the sonar work and the State agrees with that recommendation. He said the State would like the retaining wall built immediately. He is working with the County Attorney to work on an emergency bid process for the project. The Board generally agreed to continue with the area as a Pioneer Cemetery.

County Planning and Zoning Director Nate Mueller reported for the Board of Health that assessments for the Elvira wastewater project have been completed and they will meet with the County Attorney this week to review them.

9:30 A.M. Board of Trustees for Drainage Districts:

- Drainage District #17 Lateral A - Public Hearing to Solicit Comments on the Engineer's Report for proposed repair
- Drainage District #17 - Award Contract for Main Ditch repair
- Drainage District #7 Lateral D - Discuss repair request

Motion was made by Supervisor Srp to recess as Board of Supervisors and convene as Board of Trustees for Drainage District #17 and Drainage District #7.

Roll Call:

Hamerlinck: Yes
Srp: Yes
Staszewski: Yes

Motion carried. The Board of Supervisors recessed and the Board of Trustees convened at 9:30 a.m.

PUBLIC HEARING

Chairman Staszewski called the Public Hearing to order at 9:30 a.m. Present were Supervisors Srp and Hamderlinck; County Auditor Eric Van Lancker; County Engineer Todd Kinney; and media and public.

The purpose of the Public Hearing was to solicit comments on the engineer's report for Drainage District #17 Lateral A repair.

Proof of publication was presented, accepted, and returned for filing.

Clinton County Engineer Todd Kinney reviewed the engineer's report. He reported a letter was received from Leonard Paysen objecting to the repair and Kinney read it into record. Kinney was asked a question about the impact of the repairs on the Main. He said it could potentially add water to the Main, but shouldn't greatly affect property owners on the Main.

Motion was made by Supervisor Srp to close the Public Hearing.

Roll Call:

Hamerlinck: Yes
Srp: Yes
Staszewski: Yes

Motion carried. The Public Hearing was closed at 9:50 a.m.

Kinney said Drainage District #17 Lateral A ditch will need constant repair, but just repairing banks is a short term solution. He said the full project of straightening the lateral will provide for better maintenance and a longer term solution. He reminded the Board of Trustees that the ditch is currently outside of its right-of-way.

Motion was made by Supervisor Srp to direct the County Engineer to begin preparing plans for the straightening of the Drainage District #17 Lateral A.

Roll Call:

Hamerlinck: Yes
Srp: Yes
Staszewski: Yes

Motion carried.

Kinney reviewed the repair work for the Drainage District #17 Main. He reported he received today a bid from Dexter Dozing and it was opened somewhere else in error and returned to the Engineer's Department today. He said the postmark was before the quote due date. He said it would be the lowest quote. Kinney explained this is not a formal bid process with more strict rules, but rather a quote process. He recommends the Resolution be amended and approve the contract with Dexter Dozing. Drainage District Attorney Randy Current recommended that the resolution be voted down and another resolution be reconsidered with the additional quote during next week's meeting.

The following resolution was presented and on motion failed.

RESOLUTION #2015-DD17-03

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #17 received a request for repair of the Drainage District 17 (DD 17) main ditch adjacent to the Dean Barber property, and

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #17 (DD 17) approved the County Engineer's recommendation for the scope of the repair work in DD17 on July 27, 2015, and authorized the Engineer to solicit quotes for the recommended repairs, and;

WHEREAS, on September 24, 2015, quotes for the repair work were received as listed below and;

Contractor	Using concrete	Using Class E stone
Ed Kleinschmidt	\$12,700	\$14,300
A&S Excavating	\$13,885	\$15,650
Rittmer Inc.	\$17,900	\$19,900

WHEREAS, the Clinton County Engineer has reviewed the quotes and recommends the repair project be awarded to Ed Kleinschmidt Excavating.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, accept the low quote submitted by Ed Kleinschmidt Excavating and authorize the execution of the contract.

Roll Call:

Hamerlinck: No

Srp: No

Staszewski: No

John F. Staszewski, Chairman

Kinney reviewed a repair request for Drainage District #7 Lateral D. He explained the proposed repair area covers approximately 1,500 feet. Kinney said it would be a routine cleaning project and easy to restore to its original slope. He said the request is reasonable however, the property owner is also requesting that he be allowed to hire a contractor privately. Kinney asked Current for his opinion on allowing a property owner to contract the work on their own. Current reported his concerns about doing that including liability issues. However, Current said the Code of Iowa doesn't prevent the Board of Trustees from allowing the property owner to contract the repair. Current also consulted with the Iowa Drainage District Association and it did not know of any County that allowed this process. Current recommended the Board of Trustees not set this precedence of allowing a private owner to contract work on the Drainage District. He said if the Board of Trustees does allow this, then he recommends the Board of Trustees create a specific set of rules explaining how the process would work.

Motion was made by Supervisor Srp to authorize the County Engineer to proceed with the County repair process on Drainage District #7 Lateral D and notify the property of owner of the Board of Trustees decision to keep the work within the Drainage District process.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

Motion carried.

Motion was made by Supervisor Srp to adjourn as Board of Trustees for Drainage Districts and reconvene as Board of Supervisors.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

Motion carried. The Board of Supervisors reconvened at 10:23 a.m.

10:23 A.M. Discussion with Possible Action – Amended Cost Report for FY2016 – County Case Management Director Patti Robinson

Robinson presented the amended report which takes into account the loss of one staff member.

Motion was made by Supervisor Srp to authorize the Chairman to sign the amended FY16 Case Management Cost Report.

Roll Call:

Hamerlinck: Yes

Srp: Yes

Staszewski: Yes

Motion carried.

10:26 A.M. Discussion with Possible Action – Update on Clinton County Courthouse Fourth Floor Storage Issue – County Building Maintenance Manager Corey Johnson and County Auditor Eric Van Lancker

Van Lancker and Johnson updated the Board of Supervisors on the progress of removing storage from the fourth floor of the Clinton County Courthouse. They reported that the pending move of the Engineer’s and Maintenance offices upstairs from the bottom floor of the Administration Building and the absence of the Area Education Agency from the building will free up some space for storage. They said they have met with court officials and have a tentative plan to relocate some court files to storage areas in the Administration Building.

10:36 A.M. Discussion with Possible Action – Resolution to Approve Retaining Outside Counsel for the Purpose of Forming a Clinton County Public Safety Authority (PSA) – CCJCC Coordinator Margaret Kuhl

Kuhl reported a panel, made up of 24 people from around the County who have met for the last couple of months, are recommending the formation of the PSA. She said the CCJCC will be asking for approval from the Board of Supervisors to contract with an outside counsel to form the PSA. Wolf said the firm also works with bonding procedures. Srp said the Blue Ribbon Panel members voted heavily in favor of establishing a PSA. Hamerlinck asked about support from the City of Clinton. Kuhl said the City has not yet discussed this during a meeting. Srp said some city officials have been involved in presentations about the jail replacement project and PSA. Srp said he’s comfortable with moving forward with the outside firm. Hamerlinck asked about the appropriateness of forming the PSA to reduce the approval of the replacement jail bond approval from 60% to 50%. Wolf said that discussion could take place further with Dorsey & Whitney. Van Lancker asked which department budget is paying for this outside counsel and if it was budgeted. Wolf said if the bond is approved the costs can be added to the bond issuance. If the bond is not approved the County would have to pay the outside counsel fee.

The following resolution was presented and on motion adopted.

RESOLUTION #2015-280

WHEREAS, Clinton County desires to enter into an Agreement to retain outside legal counsel for all purposes in connection with formation and implementation of the Clinton County Public Safety Authority (PSA); and

WHEREAS, Clinton County recognizes the firm of Dorsey & Whitney, LLP, due to their specialized training and expertise in this area of law; and

WHEREAS, it is in the best interests of Clinton County to receive such assistance;

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that Clinton County retains Dorsey & Whitney to provide legal assistance to create and implement the Clinton County PSA; and to pay all associated fees (as outlined in their estimates of fees related to a PSA).

Roll Call:

Hamerlinck: No
Srp: Yes
Staszewski: Yes

John F. Staszewski, Chairman

The Board of Supervisors adjourned to meet on Monday, October 12, 2015.

Eric Van Lancker, County Auditor

John F. Staszewski, Chairman

-APPROVED-

County Auditor

Chairman