

# Clinton County Board of Supervisors

Clinton County Administration Building  
1900 North Third Street

John F. Staszewski, Chairperson  
Dan Srp, Vice Chairperson  
Shawn Hamerlinck

P.O. Box 2957  
Clinton, Iowa 52733-2957  
Telephone: (563) 244-0575

[www.clintoncounty-ia.gov](http://www.clintoncounty-ia.gov)

**PUBLIC NOTICE** is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, June 1, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3<sup>rd</sup> St., Clinton, IA.

**9:00 a.m.** Review Correspondence & Claims

Call to Order – Pledge of Allegiance

**9:15 a.m.** Formal Action & Motions

## RESOLUTIONS

- Setting County holiday building closure dates for FY16
- Personnel resignation – Secondary Roads
- Personnel appointment – Secondary Roads part-time
- Set a public hearing – Construction permit application for Blue Hyll Dairy expansion
- Tax suspension request – Audry Lemanski
- Tax suspension request – Melvin & Nancy Rose

## MOTIONS

- Utility permit #10-73 for Eastern Iowa Light and Power
- Utility permit #16-176 for Windstream Communications

## GENERAL PUBLIC

## DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

**9:20 a.m.** Discussion/Possible Action

The Supervisors will discuss the Eastern Iowa 28E agreement as it pertains to voting on the governing board of directors.

**9:25 a.m.** Discussion

The Supervisors will discuss potential locations for future board meetings in other communities around Clinton County.

**9:30 a.m.** Discussion

The Supervisors will provide updates on the various committees to which each are assigned.

June 1, 2015

RESOLUTION # 2015-\_\_\_\_\_

BE IT RESOLVED by the Clinton County Board of Supervisors that the official holidays for FY 2015/2016, for which County offices of the Administration Building and other off premises County offices will be closed are as follows:

- |                        |                                      |
|------------------------|--------------------------------------|
| 2015: Independence Day | Friday, July 3 <sup>rd</sup>         |
| Labor Day              | Monday, September 7 <sup>th</sup>    |
| Veterans Day           | Wednesday, November 11 <sup>th</sup> |
| Thanksgiving           | Thursday, November 26 <sup>th</sup>  |
|                        | Friday, November 27 <sup>th</sup>    |
| December Holidays      | Thursday, December 24 <sup>th</sup>  |
|                        | Friday, December 25 <sup>th</sup>    |
| 2016: News Years Day   | Friday, January 1 <sup>st</sup>      |
| President's Day        | Monday, February 15 <sup>th</sup>    |
| Good Friday            | Friday, March 25 <sup>th</sup>       |
| Memorial Day           | Monday, May 30 <sup>th</sup>         |

BE IT FURTHER RESOLVED that the aforementioned holiday schedule is for General Services Bargaining Unit Agreement and those offices covered by said agreement. Employees of Secondary Roads, Sheriff's Office and Communications Department are to refer to their respective Bargaining Unit Agreements for their holiday schedule.

Roll Call: Hamerlinck: \_\_\_\_\_

Srp: \_\_\_\_\_

Staszewski: \_\_\_\_\_

\_\_\_\_\_  
John Staszewski, Chairperson

ATTEST:

\_\_\_\_\_  
Eric Van Lancker  
County Auditor



**June 1, 2015**

**RESOLUTION # 2015-\_\_\_\_\_**

**WHEREAS, Audry Lemanski** has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

**1709 Springdale Dr., Clinton, IA**

**PARCEL #8813960000**

**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 Treasure 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:** \_\_\_\_\_

**Srp:** \_\_\_\_\_

**Staszewski:** \_\_\_\_\_

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**John Staszewski, Chairperson  
Clinton County Board of Supervisors**

**ATTEST:**

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**Eric Van Lancker  
County Auditor  
County of Clinton  
State of Iowa**

June 1, 2015

RESOLUTION # 2015-\_\_\_\_\_

WHEREAS, MELVIN AND NANCY ROSE have petitioned for tax suspension under provision of Code of Iowa, Section 427.9, on the following property:

415 18<sup>th</sup> Avenue N, Clinton, IA

Parcel #: 8609090000

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 Treasure 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: \_\_\_\_\_

Srp: \_\_\_\_\_

Staszewski: \_\_\_\_\_

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**John Staszewski, Chairperson  
Clinton County Board of Supervisors**

**ATTEST:**

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**Eric Van Lancker  
County Auditor  
County of Clinton  
State of Iowa**

APPLICATION FOR APPROVAL OF CONSTRUCTION  
WITHIN CLINTON COUNTY RIGHT-OF-WAY

This is a Permit Application for telecommunications, electric, gas, water, drainage utilities and other miscellaneous work within county ROW. The applicant agrees to comply with the following permit requirements. Compliance shall be determined by the sole discretion of the County Engineer as deemed necessary to promote public health, safety and the general welfare. These requirements shall apply unless waived in writing by the County Engineer prior to installation.

Applicant Name: Eastern Iowa Light & Power

Street Address: 500 S. 5th Street

City, State, Zip: Dewitt, IA, 52742

Contact Person: Aaron Healy: 563-649-3146 x7390 or 563-529-3723

1. Location Plan. An applicant shall file a completed location plan as an attachment to this Permit Application. The location plan shall set forth the location of the proposed utility and/or construction on the secondary road system and include a description of the proposed installation.
2. Written Notice. At least 10 working days prior to the proposed construction, an applicant shall file with the County Engineer a written notice stating the time, date, location and nature of the proposed construction.
3. Inspection. The County Engineer may provide a full-time inspector during the installation of utility lines and construction within ROW to insure compliance with this permit. The inspector may have the right, during reasonable hours and after showing proper identification, to enter any installation site in the discharge of the inspector's official duties, and to make any inspection or test that is reasonably necessary to protect the public health, safety and welfare.
4. Inspection Fees. Upon approval of the application by the Board of Supervisors, the permit will be issued by the County Engineer upon payment of the required prepaid \$100.00 permit fee made payable to the County Treasurer's office. Inspection fees may be required by the County Engineer and paid by the applicants. The applicant shall pay actual costs directly attributable to the installation inspection conducted by the County Engineer.
5. Requirements. The installation inspector shall assure that the following requirements have been met:
  - A) Construction signing shall comply with the Manual on Uniform Traffic Control Devices.
  - B) Depth - (Add additional depth if ditch has silted to the thickness of the deposited silt.) The minimum depth of cover shall be as follows:

Telecommunications.....	36"	Electric.....	48"
Gas.....	48"	Water.....	60"
Sewer.....	60"		

- C) The applicant shall use reference markers in the right-of-way ("R.O.W.") boundary to locate line and changes in alignment as required by the County Engineer. A permanent warning tape shall be placed one (1) foot above all underground utility lines.
  - D) All tile line locations shall be marked with references located in the R.O.W. line.
  - E) No underground utility lines shall cross over a crossroad drainage structure without written approval.
  - F) Residents along the utility route shall have uninterrupted access to public roads. An all-weather access shall be maintained for residents adjacent to the project.
  - G) A joint assessment of the road surfacing shall be made by the applicant and the County Engineer both before and after construction. After construction, granular surfacing shall be added to the road by the applicant to restore the road to its original condition. After surfacing has been applied, the road surface shall be reviewed by the County Engineer once the road has been saturated, to determine if additional surfacing on the roadway by the applicant is necessary.
  - H) All damaged areas within the R.O.W. shall be repaired and restored to at least its former condition by the applicant or the cost of any repair work caused to be performed by the County will be assessed against the applicant.
  - I) Areas disturbed during construction which present an erosion problem shall be solved by the applicant in a manner approved by the County Engineer.
  - J) All trenches, excavations, and utilities that are knifed shall be properly tamped.
  - K) All utilities shall be located between the bottom of the backslope and the bottom of the foreslope, unless otherwise approved in writing by the County Engineer prior to installation.
  - L) Paved road crossings shall be bored. The depth below the road surface shall match the minimum depth of cover for the respective utility.
6. Non Conforming Work. The County Engineer may suspend the installation at any time if the applicant's work does not meet the requirements set forth in this Permit.
7. Emergency Work. In emergency situations, work may be initiated by an applicant without first obtaining a permit. However, a permit must be obtained within fourteen (14) days of initiation of the work. All emergency work shall be done in conformity with the provisions of this ordinance and shall be inspected for full compliance.
8. County Infraction. Violation of this permit is a county infraction under Iowa Code Section 331.307, punishable by a civil penalty of \$100 for each violation. Each day that a violation occurs or is permitted to exist by the applicant constitutes a separate offense.
9. Hold Harmless. The utility company shall save the County harmless of any damages resulting from the applicant's operations. A copy of a certificate of insurance naming the County as an additional insured for the permit work shall be filed in the County Engineer's office prior to installation. The minimum limits of liability under the insurance policy shall be \$1,000,000.

- 10. Permit Required. No applicant shall install any lines unless such applicant has obtained a permit from the County Engineer and has agreed in writing that said installation will comply with all ordinances and requirements of the County for such work. Applicants agree to hold the County free from liability for all damage to applicant's property which occurs proximately as a result of the applicant's failure to comply with said ordinances or requirements.
  
- 11. Relocation. The applicant shall, at any time subsequent to installation of utility lines, at the applicant's own expense, relocate or remove such lines as may become necessary to conform to new grades, bridge construction, alignment or widening of R.O.W. resulting from maintenance or construction operations for highway improvements.

05-19-2015  
DATE

Eastern Iowa Light & Power  
NAME OF APPLICANT OR COMPANY

BY 

**RECOMMENDED FOR APPROVAL:**

DATE

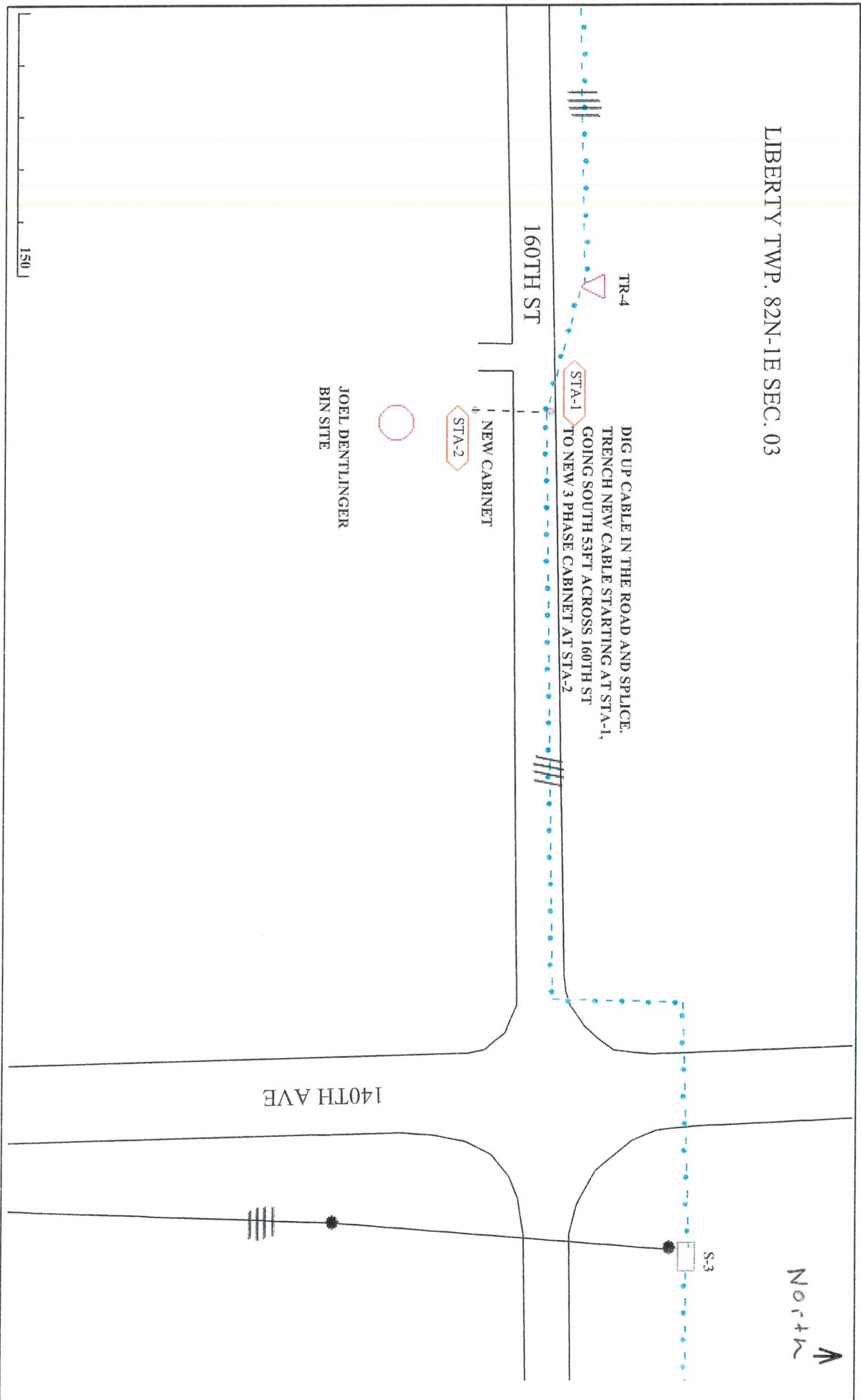
COUNTY ENGINEER

**APPROVAL:**

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

LIBERTY TWP. 82N-1E SEC. 03



LIBERTY TWP. 82N-1E SEC. 03

160TH ST

STA 2

NEW CABINET

JOEL DENTLINGER  
BIN SITE

DIG UP CABLE IN THE ROAD AND SPlice  
THROUGH NEW CABINET STARTING AT STA. 1  
GOING SOUTH 53FT ACROSS 160TH ST  
TO NEW 3 PHASE CABINET AT STA. 2

140TH AVE

North



# CLINTON COUNTY ENGINEER

Clinton County Administration Building  
1900 North Third Street  
P.O. Box 2957  
Clinton, Iowa 52733-2957  
563-244-0564  
Fax: 563-243-3739

June 1, 2015

Aaron Healy  
Eastern Iowa Light & Power  
500 South 5<sup>th</sup> Street  
DeWitt, Iowa 52742  
563-529-3723

Subject: Permit 10 – 73 for Electrical Utility Installation

Dear Aaron,

Please find enclosed one signed copy of your requested permit for construction within the county right-of-way. The permit was approved based on the following stipulation:

- Eastern Iowa Light & Power shall not place guy wires within 10 feet of the edge of shoulder.
- **Eastern Iowa Light & Power shall bore all utility work within County ROW at a minimum depth of 48-inches.**
- Utility cable shall be bored under culverts or installed around the ends of culverts. This stipulation applies to all culverts located within the county right-of-way.

Please call 24 hours before construction and keep one copy of the permit and construction plans at the job site. As built plans or a letter stating that the above permitted utility has been constructed as permitted will be required within sixty (60) days of construction. Please submit the \$100 permit fee, made payable to the Clinton County Engineer's Office. If you have any questions, please call the office at the above listed number.

Thank you,

Elliott Pennock, EIT  
Assistant Clinton County Engineer

**CLINTON COUNTY  
BOARD OF SUPERVISORS  
MOTION**

June 1, 2015

Supervisor \_\_\_\_\_ moved to authorize the Chairperson to sign Utility Permit Number 10 – 73 for Eastern Iowa Light and Power to bore underground electrical across 160<sup>th</sup> Street in Section 3 of Liberty Township, T82N-R1E.

**Roll Call:**

**Hamerlinck:** \_\_\_\_\_

**Srp:** \_\_\_\_\_

**Staszewski:** \_\_\_\_\_

**Motion** \_\_\_\_\_

**APPLICATION FOR APPROVAL OF CONSTRUCTION  
WITHIN CLINTON COUNTY RIGHT-OF-WAY**

This is a Permit Application for telecommunications, electric, gas, water, earthwork, drainage and other miscellaneous work within county ROW. The applicant agrees to comply with the following permit requirements. Compliance shall be determined by the sole discretion of the County Engineer as deemed necessary to promote public health, safety and the general welfare. These requirements shall apply unless waived in writing by the County Engineer prior to installation

Applicant Name: Windstream Iowa Communications, Inc.

Street Address: 11101 Anderson Dr., Suite 100

City, State & Zip Code: Little Rock, AR 72212

Contact Person: Dan Cole / (563) 927-3120 or Kijana Royal (501) 748-7628  
(WIN Job# 713459066-00008)

1. **Location Plan.** An applicant shall file a completed location plan as an attachment to this Permit Application. The location plan shall set forth the location of the proposed utility and/or construction on the secondary road system and include a description of the proposed installation.
2. **Written Notice.** At least 10 working days prior to the proposed construction, an applicant shall file with the County Engineer a written notice stating the time, date, location and nature of the proposed construction. Permits will be issued for a maximum period of one year.
3. **Inspection.** The County Engineer may provide a full-time inspector during the installation of utility lines and construction within ROW to insure compliance with this permit. The inspector may have the right, during reasonable hours and after showing proper identification, to enter any installation site in the discharge of the inspector's official duties, and to make any inspection or test that is reasonably necessary to protect the public health, safety and welfare.
4. **Inspection Fees. (Utility Permits Only)** Upon approval of the application by the Board of Supervisors, the permit will be issued by the County Engineer upon payment of the required prepaid \$100.00 permit fee made payable to the County Treasurer's office. Inspection fees may be required by the County Engineer and paid by the applicants. The applicant shall pay actual costs directly attributable to the installation inspection conducted by the County Engineer.
5. **Requirements.** The installation inspector shall assure that the following requirements have been met:
  - A) Construction signing shall comply with the Manual on Uniform Traffic Control Devices.
  - B) Depth – (Add additional depth if ditch has silted to the thickness of the deposited silt.) The minimum depth of cover shall be as follows:

Telecommunications.....	36"	Electric.....	48"
Gas.....	48"	Water.....	60"
Sewer.....	60"		

- C) The applicant shall use reference markers in the right-of-way ("R.O.W.") boundary to locate line and changes in alignment as required by the County Engineer. A permanent warning tape shall be placed one (1) foot above all underground utility lines.
  - D) All tile line locations shall be marked with references located in the R.O.W. line.
  - E) No underground utility lines shall cross over a crossroad drainage structure without written approval.
  - F) Residents along the utility route shall have uninterrupted access to public roads. An all-weather access shall be maintained for residents adjacent to the project.
  - G) A joint assessment of the road surfacing shall be made by the applicant and the Road Maintenance Superintendent both before and after construction. After construction, granular surfacing shall be added to the road by the applicant to restore the road to its original condition excluding tile crossings. After surfacing has been applied, the road surface shall be reviewed by the Road Maintenance Superintendent once the road has been saturated, to determine if additional surfacing on the roadway by the applicant is necessary.
  - H) All damaged areas within the R.O.W. shall be repaired and restored to at least its former condition by the applicant or the cost of any repair work caused to be performed by the County will be assessed against the applicant.
  - I) Areas disturbed during construction which present an erosion problem shall be rectified by the applicant in a manner approved by the County Engineer.
  - J) All trenches, excavations, and utilities that are knifed shall be properly tamped.
  - K) All utilities shall be located between the bottom of the backslope and the bottom of the foreslope, unless otherwise approved in writing by the County Engineer prior to installation.
  - L) Paved road utility crossings shall be bored. The depth below the road surface shall match the minimum depth of cover for the respective utility.
6. Non-Conforming Work. The County Engineer may suspend the installation at any time if the applicant's work does not meet the requirements set forth in this Permit.
7. Emergency Work. In emergency situations, work may be initiated by an applicant without first obtaining a permit. However, a permit must be obtained within fourteen (14) days of initiation of the work. All emergency work shall be done in conformity with the provisions of this ordinance and shall be inspected for full compliance.
8. County Infraction. Violation of this permit is a county infraction under Iowa Code Section 331.307, punishable by a civil penalty of \$100 for each violation. Each day that a violation occurs or is permitted to exist by the applicant constitutes a separate offense.
9. Hold Harmless. The utility company shall save the County harmless of any damages resulting from the applicant's operations. A copy of a certificate of insurance naming the County as an additional insured for the permit work shall be filed in the County Engineer's office prior to installation. The minimum limits of liability under the insurance policy shall be \$1,000,000.

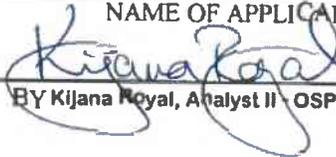
- 10. **Permit Required.** No applicant shall install any lines unless such applicant has obtained a permit from the County Engineer and has agreed in writing that said installation will comply with all ordinances and requirements of the County for such work. Applicants agree to hold the County free from liability for all damage to applicant's property which occurs proximately as a result of the applicant's failure to comply with said ordinances or requirements.
- 11. **Relocation.** The applicant shall, at any time subsequent to installation of utility lines, at the applicant's own expense, relocate or remove such lines as may become necessary to conform to new grades, bridge construction, alignment or widening of R.O.W. resulting from maintenance or construction operations for highway improvements.

May 20, 2015

DATE SUBMITTED

Windstream Iowa Communication, Inc

NAME OF APPLICANT OR COMPANY



BY Kijana Royal, Analyst II OSP Eng.

APPROVAL:

DATE

COUNTY ENGINEER

APPROVAL: Required for Franchise Utility Permit Applications Only

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

# CLINTON COUNTY ENGINEER

Clinton County Administration Building  
1900 North Third Street  
P.O. Box 2957  
Clinton, Iowa 52733-2957  
563-244-0564  
Fax: 563-243-3739

**PAID, Ck# 832197, 5/28/15, \$100**

June 1, 2015

Windstream Communications Inc.  
Attn: Kijana Royal  
11101 Anderson Dr., Suite 100  
Little Rock, AR 72212  
501-748-7628

Subject: Permit #16-176          WO 713459066-00008

Please find enclosed one signed copy of your requested permit for construction within the county right-of-way. This permit was approved based on the following stipulation:

- Windstream Communications shall bore all utility work within County ROW at a minimum depth of 36-inches.
- Cable shall be bored under culverts or installed around the ends of culverts. This stipulation applies to all culverts located with the county right-of-way.

Please call 24 hours before construction and keep one copy of the permit and construction plans at the job site. As built plans or a letter stating that the above permitted utility has been constructed as permitted will be required within sixty (60) days of construction.

As built plans or a letter stating that the above permitted utility has been constructed as permitted will be required within sixty (60) days of construction.

Please submit the \$100 permit fee (PAID, #832197) made payable to the Clinton County Engineer's Office. Should you have any questions, please call the office at the above listed number. Thank you.

Sincerely,

Elliott Pennock, EIT  
Assistant County Engineer

**CLINTON COUNTY  
BOARD OF SUPERVISOR  
MOTION**

**June 1, 2015**

**Motion by Supervisor \_\_\_\_\_ to authorize the Chairperson to sign  
Utility Permit Number 16-176 is for Windstream Communications of Iowa to install  
underground fiber optic along the east side of 225<sup>th</sup> Avenue in Section 10 of T83N-  
R3E of Bloomfield Township.**

**Roll Call:**

**Hamerlinck: \_\_\_\_\_**

**Srp: \_\_\_\_\_**

**Staszewski: \_\_\_\_\_**

**Motion \_\_\_\_\_**