

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
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www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: WEDNESDAY, July 1, 2015, 8:30 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

7:00 a.m. Quantification of inventory

8:30 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

8:30 a.m. Formal Action & Motions

RESOLUTIONS

- FY2015 budget appropriation
- Secondary Roads fund transfer
- Approval of county depositories
- Personnel Appointment – County Jail
- Personnel Resignation – Treasurer’s Office
- Personnel Reassignment – Treasurer’s Office
- Personnel Termination – Treasurer’s Office
- Set salaries/positions within the Secondary Roads contract
- Rezoning ordinance
- Commit funds for a local match for a Federal Pre-Disaster Mitigation Grant
- Tax suspension request (tabled from June 22, 2015)

MOTIONS

- Utility permit number 28-14 for Tecom Construction (CenturyLink)
- Authorize the chairperson to sign the contract with River Bend Transit for specialized transportation services
- Authorize the chairperson to sign a letter in support of the current County Attorney delinquent court debt collection system

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

8:35 a.m. Discussion – Courthouse roof repair and tuckpointing
County Building Maintenance Manager Corey Johnson will provide the Supervisors with an update on Courthouse project and review estimates for the tuckpointing.

8:40 a.m. Discussion – Risk Management Committee recommendations
County Engineer and Risk Management Chairman Todd Kinney will present recommendations from the committee concerning return to work policies and office equipment.

8:45 a.m. Discussion – County budget update
County Auditor Eric Van Lancker and Budget Director Lynn Kirchhoff will present information to the Supervisors in consideration of the start of the new fiscal year.

July 1, 2015

RESOLUTION 2015-_____

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the amounts as shown, published, and approved in the County Budget for fiscal 2015/2016 on March 9, 2015, be and are hereby appropriated for fiscal year 2015/2016 from the various funds of the County to the several offices and departments of County Government for the purpose set out in detail and on file in the office of the County Auditor.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

July 1, 2015

RESOLUTION 2015-_____

WHEREAS, it is desired to authorize the Auditor to periodically transfer sums from the General Basic and Rural Services funds to the Secondary Road Fund during the 2015/2016 budget year, and

WHEREAS, said transfers must be in accordance with section 331.432, Code of Iowa,

Section 1. The total maximum transfer from the General Basic Fund to the Secondary Road Fund for the fiscal year beginning July 1, 2015, shall not exceed the sum of \$293,432.00; and the maximum transfer from the Rural Services Fund to the Secondary Road Fund for the fiscal year beginning July 1, 2015 shall not exceed the sum of \$1,601,164.00.

Section 2. Within three days of being notified of the apportionment of current property taxes, state replacements against levied property taxes, mobile home taxes or military service tax credit replacements to the General Basic or Rural Services Funds, the Auditor shall order a transfer from said fund to the Secondary Road Fund.

Section 3. The amount of the transfer required by Section 2 shall be equal to the apportionment made under Section 2 to the General Basic or Rural Services Fund, respectively, multiplied by the ratio of said fund's total maximum transfer to the Secondary Road Fund, to the sum of mobile home taxes and total military service tax credit replacements.

Section 4. Notwithstanding the provisions of Section 2 and 3 of this resolution, total transfers to the Secondary Road Fund shall not exceed the amounts specified in Section 1.

Section 5. Notwithstanding the provisions of Section 2 and 3 the amount of any transfer shall not exceed available fund balances in the transferring fund.

Section 6. The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer and County Engineer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Clinton County, Iowa the vote thereon being as follows:

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

July 1, 2015

RESOLUTION 2015 - _____

WHEREAS, the officials of the various offices of Clinton County designate the following institutions as depositories for the funds coming into their hands FY 2015-2016. As provided by Section 12C.1, Code of Iowa; and

WHEREAS, the Clinton County Board of Supervisors, after receiving advice from the County Treasurer, deem said institutions as proper places for the deposit of such funds.

THEREFORE, BE IT RESOLVED that the actions of said officials in designating said institutions be and the same are hereby approved and said officials are hereby authorized to deposit public funds in their hands in the financial institutions specified, deposits in no case to exceed the amount specified:

RECORDER/REGISTRAR, SCOTT JUDD	
Clinton National Bank	\$ 300,000.00
SHERIFF, RICK LINCOLN	
Clinton National Bank	500,000.00
TREASURER, RHONDA MCINTYRE	
Clinton National Bank	\$50,000,000.00
Sterling Federal Bank	10,000,000.00
US Bank	10,000,000.00
DeWitt Bank & Trust	20,000,000.00
First Central State Bank	20,000,000.00
First Trust & Savings Bank	10,000,000.00
Gateway State Bank	30,000,000.00
Citizen's First Bank	20,000,000.00
IPAIT	3,000,000.00
Edward D. Jones (Jerry Kedley)	1,000,000.00

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

July 1, 2015

RESOLUTION 2015-_____

WHEREAS, The Clinton County Sheriff is an elected official and the Board of Supervisors does not consider nor appoint personnel for elected officials, but needs to authorize payroll for the County Auditor.

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be an is hereby authorized to issue biweekly paychecks on the General Basic Fun, Office of Jail to HAILEY HALL, as a full-time Correctional Officer. This will be in effect July 1, 2015 at an hourly rate of \$16.79 during HAILEY HALL's probationary period. This is subject to the terms and conditions of the Sheriff's Bargaining Unit agreement without further action of this Board.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

July 1, 2015

Resolution 2015-_____

WHEREAS, the Treasurer's Office budget was reduced by the County Board of Supervisors for fiscal year 2015-2016, it has become necessary to eliminate the position of motor vehicle Clerk I full time

WHEREAS, Allison Swanson has been employed by Clinton County in the position of Clerk I full time and the position has been eliminated from the 2015-2016 budget;

Further, Allison has agreed to continue employment on a temporary part time basis from time to time as needed

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the County Auditor be and is hereby authorized to discontinue payroll from the General Basic Fund,, Treasurer's Office, for Allison Swanson in the position of Clerk I full time on June 26, 2015 and to continue her employment as a temporary part time employee on an occasional as needed basis.

Roll Call:

Hamerlinck : _____

Srp : _____

Staszewski : _____

John Staszewski, Chairperson

County Auditor, Eric Van Lancker

July 1, 2015

Resolution 2015-_____

WHEREAS, the Treasurer's Office budget was reduced by the County Board of Supervisors for fiscal year 2015-2016, it has become necessary to eliminate the position of Administrative Office Assistant

WHEREAS, Tami Stoddard has been employed by Clinton County in the position of Administrative Office Assistant for several years and the position has been eliminated from the 2015-2016 budget;

Further, Tami has accepted employment in the Treasurer's Office in the position of motor vehicle Clerk II for the fiscal year 2015-2016

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the County Auditor be and is hereby authorized to discontinue payroll from the General Basic Fund,, Treasurer's Office, for Tami Stoddard in the position of Administrative Office Assistant on June 30, 2015 and begin payroll in the position of Clerk II at the Clerk II rate as noted in the most recent bargaining unit contract , effective July 1, 2015.

Roll Call:

Hamerlink : _____

Srp : _____

Staszewski : _____

John Staszewski, Chairperson

County Auditor, Eric Van Lancker

Resolution 2015-_____

WHEREAS, Alicia Bahnsen has accepted employment with Clinton County Assessor's Office effective May 25, 2015;

WHEREAS, Alicia Bahnsen will terminate her employment with the Clinton County treasurer's office on June 19, 2015 at the close of business;

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the County Auditor be and is hereby authorized to discontinue payroll from the General Basic Fund,, Treasurer's Office, for Alicia Bahnsen Clerk II, effective June 19, 2015 at 4:30pm.

Roll Call:

Hamerlinkck : _____

Srp : _____

Staszewski : _____

John Staszewski, Chairperson

County Auditor, Eric Van Lancker

July 1, 2015

RESOLUTION # 2015-_____

WHEREAS, an agreement having been made between the Clinton County Secondary Road Department union employees represented by International Brotherhood of Painters & Allied Trades Local Number 2003, and the Board of Supervisors of Clinton County, Iowa, applicable to the employment of said employees, and

WHEREAS, the following employees are covered by the said agreement for the period from July 1, 2015 through June 30, 2016:

Sub Foremen

District	Foreman
D-1	David Feuss
D-2	Brad Johnson
D-3	Chet Hippler

Patrol Operators

District	Operator
M-1	Virgil Roling
M-2	Jacob Beck
M-3	William Yaddof
M-4	John Looney
M-6	Adam Wilhelm
M-7	Tim Frame
M-8	Troy Meyermann
M-9	Dan Roling
M-10	Aaron Rowold
M-11	Aaron Frame
M-12	Chad Tobey
M-13	David Flynn

Truck Drivers

Radio Identification #	Truck Driver
23-7	Charles Hunter
23-8	Todd Randolph
23-9	Troy Mohr
23-11	Gary Roling
23-13	Kevin Bauer
23-16	Wayne Crist
23-17	Doug Farley

23-21	Dave Jacobi
23-23	Keith Grimm

Bridge Crew

Radio Identification #	Crew Member
23-20	Nic Hahn

Resurfacing Crew

Radio Identification #	Crew Member
23-18	Greg Haack (Crew Foreman)
23-24	Chad Christensen (Truck Driver)

Sign Crew

Radio Identification #	Crew Member
23-19	Jacob Flagel
23-19	Devin Wagner

Shop Crew

Radio Identification #	Crew Member
23-02	Lewis Creed (Mechanic)
23-02	Rex Mess (Parts and Inventory)

Office

1. John W. Geltz - Engineering Tech 3

BE IT FURTHER RESOLVED by said Board that the County Auditor be and is hereby authorized to issue bi-weekly checks on the secondary road fund in payment of wages, as set out in the said agreement, for said job classifications.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

RESOLUTION # 2015 - _____
RESOLUTION APPROVING A MAP AMENDMENT TO THE ZONING ORDINANCE
OF CLINTON COUNTY, IOWA

WHEREAS, on the matter herein, the Clinton County Planning and Zoning Commission held a Public Hearing on June 3, 2015 and following said hearing the Commission recommended approval of the attached map amendment to the Clinton County Zoning Ordinance; and

WHEREAS the Clinton County Board of Supervisors held a public hearing and first reading of the proposed map amendment on June 22, 2015 to consider said amendment and to hear comments for and against; and

WHEREAS the Clinton County Board of Supervisors held a second reading of the proposed map amendment on July 1, 2015 to consider said amendments; and

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors as follows:

1. The attached ordinance numbered _____ is hereby adopted.
2. The Auditor is directed to publish said ordinance as required by law.
3. This ordinance shall be in effect from and after its adoption and publication as required by law.

Roll Call:	Hamerlinck:	_____
	Srp:	_____
	Staszewski:	_____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

ORDINANCE #2015 - _____

AN ORDINANCE AMENDING THE MAP OF THE CLINTON COUNTY ZONING ORDINANCE RELATIVE TO THE ZONING DESIGNATION OF CERTAIN PROPERTY LOCATED IN SECTION 6, TOWNSHIP 82 NORTH, RANGE 7 EAST OF THE 5TH P.M. IN CLINTON COUNTY, IOWA

BE IT ENACTED BY THE CLINTON COUNTY BOARD OF SUPERVISORS:

Section 1: The zoning district boundaries of the County of Clinton Iowa are herewith changed so as to provide for the change of the following described property:

See Attached Exhibit "A"

within the AR-1 (Agricultural-Recreational) District of Clinton County, Iowa to R-1 (Suburban Residential).

Section 2: The change as hereinabove set forth shall be entered and made part of the zoning map of the County of Clinton, Iowa, which map is made part of the Zoning Ordinance of the County of Clinton, Iowa, by incorporation therein as set forth in Chapter III, Section 3.2 of the said Clinton County Zoning Ordinance, and the Chairperson of the Board of Supervisors in accord with Chapter III, Section 3.2.3 shall promptly note on said map the Ordinance numbers, nature of change and date of change.

Section 3: If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

PASSED AND ADOPTED this 1st day of July, 2015 by the Board of Supervisors, Clinton County, State of Iowa.

Shawn Hamerlinck

Dan Srp

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Clinton County Auditor

EXHIBIT "A"

That part of the west half of the southeast quarter of the southwest quarter of Section six (6), Township eighty-two (82) North, Range seven (7), East of the 5th P.M., lying south and east of the Bulger Hollow Road, containing two and two-tenths (2.2) acres, more or less;

Also, a square piece or parcel of real estate containing one-half (1/2) acre of land located and situated in the southwest corner of the east half of the southeast quarter of the southwest quarter of Section six (6), Township eighty-two (82) North, Range seven (7), East of the 5th P.M.

EXCEPTING THEREFROM that parcel of land described as follows: Commencing at the southeast corner of the southwest quarter of Section six (6), Township eighty-two (82) North, Range seven (7), East of the 5th P.M., in Clinton County, Iowa; thence north $88^{\circ} 39' 30''$ west five hundred two and five-hundredths (502.05) feet along the south line of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred forty-seven and fifty-eight-hundredths (147.58) feet; thence north $88^{\circ} 39' 30''$ west one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred seventy-two and fifteen-hundredths (172.15) feet along the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6) to the point of beginning of the tract of land herein described; thence north $39^{\circ} 35' 25''$ west ninety-six and ninety-two-hundredths (96.92) feet to the south-easterly right-of-way line of Bulgers Hollow Road; thence north $65^{\circ} 45' 26''$ west thirty-three (33) feet to the center line of said Bulgers Hollow Road; thence in a northeasterly direction along said center line on a curve concave northwesterly and the radius of which is five hundred ninety-seven and seventy-five-hundredths (597.75) feet for a distance of one hundred sixty and fifty-two-hundredths (160.52) feet; thence north $08^{\circ} 51' 22''$ east one hundred ninety-six and seventy-hundredths (196.70) feet along said center line; thence in a northeasterly direction along said center line on a curve concave northwesterly and a radius of which is three hundred forty-two and sixty-five-hundredths (342.65) feet for a distance of forty-five and ninety-five-hundredths (45.95) feet; thence north $01^{\circ} 10' 22''$ east sixty-four and sixty-hundredths (64.60) feet along said center line; thence in a northeasterly direction along said center line on a curve concave southeasterly and the radius of which is four hundred twelve and eight-hundredths (412.08) feet for a distance of eighty-nine and fifty-four-hundredths (89.54) feet; thence north $13^{\circ} 37' 22''$ east thirty-four and seventy-seven-hundredths (34.77) feet along said center line to its intersection with the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6); thence south $00^{\circ} 46' 28''$ west six hundred sixty-eight and sixty-one-hundredths (668.61) feet along the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6) to the point of beginning. The above described tract of land contains 0.556 of an acre and is subject to the rights of the public for roadway purposes over that portion thereof which is now occupied by Bulgers Hollow Road.

ALSO, a perpetual roadway easement for ingress and egress over the following described real estate situated in Clinton County, Iowa: Commencing at the southeast corner of the southwest quarter of Section six (6), Township eighty-two (82) North, Range seven (7), East of the 5th P.M. in Clinton County, Iowa; thence north $88^{\circ} 39' 30''$ west five hundred two and five-hundredths (502.05) feet along the south line of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred forty-seven and fifty-eight-hundredths (147.58) feet; thence north $88^{\circ} 39' 30''$ west one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the west line of the east half of the

southeast quarter of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred seventy-two and fifteen-hundredths (172.15) feet along the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6) to the point of beginning of the perpetual roadway easement herein described; thence south $00^{\circ} 46' 28''$ west thirty and eighty-eight-hundredths (30.88) feet along the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6); thence north $39^{\circ} 35' 25''$ west one hundred ten and seventy-five-hundredths (110.75) feet to the southeasterly right-of-way line of Bulgers Hollow Road; thence north $24^{\circ} 34' 22''$ east eighteen and fifty-nine-hundredths (18.59) feet along said right-of-way line; thence in a northeasterly direction along said right-of-way line on a curve concave northwesterly and the radius of which is six hundred thirty and seventy-five-hundredths (630.75) feet for a distance of three and sixty-three-hundredths (3.63) feet; thence south $39^{\circ} 35' 25''$ east ninety-six and ninety-two-hundredths (96.92) feet to the point of beginning.

Commencing at the southeast corner of the southwest quarter of Section six (6), Township eighty-two (82) North, Range seven (7), East of the 5th P.M. in Clinton County, Iowa; thence north $88^{\circ} 39' 30''$ west five hundred two and five-hundredths (502.05) feet along the south line of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the point of beginning of the tract of land herein described; thence north $88^{\circ} 39' 30''$ west one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred seventy-two and fifteen hundredths (172.15) feet along the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6); thence south $39^{\circ} 35' 25''$ east two hundred twenty-seven and eighty-six-hundredths (227.86) feet to the point of beginning.

The above described tract of land contains 0.292 of an acre.

ALSO, a perpetual roadway easement for ingress and egress over the following described real estate situated in Clinton County, Iowa: Commencing at the southeast corner of the southwest quarter of Section six (6), Township eighty-two (82) North, Range seven (7), East of the 5th P.M. in Clinton County, Iowa; thence north $88^{\circ} 39' 30''$ west five hundred two and five-hundredths (502.05) feet along the south line of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred forty-seven and fifty-eight-hundredths (147.58) feet; thence north $88^{\circ} 39' 30''$ west one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6); thence north $00^{\circ} 46' 28''$ east one hundred seventy-two and fifteen-hundredths (172.15) feet along the west line of the east half of the southeast quarter of the southwest quarter of said Section six (6) to the point of beginning of the perpetual roadway easement herein described thence north $39^{\circ} 35' 25''$ west ninety-six and ninety-two-hundredths (96.92) feet to the southeasterly right-of-way line of Bulgers Hollow Road; thence in a northeasterly direction along said right-of-way line on a curve concave northwesterly and the radius of which is six hundred thirty and seventy-five-hundredths (630.75) feet for a distance of twenty-two and forty-nine-hundredths feet; thence south $39^{\circ} 35' 25''$ east eighty-three and sixty-seven hundredths (83.67) feet to the west line of the east half of the southeast of the southwest quarter of said Section six (6); thence south $00^{\circ} 46' 28''$ west thirty and eighty-eight-hundredths (30.88) feet to the point of beginning.

-AND-

A part of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest quarter (SW1/4) of section six (6), township eighty-two (82) north, range seven (7), East of the 5th P.M. in Clinton, Iowa as follows: A parcel of land described as follows: commencing at the southeast corner of the southwest quarter (SW1/4) of section six (6), township eighty-two (82) north, range seven (7), East of the 5th P.M. in Clinton County, Iowa; thence north along the east line of the southwest quarter (SW1/4) a distance of four hundred seventy-nine and twenty-hundredths (479.20) feet; thence west on a straight line to a point four hundred seventy-eight and seventy-seven-hundredths (478.77) feet north of the southwest corner of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest quarter (SW1/4); thence south along the west line of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest quarter (SW1/4) a distance of four hundred seventy-eight and seventy-seven-hundredths (478.77) feet; thence east along the south line of the southeast quarter (SE1/4) of the southwest quarter (SW1/4) to the point of beginning.

EXCEPTING THEREFROM: A tract of land commencing at the southeast corner of the southwest quarter (SW1/4) of section six (6), township eighty-two (82) north, range seven (7), East of the 5th P.M. in Clinton County, Iowa; thence north $88^{\circ} 39' 30''$ west five hundred two and five-hundredths (502.05) feet along the south line of the southwest quarter (SW1/4) of said section six (6), thence north $00^{\circ} 46' 28''$ east one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the point of beginning of the tract of land herein described; thence north $88^{\circ} 39' 30''$ west one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the west line of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest quarter (SW1/4) of said section six (6); thence north $00^{\circ} 46' 28''$ east one hundred seventy-two and fifteen hundredths (172.15) feet along the west line of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest quarter (SW1/4) of said section six (6); thence south $39^{\circ} 35' 25''$ east two hundred twenty-seven and eighty-six-hundredths (227.86) feet to the point of beginning.

Also, EXCEPTING THEREFROM, that parcel of land described as follows: commencing at the southeast corner of the southwest quarter (SW1/4) of section six (6), township eighty-two (82) north, range seven (7), East of the 5th P.M., in Clinton County, Iowa; thence north $88^{\circ} 39' 30''$ west five hundred two and five-hundredths (502.05) feet along the south line of the southwest quarter (SW1/4) of said section six (6) to the point of beginning; thence north $00^{\circ} 46' 28''$ east one hundred forty-seven and fifty-eight-hundredths (147.58) feet; thence north $88^{\circ} 39' 30''$ west one hundred forty-seven and fifty-eight-hundredths (147.58) feet to the west line of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest quarter (SW1/4) of said section six (6); thence south along the west line of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest quarter (SW1/4) to the southwest corner of the east half (E1/2) of the southeast quarter (SE1/4) of the southwest corner of section six (6), township eighty-two (82) north, range seven (7), East of the 5th P.M.; thence east along the south line of the southwest quarter (SW1/4) of section six (6), township eighty-two (82) north, range seven (7), to the point of beginning.

EXHIBIT "A-3"

LOCAL MATCH RESOLUTION # _____
FOR THE
PRE-DISASTER MITIGATION GRANT PROGRAM (PDM)

WHEREAS, Clinton County (hereinafter called "the Subgrantee"), County of
(jurisdiction)

Clinton, has made application through the Iowa Homeland Security and Emergency Management
Division (HSEMD) to the Federal Emergency Management Agency (FEMA) for funding from the
Pre-disaster Mitigation Grant Program, in the amount of \$30,000.00 for the total project cost,
and

WHEREAS, the Subgrantee recognizes the fact that this grant is based on a cost share basis with the federal share
not exceeding 75%, the state share is unavailable and the local share being a minimum of 25% of the total project
cost. The minimum 25% local share can be either cash or in-kind match.

and

THEREFORE, the Subgrantee agrees to provide and make available up to \$7,500.00
(Seven thousand five hundred dollars) of local monies to be used to meet the
minimum 25% match requirement for this mitigation grant application.

The resolution was passed and approved this 1st day of July, 2015.

Signatures of Council or Board Members:

Council or Board Member

I submit this form for inclusion with the PDM Planning Application.

Chance Kness
Print Name of Authorized Representative

Authorized Representative's Signature and Date

June 22, 2015

RESOLUTION # 2015- 172

WHEREAS, MOHAMMAD R. AND JANE ASAADI have petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

700 N 3RD STREET, CLINTON IA

PARCEL #80-54010000

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 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: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

MOTION by
HAMERLINCK TO
table indefinitely.

Roll Call:

Hamerlinck yes

Srp absent

Staszewski yes

MOTION CARRIED
6/22/15 

Clinton County
Permit No. 28-14

**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: Tecom Construction for Century Link

Street Address: PO Box 189

City, State & Zip Code: Clearwater, MN 55320

Contact Person: Alison Hotvedt (320) 558-9485 x1053

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.

6/18/2015

DATE SUBMITTED

Telcom Construction

NAME OF APPLICANT OR COMPANY

Alison Hotvedt

BY



APPROVAL:

DATE

COUNTY ENGINEER

APPROVAL: Required for Franchise Utility Permit Applications Only

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

BSW SKETCH FORM

NPA/NNX: 563 242

BSW Ticket Number: 15128039

CAPITAL <input type="checkbox"/> MAINTENANCE <input type="checkbox"/>		Customer Name: <u>JOHNSON</u>	
Job ID: <u>0251257</u>		Address: <u>1658 468th AVE</u>	
TN: <u>563 242-2028</u>		City: <u>CLINTON</u> ST: <u>IA</u> Zip: <u>52732</u>	
1 HELD ORDER DROP - CAN'T TEMP 2 HELD ORDER EXCESS 3 HELD ORDER - ENCAP 4 OOS - CAN'T LAY TEMP 5 TEMP PLACED 6 FOUND TEMP 7 ADDITIONAL LINE - DROP FULL 8 DIG & FIX - TECH ATTEMPT COMP SEND TO CONTR		County: <u>CLINTON</u> Sec: _____ Township _____ Rng _____ Quarter Section (Circle one): NW NE SW SE	
<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		Submitted by:	
		Tech Name: <u>VIPCE</u>	
		Tech EC: <u>184</u> CELL: <u>563-650-7369</u>	
		Supervisor Name: <u>PHILIPS</u>	
		Office Number: <u>650-6824</u>	
		CBR _____	

TERMINAL ADDRESS: 903 D1 Cable: _____ PR _____ BP _____

Cross Street: 170th ST Total Footage: _____ Wire Type: _____

L-Info: L F E b 0 #6 b P P C

L/E F,R,S N,E,W,S 1-2-3-4-5-6-7 W,S,P,O,C G,A,C,N 3/6/FIBER S/N P/N C



Hand Dig: <input type="checkbox"/>	Total Bore Footage _____	State Mile Marker _____	Station Marker _____
PRMREQ: <input type="checkbox"/>	Width of Driveway _____	Dist Curb to Centerline _____	Length of BSW in R-O-W _____
Road Push: <input type="checkbox"/>	Width of Sidewalk _____	Dist Term to Cross ST _____	Dist Term to Centerline _____

(Confidential: Disclose & Distribute solely to those having a need to know)

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 29, 2015

CenturyLink
Attn: Alison Hotvedt
Tecom Construction
PO Box 189
Clearwater, MN 55320
320-558-9485 x1053

Subject: Permit #28-14 Job ID #0251257

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:

- CenturyLink shall bore/trench 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 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**

July 1, 2015

Motion by Supervisor _____ to authorize the Chairperson to sign
Utility Permit Number 28-14 is for Tecom Construction (CenturyLink) to install
underground fiber along the west side of 468th Avenue in Section 6 of T82N-R7E of Elk
River Township.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion _____

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, July 6, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Award contract for Elvira Wastewater Project property appraisals
- Certification of July 1 quantification of inventory
- Tax suspension request (tabled from June 22, 2015)

MOTIONS

- Approve construction plans for resurfacing project L-361 (291st St. – Rock Creek Marina Access Road) and L-315 (225th St. – Springbrook Road)
- Authorize the Chairperson to sign a letter of support to the Iowa DOT in regards to a Highway 30 environmental study between DeWitt and Lisbon.

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion

Larry Morey, Sharon Township, requested time with the Board of Supervisors to discuss a local fence issue.

9:40 a.m. Discussion

The Board of Supervisors will consider how to address appointments to various boards and commissions.

5:30 p.m. Drainage District 17 – **County Satellite Building in DeWitt**

The Board of Supervisors as Drainage District Trustees for DD#17 will meet to hear, discuss and possibly take action concerning repair request.

RESOLUTION #2015-_____

July 6, 2015

WHEREAS, the Clinton County Board of Health has budgeted for the Elvira project, including appraisal fees, and

WHEREAS, the following quotes were received on May 26, 2015 (Fisher), June 24, 2015 (Felderman), and June 26, 2015 (Howe), respectively, for appraisals of the Phyllis Hasenkamp property (Parcel 12-0809-0000) and the Richard Smith property (Parcel 12-0792-0000); and

Owner/Parcel	Appraisal Firm/Appraiser		
	Roy R. Fisher (David Nelson)	Felderman Appraisals (Robert J. Felderman)	Kane Appraisals (Tom Howe)
Phyllis Hasenkamp – 12-0809-0000	\$2,500.00	\$3,000.00 - \$6,000.00 (for both Hasenkamp and Smith)	\$1,200.00 - \$2,000.00
Richard Smith – 12-0792-0000	\$1,500.00	\$3,000.00 - \$6,000.00 (for both Hasenkamp and Smith)	\$1,500.00 - \$3,000.00
NET TOTAL	\$4,000.00	\$3,000.00 - \$6,000.00	\$2,700.00 - \$5,000.00

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the quote for the appraisal of the Phyllis Hasenkamp property and for the appraisal of the Richard Smith property be awarded to:

BE IT FURTHER RESOLVED that the Chairperson of the Board of Supervisors be authorized to execute said contracts and pay associated fees on behalf of Clinton County, Iowa.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

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

John Staszewski, Chairman
Clinton County Board of Supervisors

July 6, 2015

RESOLUTION 2015 - _____

The Clinton County Board of Supervisors, having interviewed the different County Officials and Department Heads, does hereby report cash on hand in the various offices before the opening of business on Wednesday, July 1, 2016, as follows:

CONSERVATION

Grand Mound – Camping & Damage Deposits	\$ 5,429.85
Rock Creek Marina	\$ 2,989.70
Eden Valley – Camping Receipts	\$ 0.00

RECORDER/REGISTRAR

Cash in Drawer	\$ 200.00
Boats, Vitals & Land Records Fees	\$ 1,990.25

SHERIFF

Petty Cash	\$ 85.35
Gun Permit/Permit to Purchase	\$ 0.00
Accident Report	\$ 0.00
Driving Records	\$ 0.00

SHERIFF – CIVIL DEPARTMENT

Cash on Hand	\$ 100.00
--------------	-----------

JAIL

Inmates Funds for Deposit	\$ 47.00
Pop	\$ 116.02

TREASURER

Cash in Drawers	\$ 1,100.00
Cash in Vault	\$ 800.00
Cash in Drawers – DeWitt	\$ 0.00

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Chairperson, John Staszewski

County Auditor, Eric Van Lancker

June 22, 2015

RESOLUTION # 2015- 172

WHEREAS, MOHAMMAD R. AND JANE ASAADI have petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

700 N 3RD STREET, CLINTON IA

PARCEL #80-54010000

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 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: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

MOTION by
HAMERLINCK TO
table indefinitely.

Roll Call:

Hamerlinck yes

Srp absent

Staszewski yes

MOTION CARRIED
6/22/15 

**CLINTON COUNTY
BOARD OF SUPERVISOR
MOTION**

July 6, 2015

Supervisor _____ moved to approve the final plans for Hot Mix Asphalt Resurfacing Project Numbers L-361 (291st Street – Rock Creek Marina Access Road) and L-315 (225th Street – Springbrook Road), by placing their signatures on said plans.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion _____

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: Thursday, July 16, 2015, 10:00 A.M.; Clinton County Fairgrounds; 328 E. 8th St.; South Room of the Auditorium; DeWitt, IA.

10:00 a.m. Call to Order – Pledge of Allegiance

10:00 a.m. Formal Action & Motions

RESOLUTIONS

- Proclamation Clinton County 4-H Week
- Set a public hearing for a subdivision application from Patrick Hartung and the Gerald Hartung Children's Foundation
- Set a public hearing for a proposed text amendment to the Clinton County Zoning Ordinance addressing side-yard setback requirements
- Set a public hearing for a proposed zoning map change from A-1 to R-1 in DeWitt Township
- Set a public hearing for a proposed easement for Alliant Pipeline to place a pipeline across the Ben Martinsen Wildlife Area.
- Liquor license approval – Canyon Creek Golf Club
- Liquor license approval – Wide River Winery
- Authorizing an MOU between Clinton County and the State of Iowa Child Abduction Response Team
- Tax suspension request (tabled from June 22, 2015)

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

10:10 a.m. Discussion

Clinton County Engineer Todd Kinney will provide a Secondary Roads/Roadside Management update

10:20 a.m. Discussion

Replacement County Jail/Sheriff's Office/911 Emergency Communications Center update with CCJCC Coordinator Margaret Kuhl, County Sheriff Rick Lincoln and County Attorney Mike Wolf.

10:30 a.m. Discussion

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

July 16, 2015

RESOLUTION 2015- _____

PROCLAMATION CLINTON COUNTY 4-H WEEK

WHEREAS, 4-H is an educational experience for Iowa youth and adults based on their interests and needs and 4-H assists youth define and evaluate their personal goals, identify community needs and develop leadership skills to meet the needs of their community, county, state and world; and

WHEREAS, 4-H is directed toward the development of the total person, their mind through decision making and scientific learning process and learning how to learn in different settings; their body by improving mental and physical health; their social skills through the development of positive self-esteem and increased communication skills; and

WHEREAS, 4-H is a research based learning program, facilitated through the cooperation of the United States Department of Agriculture, Iowa State University and County Extension Councils and is financially supported through private and public money; and

WHEREAS, 4-H is a family and community based youth development program which addresses the issues of youth and families, including those at risk, by supplementing and complementing programs offered by schools and other youth serving agencies. 4-H provides action oriented and practical education experiences for more than 120,000 youth under the leadership of more than 21,000 volunteers; and

WHEREAS, 4-H makes a difference in the lives of individual youth and adults and the communities where they live through these experiences.

NOW, THEREFORE, WE THE CLINTON COUNTY BOARD OF SUPERVISORS DO HEREBY PROCLAIM THE WEEK OF JULY 12, 2015, AS 4-H WEEK IN CLINTON COUNTY, IOWA.

Signed:

Shawn A. Hamerlinck

Dan A. Srp

John F. Staszewski, Chairperson

ATTEST:

Eric Van Lancker
Clinton County Auditor

July 16, 2015

RESOLUTION 2015-_____

BE IT RESOLVED by the Clinton County Board of Supervisors that Canyon Creek Golf Club, will electronically file a renewal application for liquor license number BB0016169 with an endorsement for Outdoor Services and Sunday Sales, effective August 27, 2015. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

July 16, 2015

RESOLUTION 2015-_____

BE IT RESOLVED by the Clinton County Board of Supervisors that Dorothy O' Brien, d/b/a Wide River Winery, will electronically file a renewal application for native wine on premises liquor license number WCN000058 with endorsements for Outdoor Services and Sunday Sales, effective September 4, 2015. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

July 16, 2015

RESOLUTION 2015- _____

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF CLINTON, IOWA AND THE STATE OF IOWA CHILD ABDUCTION RESPONSE TEAM (CART)

WHEREAS, the Clinton County Sheriff's Office desires to enter into an agreement with the State of Iowa for the purpose of assisting with child abduction cases, and

WHEREAS, two sheriff's deputies from the Clinton County Sheriff's Office have received specialized training in the recovery of an abducted child or a child missing under an Endangered Persons Advisory, and

WHEREAS, the sheriff recommends said agreement be approved to allow the sheriff to sign the Memorandum of Understanding with the State of Iowa, therefore

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CLINTON COUNTY, IOWA, hereby authorize the signing of the Memorandum of Understanding to authorize the Clinton County Sheriff to participate in the Child Abduction Response Team.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Allison Wirth
Matt Owens

Iowa
Child Abduction Response Team (CART)
Memorandum of Understanding

1. Parties

The Iowa Child Abduction Response Team is a multi-agency endeavor. Participating agencies are responsible for their approved members' wages, benefits, and other costs incurred as a result of a CART activation.

The cost of CART training (tuition, hotel and airfare) will be the responsibility of the participating agencies. Upon CART activation participating agencies will be responsible for their approved members' per diem, ground transportation and wages for the duration of the event.

This Memorandum of Understanding (MOU) is entered into by and between the following agencies:

Division of Criminal Investigation, Department of Public Safety

Clinton County Sheriff's Office

(Insert Department/Agency/Office name above)

Nothing in this MOU should be construed as limiting or impeding the basic spirit of cooperation that exists between the participating agencies.

2. Mission

The mission of the Iowa Child Abduction Response Team (CART) is to create a rapid response capability to assist law enforcement in the recovery of abducted children or a child missing under an Endangered Persons Advisory. The CART will assist other law enforcement agencies throughout the state by providing experienced investigators and support personnel trained in child abduction response.

3. Purpose

The purpose of this MOU is to delineate the responsibilities of the Iowa CART, maximize inter-agency cooperation, and formalize relationships between member agencies. At the request of any law enforcement agency operating within the State of Iowa, the CART will investigate child abductions that have met the AMBER Alert criteria and/or an Endangered Person Advisory involving a child under the age of 18 years old.

4. Organizational Structure

The Iowa CART includes investigators from local, state and federal agencies as well as support personnel from private agencies. Participants acknowledge that the CART is a joint operation in which all agencies act as partners. The Iowa Division of Criminal Investigation is responsible for protocol, general direction and management of the team. The resolution of any issues with regard to the functioning of CART shall be the responsibility of the Iowa Division of Criminal Investigation, in cooperation with the participating agencies.

5. Supervision

The operational supervision and administrative management of the CART is the responsibility of the CART Commander from the Iowa Division of Criminal Investigation. The commander will work cooperatively with other supervisors and investigators from participating agencies to keep them informed of CART issues and progress. Responsibility for the personal and professional conduct of CART members remains with their respective agencies in keeping with their agency rules regarding conduct. Each CART member's agency will also assume all liability issues regarding the conduct of their employee.

The Iowa Division of Criminal Investigation will manage the state grants and ensure resources are spent according to the grant guidelines.

6. Prosecution

The criteria for determining whether to prosecute a case in local, state or federal court will focus on achieving the greatest overall benefit to the public and will be made by the local, county, or state prosecutor having lawful jurisdiction and the US Attorney's Office.

7. Media Relations and Releases

Media release information regarding CART will be coordinated through the Iowa Division of Criminal Investigation. Media releases will include mention of all participating agencies. No information will be released regarding specific investigative techniques. All efforts will be made to protect the child and his/her family.

8. Equipment

Specific control of CART equipment shall be retained by the Iowa Division of Criminal Investigation.

9. Vehicles

All member agencies will provide vehicles for utilization by their personnel, to the extent possible.

10. Records and Reports

All investigative reports will be physically located at the venue agency requesting the CART activation.

11. Duration and Termination

Agencies participating in the CART are asked to commit personnel for a minimum of five (5) years, as there is a significant cost involved in training the investigators and support personnel. This MOU will remain in effect for a five-year period beginning on the last date of signing listed below. CART member agencies may voluntarily withdraw participation at any time by providing written notice.

SIGNATURE

Michael Motsinger
Special Agent-in-Charge
Iowa CART Coordinator
Iowa Division of Criminal Investigation

Date: _____

SIGNATURE OF MOU AGENCY DEPARTMENT HEAD

Printed Name: _____

Agency: _____

Title: _____

Date: _____

Approved 7/8/15
Michelle Wray, Clinton County Attorney

June 22, 2015

RESOLUTION # 2015- 172

WHEREAS, MOHAMMAD R. AND JANE ASAADI have petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

700 N 3RD STREET, CLINTON IA

PARCEL #80-54010000

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 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: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

MOTION by
HAMERLINCK TO
table indefinitely.

Roll Call:

Hamerlinck yes

Srp absent

Staszewski yes

MOTION CARRIED
6/22/15 

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, July 27, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Document destruction – Auditor’s Office
- Personnel transfer – Auditor’s Office/Recorder’s Office
- Tax Adjustment – Mobile Home

MOTIONS

- Utility permit number 16-178 for Windstream Communications of Iowa

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion with Possible Action

The Board of Supervisors and County Community Assistance Program Director Kim Ralston will review the County’s policy and thresholds for property tax suspension requests.

9:35 a.m. Drainage District 17 – Discussion with Possible Action

The Board of Supervisors as Drainage District Trustees for DD#17 will meet to discuss and possibly take action concerning repair requests.

9:40 a.m. Discussion

IDDA Executive Director John Torbert will update the Board of Supervisors about Drainage District issues from around the state.

10:00 a.m. Discussion with Possible Action

The Board of Supervisors and County Building Maintenance Manager Corey Johnson will review bids submitted for the Courthouse Tuckpointing project.

1:00 p.m. Discussion

The Board of Supervisors, Emergency Management Coordinator Chance Kness and County Medical Examiner Dr. Eric Petersen will discuss the status of the County medical examiner services program.

1:10 p.m. Discussion with Possible Action

The Board of Supervisors will discuss the medical examiner contracts with Ray Ackerman and Compassionate Care. This discussion could possibly be closed per Code of Iowa Sec. 21.5(1)(i).

1:15 p.m. Discussion with Possible Action

The Board of Supervisors will consider claims filed by Ray Ackerman, Compassionate Care and Doug Schultz through the County medical examiner program.

July 27, 2015

RESOLUTION 2015-_____

WHEREAS, Section 331.323(2)(d) of the Code of Iowa states the Board of Supervisors may authorize a county officer to destroy records that are not required to be kept as permanent records; and

WHEREAS, the County Auditor's Office has identified records appropriately for destruction and has inventoried said records as follows:

- Account Payable Claims:
FY 2009-2010
- Affidavits of Publication for Fiscal Years 2004-2005

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be authorized to destroy said records in an appropriate and secure manner.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John F. Staszewski

ATTEST:

County Auditor, Eric Van Lancker

Resolution # 2015 _____

Whereas, real estate taxes for the following mobile home is subject to an adjustments in accordance with code of Iowa Section 435.25:

Lauren Mc Farland Vin#PW1651 Dist#0500 Court Ordered-trailer burnt \$441.00

Therefore be it resolved by the Clinton County Board of Supervisors that taxes owed to Clinton County shall be abated and the Clinton County Treasurer shall make said adjustments to the county record system to reflect said abatement.

Shawn Hamerlinck _____

Dan Srp _____

John Staszewski, Chairperson _____

John Staszewski, Chairperson

Attest:

Eric Van Lancker, County Auditor

**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

Street Address: 11101 Anderson Dr., Suite 100

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

Contact Person: Dan Cole or Kijana Royal (563) 927-3120 or (501) 748-7628
(W/O# 713452152-00000)

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.

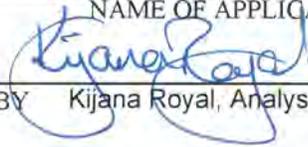
10. Permit Required. No applicant shall install any lines unless such applicant has obtained a permit from the County Engineer and has agreed in writing that said installation will comply with all ordinances and requirements of the County for such work. Applicants agree to hold the County free from liability 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.

July 7, 2015

 DATE SUBMITTED

Windstream Iowa Communications, 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

July 27, 2015

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

Subject: Permit #16-178 WO 713452152-00000

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, #843614) 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**

July 27, 2015

Motion by Supervisor _____ to authorize the Chairperson to sign
Utility Permit Number 16-178 is for Windstream Communications of Iowa to install
underground fiber optic along the west side of 260th Avenue in Section 3 of T81N-R3E of
Orange Township.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion _____

**CLINTON COUNTY
427.8 TAX SUSPENSION
POLICIES AND PROCEDURES**

MISSION STATEMENT

It is the belief of Clinton County that property tax suspensions under Iowa Code 427.8 to taxpayers of Clinton County should have specific eligibility guidelines as set forth by the Clinton County Board of Supervisors. This Policy has been developed with the interest of the residents of Clinton County and fulfills the duties imposed upon the county by Chapter 427 of the Code of Iowa.

PURPOSE

The purpose of this Policy is to provide temporary assistance to Clinton County property owners who meet eligibility guidelines so that they may maintain their homes. Effective July 27, 2015, property owner's who apply after this date are only eligible to receive a 427.8 property tax suspension _____times. It is the expectation that this property tax suspension will allow the property owner an opportunity to examine his/her financial situation and plan ahead for how future property taxes will be paid.

DEFINITIONS

1. **Board of Supervisor's Designee:** Community Assistance Programs Director
2. **Earned Income:** income from employment wages, tips, bonus from an employer, etc.
3. **Gross Income:** the total amount of all household income, earned or unearned, from any source, or received by any person in the household, before allowable deductions are credited.
4. **Homestead:** (see Iowa Code Chapter 425.11 (3))
5. **Homestead Tax Credit:** Reduces the taxable value of the property. (see Iowa Code Chapter 425)
6. **Household Income:** all income *earned or unearned that is received by the petitioner, his/her spouse; and any children residing in the home under the age of 18. This shall include any monetary contributions made by any other related or unrelated individuals currently residing within the home.
7. **Household Members:** For individuals over the age of 18 – the individual's household is defined as that of the individual, the individual's spouse or significant other, any children, step-children, or wards under the age of 18 who are residing with the individual and any other relatives or unrelated individuals who reside with them and will benefit from the property tax suspension.
8. **Household Resources:** Liquid and non-liquid assets owned by a person that the person is not legally restricted from using for support and maintenance, and that could be converted to cash. Unless specifically exempt, all resources are considered countable. Liquid resources are assets that can be easily converted to cash such as checking and savings

accounts. Non-liquid resources are assets that cannot be easily converted to cash such as homes or personal property.

9. **Notice of Decision:** written notice provided by the General Assistance Worker to the Applicant concerning his/her eligibility for assistance, type of assistance approved and the amount.
10. **Parcel:** each separate item shown on the tax list, manufactured or mobile home tax list, schedule of assessment, or schedule of rate or charge.
11. **Poverty Level:** The amount of household income as set by the U.S. Department Health and Human Services, effective with this plan's implementation date and reflective each year thereafter.
12. **Property owner or Owner:** the owner or owners of property, as shown by the transfer books in the office of the county auditor of the county in which the property is located.
13. **Special Assessment:** an unpaid special assessment certified in accordance to Iowa Code Chapter 384, division IV.
14. **Suspension:** deferring /delaying the collection of property taxes, special assessments, and notes or charges, including interest, fees and costs.
15. **Taxes:** an annual ad valorem tax, a special assessment, a drainage tax, a rate or a charge, and taxes on homes pursuant to chapter 435 and 445 which are collectible by the County Treasurer.
16. **Total Amount Due:** the aggregate total of all taxes, penalties, interest, costs and fees due on a parcel.
17. **Unearned Income** – income from state and/or federal programs such as FIP, SSI, SSDI, SS, VA benefits, child support, alimony, Food Stamps, etc.

PROCESS OF PETITIONING FOR A TAX SUSPENSION:

1. The individual shall contact the BOS Designee in the Community Assistance Programs Department (CAP) to petition for a tax suspension. The individual may complete an application at the CAP Department or one will be mailed to the individual to complete and return.
2. The BOS designee will review the petition and supporting documentation in order to determine eligibility.
3. The BOS designee will make a final decision on the petitioner's eligibility within 10 working days of the date of application and grant one of the following actions:
 - Provide a Resolution approving the 427.8 property tax suspension to the Clinton County BOS for their approval and authorization for the County Treasurer to make entry to the county records accordingly. A copy of the approved Resolution will be sent to the petitioner by regular mail; or
 - Provide the Petitioner with a written notice of decision by regular mail informing them that they are ineligible for a 427.8 property tax suspension and their right to appeal and the method to appeal.

ELIGIBILITY GUIDELINES:

For a petitioner to be considered for a tax suspension under IA Code 427.8 then he/she must meet the following established requirements:

1. Petitioner's gross yearly household income is at or below 100 % Federal Poverty Guidelines after allowable deductions or exceptions. (see below) and
2. Petitioner's household resources must be less than the amount of property taxes the petitioner is requesting be suspended.
3. Only property eligible for the homestead tax credit will be consider for tax suspension.
4. Petitioner must have filed for homestead credit on the property as well as for any other property tax credit that he/she may be eligible for such as the Iowa Disabled and Senior Citizens Property Tax Credit; the Iowa Military Exemption; etc...
5. Provide any necessary documentation to support their petition for suspension of taxes. This may include but is not limited to:
 - Copy of last year's federal income tax return.
 - Verification of earned and/or unearned income if a tax return was not filed;
 - Copy of bank statements;
 - Proof of any chronic medical condition that prevents the petitioner from being gainfully employed;
 - If applying due to a disability - Proof that the petitioner has applied for disability through the Social Security Administration

ALLOWABLE INCOME/RESOURCE DEDUCTIONS:

- Verified medical expenses (i.e. out of pocket cost of medication or out of pocket medical treatment) paid within the prior twelve months or ongoing medical bills that will be incurred due to a verified chronic medical condition shall be an allowable deduction to be considered when an individual has an earned income;
- Monthly Premiums for Medicare; MEPD or private health care insurance.
- Verified expenses for emergency home repair (i.e. roofing, sewer, water leak, etc) that were either paid within the prior twelve months or will be payable within the next twelve months.

EXEMPT RESOURCES:

- Burial lots and funeral trusts; persons applying for county assistance shall be required to provide proof of expense of burial lots or funeral trusts if greater than \$6,500.00 per individual or \$13,000.00 per couple;
- Trusts: If the beneficiary's access to the trust principal is restricted (i.e. if only the trustee can invade the principal), the principal shall not count as a resource to the beneficiary unless the trust states the money is to be used for maintenance or support of the individual. Changing an existing order in order to become eligible for county funding may render that person ineligible for County Assistance. The County will, in such case, still use the original trust to determine eligibility for funding. If a beneficiary has unrestricted access to the principal of the trust, it is counted as a resource.
- Term Life Insurance
- Whole Life Insurance. The verified cash value of a whole life insurance policy shall be counted toward a resource in the event the cash value of the policy exceeds \$1,500.00.

DENIAL REASONS:

1. Failing to comply with any or all of the above eligibility criteria.
2. Providing false information and/or documentation in order to qualify for the property tax suspension.
3. If he/she continues to live beyond his/her means (i.e. expenses are greater than income) from year to year with no plan to improve his/her financial situation.

CONFLICT OF INTEREST POLICY

The Clinton County BOS or their Designee shall make tax suspension authorization decisions. It is the intent of Clinton County that tax suspension authorization decisions shall not be made by any individual or organization that has a financial interest in the services or supports to be provided. In the event of such a conflict of interest, the conflict shall be fully disclosed to individuals and other stakeholders on the Notice of Decision.

CONFIDENTIALITY

Clinton County personnel performing actions identified in the Clinton County Tax Suspension Policy will comply with all applicable state and federal statutes relating to confidentiality. Training will be provided to all parties with access to confidential information to assure knowledge of such statutes. Authorized personnel having access to individual files are limited to the following:

- The person receiving services, or their legal representative. Legal representative shall include, but is not limited to, the parent of a minor or a court-appointed guardian;
- The Clinton County Board of Supervisors, staff of the Clinton County CAP Department, Clinton County Treasure and staff of the Clinton County Treasurer's Office and Clinton County Attorney;
- Other persons or agencies for which the person receiving services has signed a release of information giving consent;
- Legal guardian – person appointed by the court, charged with either limited or complete duties as ordered by the court.

LIMITATIONS

A person's right to confidentiality is not absolute. It may be superseded with the rights of others, particularly the rights of children, who are in need of protection and when maintaining confidentiality might cause serious harm to the client or to a third party. In questionable instances, the Clinton County Attorney's Office will be consulted to obtain further legal advice on the matter.

RECORD KEEPING

Records pertaining to clients are the property of the agency. Care should be taken to ensure the record keeping is done with the interest of the client as the primary concern.

RECORD MAINTANCE AND DESTRUCTION

Individual records are considered confidential and should be kept in file cabinets designated for this purpose, unless being used by an authorized individual. For security reasons client records must be returned to the designated file cabinets by the end of the business day, or shift, in the case of 24- hour operations. Client information on PC terminals and printers shall be kept in secure areas and not left unattended in areas accessible to unauthorized individuals.

Client records shall be maintained a minimum of five years following the date of the petitioner's last application for 427.8 property tax suspension. All personal information pertaining to clients shall be shredded before placement in common disposal receptacles or if on disc destroyed. Client confidentiality shall be maintained in client record destruction. If Clinton County Community Supports Department or any program within Clinton County Community Supports Department should cease to function, client records shall be transferred to the new provider with appropriate releases signed, or the records shall be destroyed as above, depending upon the circumstances.

CLIENT ACCESS TO RECORDS

A current or past petitioner may, upon written request, inspect his/her own record in the provider agency's office in the presence of staff assigned to the case. An appropriate

person designated in writing, such as the petitioner's attorney, guardian, guardian ad litem, or other acceptable person may accompany petitioner at the examination. Copies of information or reports generated by our office may be provided, upon written request, at the individual's own expense.

FAXING CONFIDENTIAL INFORMATION

Confidential information transmitted via the fax should be limited to only what is necessary to meet the requestor's needs. Special access policies and procedures will apply to faxing of client information including the following:

- Secure written Consent to Release Information. Consent to Release Information transmitted via fax is acceptable if all the requirements are met.
- Telephone confirmation should be used to verify transmissions. Confidential medical information should be faxed only to monitored machines, and operators should call ahead to alert the recipient that a confidential fax transmission is being sent. Verify fax number to ensure proper transmittal
- All faxed information must have a cover sheet with sender and receiving facility clearly listed. Approved confidentiality statement must be on the cover sheet of all faxed information as follows:

CONFIDENTIALITY NOTICE: The information contained in this fax is confidential and intended **ONLY** for the designated recipient. If the reader of the transmittal page is not the intended recipient or a representative of the intended recipient, you are hereby notified that review, dissemination, distribution, or copying of this information is forbidden. If you have received this fax in error, please notify the sender immediately by telephone and return the original by mail to the below address. Thank you.

- Faxed documents may be accepted as original and placed in the record.

APPEAL PROCESS

A Petitioner who is determined ineligible for a 427.8 Property Tax Suspension has the right to appeal such decision. The Notice of Decision provided to the Petitioner shall advise Petitioner as to the form and method of Appeal. The Petitioner is responsible to pursue the appeal on his/her own or with the assistance of any person, agent or attorney of his/her choice and at his/her own expense.

The Appeal must be submitted in writing to the Community Assistance Programs Department within ten (10) working days of the date on the Notice of Decision. The Appeal shall state the Petitioner's full name, current address, parcel number and address of the parcel if different from his/her residence; telephone number (if any) and the reason(s) for the Appeal.

Upon receipt of the Appeal, the BOS Designee shall be responsible to immediately notify the Board of Supervisors. The Appeal shall be placed on the Supervisors' regular agenda for review/hearing no less than five (5) and no more than ten (10) working days after the Supervisors have been notified of the Appeal.

The Petitioner shall be notified immediately by phone, if possible, or by ordinary mail at the address stated on the Appeal, of the date, time and place of the hearing before the Board of Supervisors. The Petitioner and any person, agent or attorney may, upon written authorization, be granted access to the information contained in the Petitioner's file, which was used to make the decision.

The Board of Supervisors shall be responsible to hear Petitioner's Appeal de novo at the time scheduled on the agenda. If Petitioner requests a continuance, said request must be in writing and received by the Board of Supervisors prior to the date and time of hearing, stating the reasons a continuance is needed. If Board has determined that Petitioner has shown good cause for the need of a continuance, said continuance may be granted and Petitioner will be notified of the new date, time and place of the Appeal hearing.

The Petitioner may be physically present at the Appeal hearing if he/she chooses, and may present whatever evidence, verbal or written, necessary to support the basis for his/her Appeal. Witnesses may present verbal testimony and cross-examination shall be allowed. Technical rules of evidence shall not apply. Length of time of hearing shall be determined by the Board of Supervisors based upon the amount of evidence and number of witnesses to testify.

The Appeal Hearing may be held in Closed Session at the request of the Petitioner, the Board of Supervisors or the BOS Designee, if required according to IA Code Ch. 21. Petitioner's file, including confidential information, will be submitted into evidence. The Board may question the Petitioner, BOS Designee and any witnesses present at the hearing. The hearing shall be tape-recorded and the recording of the hearing shall be sealed and shall not be considered a public record open for public inspection if required by Iowa Code Ch. 22 or other state or federal law.

The Board of Supervisors shall deliberate on the Appeal in **closed session if required according to IA Code Ch. 21.**

The Board shall make a decision on the Appeal Hearing within five (5) working days. The Board's decision shall be based on all evidence and testimony submitted to the Board at the Appeal Hearing. The Petitioner shall be informed of the Board's decision immediately by phone (if possible) or by regular mail within five (5) working days of the date the Board reaches a decision. The Notice of Decision shall state the reasons for the decision along with any statute or ordinance used to govern the decision. The decision shall also state the Petitioner's right to appeal the Board's decision to the District Court. The process to appeal to District Court is governed by the Iowa Administrative Procedures Act, Chapter 17A, Code of Iowa, and the pursuit of this method is the sole responsibility of the Petitioner, Petitioner's Agent or Attorney.

This Policy will be in effect from _ forward or until updates/revisions are necessary and approved by the Clinton County Board of Supervisors.

Dated this _____ day of _____ 2015

Chair, Clinton County Board of Supervisors

Clinton County Attorney (or Assistant)

CLINTON COUNTY 427.8 TAX SUSPENSION POLICIES AND PROCEDURES

MISSION STATEMENT

It is the belief of Clinton County that property tax suspensions under Iowa Code 427.8 to taxpayers of Clinton County should have specific eligibility guidelines as set forth by the Clinton County Board of Supervisors. This Policy has been developed with the interest of the residents of Clinton County and fulfills the duties imposed upon the county by Chapter 427 of the Code of Iowa.

PURPOSE

The purpose of this Policy is to provide temporary assistance to Clinton County property owners who meet eligibility guidelines so that they may maintain their homes. It is the expectation that this property tax suspension will allow the property owner an opportunity to examine his/her financial situation and plan ahead for how future property taxes will be paid.

DEFINITIONS

1. **Board of Supervisor's Designee:** Community Assistance Programs Director
2. **Earned Income:** income from employment wages, tips, bonus from an employer, etc.
3. **Gross Income:** the total amount of all household income, earned or unearned, from any source, or received by any person in the household, before allowable deductions are credited.
4. **Homestead:** (see Iowa Code Chapter 425.11 (3))
5. **Homestead Tax Credit:** Reduces the taxable value of the property. (see Iowa Code Chapter 425)
6. **Household Income:** all income *earned or unearned that is received by the petitioner, his/her spouse; and any children residing in the home under the age of 18. This shall include any monetary contributions made by any other related or unrelated individuals currently residing within the home.
7. **Household Members:** For individuals over the age of 18 – the individual's household is defined as that of the individual, the individual's spouse or significant other, any children, step-children, or wards under the age of 18 who are residing with the individual and any other relatives or unrelated individuals who reside with them and will benefit from the property tax suspension.
8. **Household Resources:** Liquid and non-liquid assets owned by a person that the person is not legally restricted from using for support and maintenance, and that could be converted to cash. Unless specifically exempt, all resources are considered countable. Liquid resources are assets that can be easily converted to cash such as checking and savings accounts. Non-liquid resources are assets that cannot be easily converted to cash such as homes or personal property.

9. **Notice of Decision:** written notice provided by the General Assistance Worker to the Applicant concerning his/her eligibility for assistance, type of assistance approved and the amount.
10. **Parcel:** each separate item shown on the tax list, manufactured or mobile home tax list, schedule of assessment, or schedule of rate or charge.
11. **Poverty Level:** The amount of household income as set by the U.S. Department Health and Human Services, effective with this plan's implementation date and reflective each year thereafter.
12. **Property owner or Owner:** the owner or owners of property, as shown by the transfer books in the office of the county auditor of the county in which the property is located.
13. **Special Assessment:** an unpaid special assessment certified in accordance to Iowa Code Chapter 384, division IV.
14. **Suspension:** deferring /delaying the collection of property taxes, special assessments, and notes or charges, including interest, fees and costs.
15. **Taxes:** an annual ad valorem tax, a special assessment, a drainage tax, a rate or a charge, and taxes on homes pursuant to chapter 435 and 445 which are collectible by the County Treasurer.
16. **Total Amount Due:** the aggregate total of all taxes, penalties, interest, costs and fees due on a parcel.
17. **Unearned Income** – income from state and/or federal programs such as FIP, SSI, SSDI, SS, VA benefits, child support, alimony, Food Stamps, etc.

PROCESS OF PETITIONING FOR A TAX SUSPENSION:

1. The individual shall contact the BOS Designee in the Community Assistance Programs Department (CAP) to petition for a tax suspension. The individual may complete an application at the CAP Department or one will be mailed to the individual to complete and return.
2. The BOS designee will review the petition and supporting documentation in order to determine eligibility.
3. The BOS designee will make a final decision on the petitioner's eligibility within 10 working days of the date of application and grant one of the following actions:
 - Provide a Resolution approving the 427.8 property tax suspension to the Clinton County BOS for their approval and authorization for the County Treasurer to make entry to the county records accordingly. A copy of the approved Resolution will be sent to the petitioner by regular mail; or
 - Provide the Petitioner with a written notice of decision by regular mail informing them that they are ineligible for a 427.8 property tax suspension and their right to appeal and the method to appeal.

ELIGIBILITY GUIDELINES:

For a petitioner to be considered for a tax suspension under IA Code 427.8 then he/she must meet the following established requirements:

1. Petitioner's gross yearly household income does not exceed \$22,011.00 or the state income level for property tax credit, whichever is greater, after allowable deductions or exceptions. (see below) and
2. Petitioner's household resources must be less than the amount of property taxes the petitioner is requesting be suspended.
3. Only property eligible for the homestead tax credit will be consider for tax suspension.
4. Petitioner must have filed for homestead credit on the property as well as for any other property tax credit that he/she may be eligible for such as the Iowa Disabled and Senior Citizens Property Tax Credit; the Iowa Military Exemption; etc...
5. Meets one of the following criteria:
 - a. Is 65 years of age or older; or
 - b. Is totally disabled, as shown by receipt of Social Security Disability Income (SSDI), other disability income or have a pending case; or
 - c. Have a medical condition that keeps them from currently being gainfully employed.
6. Provide any necessary documentation to support their petition for suspension of taxes. This may include but is not limited to:
 - Copy of last year's federal income tax return.
 - Verification of earned and/or unearned income if a tax return was not filed;
 - Copy of bank statements;
 - Doctor's statement dated no more than 30 days prior to the date of application that verifies a chronic medical condition that prevents the petitioner from being gainfully employed;
 - If applying due to a disability - Proof that the petitioner has applied for disability through the Social Security Administration

EXCEPTIONS:

The BOS Designee may recommend suspension of property taxes if the applicant does not meet the eligibility guidelines due to exceptional circumstances. Examples of exceptional circumstances:

- Verified medical expenses (i.e. out of pocket cost of medication, out of pocket cost of medical treatment or monthly health insurance premiums) that actually cause disposable income to fall below guidelines; or
- Verified emergency home repair expenses (i.e. roofing, sewer, water leak, etc) that actually caused disposable income to fall below guidelines.

EXEMPT RESOURCES:

- Burial lots and funeral trusts; persons applying for county assistance shall be required to provide proof of expense of burial lots or funeral trusts if greater than \$6,500.00 per individual or \$13,000.00 per couple;
- Trusts: If the beneficiary's access to the trust principal is restricted (i.e. if only the trustee can invade the principal), the principal shall not count as a resource to the beneficiary unless the trust states the money is to be used for maintenance or support of the individual. Changing an existing order in order to become eligible for county funding may render that person ineligible for County Assistance. The County will, in such case, still use the original trust to determine eligibility for funding. If a beneficiary has unrestricted access to the principal of the trust, it is counted as a resource.
- Term Life Insurance
- Whole Life Insurance. The verified cash value of a whole life insurance policy shall be counted toward a resource in the event the cash value of the policy exceeds \$1,500.00.

DENIAL REASONS:

1. Failing to comply with any or all of the above eligibility criteria.
2. Providing false information and/or documentation in order to qualify for the property tax suspension.
3. If he/she continues to live beyond his/her means (i.e. expenses are greater than income) from year to year with no plan to improve his/her financial situation.

CONFLICT OF INTEREST POLICY

The Clinton County BOS or their Designee shall make tax suspension authorization decisions. It is the intent of Clinton County that tax suspension authorization decisions shall not be made by any individual or organization that has a financial interest in the services or supports to be provided. In the event of such a conflict of interest, the conflict shall be fully disclosed to individuals and other stakeholders on the Notice of Decision.

CONFIDENTIALITY

Clinton County personnel performing actions identified in the Clinton County Tax Suspension Policy will comply with all applicable state and federal statutes relating to confidentiality. Training will be provided to all parties with access to confidential information to assure knowledge of such statutes. Authorized personnel having access to individual files are limited to the following:

- The person receiving services, or their legal representative. Legal representative shall include, but is not limited to, the parent of a minor or a court-appointed guardian;
- The Clinton County Board of Supervisors, staff of the Clinton County CAP Department, Clinton County Treasure and staff of the Clinton County Treasurer's Office and Clinton County Attorney;
- Other persons or agencies for which the person receiving services has signed a release of information giving consent;
- Legal guardian – person appointed by the court, charged with either limited or complete duties as ordered by the court.

LIMITATIONS

A person's right to confidentiality is not absolute. It may be superseded with the rights of others, particularly the rights of children, who are in need of protection and when maintaining confidentiality might cause serious harm to the client or to a third party. In questionable instances, the Clinton County Attorney's Office will be consulted to obtain further legal advice on the matter.

RECORD KEEPING

Records pertaining to clients are the property of the agency. Care should be taken to ensure the record keeping is done with the interest of the client as the primary concern.

RECORD MAINTANCE AND DESTRUCTION

Individual records are considered confidential and should be kept in file cabinets designated for this purpose, unless being used by an authorized individual. For security reasons client records must be returned to the designated file cabinets by the end of the business day, or shift, in the case of 24- hour operations. Client information on PC terminals and printers shall be kept in secure areas and not left unattended in areas accessible to unauthorized individuals.

Client records shall be maintained a minimum of five years following the date of the petitioner's last application for 427.8 property tax suspension. All personal information pertaining to clients shall be shredded before placement in common disposal receptacles or if on disc destroyed. Client confidentiality shall be maintained in client record destruction. If Clinton County Community Supports Department or any program within Clinton County Community Supports Department should cease to function, client records shall be transferred to the new provider with appropriate releases signed, or the records shall be destroyed as above, depending upon the circumstances.

CLIENT ACCESS TO RECORDS

A current or past petitioner may, upon written request, inspect his/her own record in the provider agency's office in the presence of staff assigned to the case. An appropriate

person designated in writing, such as the petitioner's attorney, guardian, guardian ad litem, or other acceptable person may accompany petitioner at the examination. Copies of information or reports generated by our office may be provided, upon written request, at the individual's own expense.

FAXING CONFIDENTIAL INFORMATION

Confidential information transmitted via the fax should be limited to only what is necessary to meet the requestor's needs. Special access policies and procedures will apply to faxing of client information including the following:

- Secure written Consent to Release Information. Consent to Release Information transmitted via fax is acceptable if all the requirements are met.
- Telephone confirmation should be used to verify transmissions. Confidential medical information should be faxed only to monitored machines, and operators should call ahead to alert the recipient that a confidential fax transmission is being sent. Verify fax number to ensure proper transmittal
- All faxed information must have a cover sheet with sender and receiving facility clearly listed. Approved confidentiality statement must be on the cover sheet of all faxed information as follows:

CONFIDENTIALITY NOTICE: The information contained in this fax is confidential and intended **ONLY** for the designated recipient. If the reader of the transmittal page is not the intended recipient or a representative of the intended recipient, you are hereby notified that review, dissemination, distribution, or copying of this information is forbidden. If you have received this fax in error, please notify the sender immediately by telephone and return the original by mail to the below address. Thank you.

- Faxed documents may be accepted as original and placed in the record.

APPEAL PROCESS

A Petitioner who is determined ineligible for a 427.8 Property Tax Suspension has the right to appeal such decision. The Notice of Decision provided to the Petitioner shall advise Petitioner as to the form and method of Appeal. The Petitioner is responsible to pursue the appeal on his/her own or with the assistance of any person, agent or attorney of his/her choice and at his/her own expense.

The Appeal must be submitted in writing to the Community Assistance Programs Department within ten (10) working days of the date on the Notice of Decision. The Appeal shall state the Petitioner's full name, current address, parcel number and address of the parcel if different from his/her residence; telephone number (if any) and the reason(s) for the Appeal.

Upon receipt of the Appeal, the BOS Designee shall be responsible to immediately notify the Board of Supervisors. The Appeal shall be placed on the Supervisors' regular agenda for review/hearing no less than five (5) and no more than ten (10) working days after the Supervisors have been notified of the Appeal.

The Petitioner shall be notified immediately by phone, if possible, or by ordinary mail at the address stated on the Appeal, of the date, time and place of the hearing before the Board of Supervisors. The Petitioner and any person, agent or attorney may, upon written authorization, be granted access to the information contained in the Petitioner's file, which was used to make the decision.

The Board of Supervisors shall be responsible to hear Petitioner's Appeal de novo at the time scheduled on the agenda. If Petitioner requests a continuance, said request must be in writing and received by the Board of Supervisors prior to the date and time of hearing, stating the reasons a continuance is needed. If Board has determined that Petitioner has shown good cause for the need of a continuance, said continuance may be granted and Petitioner will be notified of the new date, time and place of the Appeal hearing.

The Petitioner may be physically present at the Appeal hearing if he/she chooses, and may present whatever evidence, verbal or written, necessary to support the basis for his/her Appeal. Witnesses may present verbal testimony and cross-examination shall be allowed. Technical rules of evidence shall not apply. Length of time of hearing shall be determined by the Board of Supervisors based upon the amount of evidence and number of witnesses to testify.

The Appeal Hearing may be held in Closed Session at the request of the Petitioner, the Board of Supervisors or the BOS Designee, if required according to IA Code Ch. 21. Petitioner's file, including confidential information, will be submitted into evidence. The Board may question the Petitioner, BOS Designee and any witnesses present at the hearing. The hearing shall be tape-recorded and the recording of the hearing shall be sealed and shall not be considered a public record open for public inspection if required by Iowa Code Ch. 22 or other state or federal law.

The Board of Supervisors shall deliberate on the Appeal in **closed session if required according to IA Code Ch. 21.**

The Board shall make a decision on the Appeal Hearing within five (5) working days. The Board's decision shall be based on all evidence and testimony submitted to the Board at the Appeal Hearing. The Petitioner shall be informed of the Board's decision immediately by phone (if possible) or by regular mail within five (5) working days of the date the Board reaches a decision. The Notice of Decision shall state the reasons for the decision along with any statute or ordinance used to govern the decision. The decision shall also state the Petitioner's right to appeal the Board's decision to the District Court. The process to appeal to District Court is governed by the Iowa Administrative Procedures Act, Chapter 17A, Code of Iowa, and the pursuit of this method is the sole responsibility of the Petitioner, Petitioner's Agent or Attorney.

This Policy will be in effect from _ forward or until updates/revisions are necessary and approved by the Clinton County Board of Supervisors.

Dated this _____ day of _____ 2015

Chair, Clinton County Board of Supervisors

Clinton County Attorney (or Assistant)

427.8 Property Tax Suspension Yearly Income Guidelines for 2015

HOUSEHOLD SIZE	YEARLY	MONTHLY
	100% FPL	100% FPL
1	\$11,770.00	\$981.00
2	\$15,930.00	\$1,328.00
3	\$20,090.00	\$1,674.00
4	\$24,250.00	\$2021.00
5	\$28,410.00	\$2368.00
6	\$32,570.00	\$ 2714.00
7	\$36,730.00	\$3061.00
8	\$40,890.00	\$3408.00
	*For families / households with more than 8 persons, add \$4,160.00 for each individual person. Information from ASPE.hhs.gov	

July 27, 2015

RESOLUTION # 2015 - _____

WHEREAS: The Clinton County Board of Supervisors has considered all bids for Tuck Pointing and cleaning the outside stone at the Clinton County Court House: and

WHEREAS: the bids received are as follows:

TNT Tuck Pointing	\$90,000.00 plus lift
Janssen Waterproofing	\$98,632.00 plus Alternate #1 \$1140.00
Fred Jackson Tuck Pointing	\$135,755.00

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the proposal be approved for **Janssen Waterproofing for the amount of \$99,772.00** recommended by the Building Maintenance Manager Corey Johnson.

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

ROLL CALL:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson

ATTEST:

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

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

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

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Liquor license approval – Our Lady of the Prairie Retreat
- Tax suspension request policy change
- Personnel resignation – Communications
- Mobile home tax adjustments
- Set a public hearing for a proposed easement for Alliant Pipeline to place a pipeline across the Ben Martinsen Wildlife Area.

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Public Hearing with possible action to follow
Public comment is welcome on a proposed a subdivision application from Patrick Hartung and the Gerald Hartung Children’s Foundation

9:35 a.m. Public Hearing with possible action to follow
Public comment is welcome on a proposed text amendment to the Clinton County Zoning Ordinance addressing side-yard setback requirements

9:40 a.m. Public Hearing with possible action to follow
Public comment is welcome on a proposed zoning map change from A-1 to R-1 in DeWitt Township

9:50 a.m. Discussion with possible action
The Board of Supervisors will consider materials to be used for the roof replacement at the County Courthouse.

9:55 a.m. Discussion with possible action
The Board of Supervisors will receive an update on the Administration Building parking lot improvement project and consider setting a date for a public hearing to prepare to bid the project.

August 3, 2015

RESOLUTION 2015-_____

BE IT RESOLVED by the Clinton County Board of Supervisors that Johanna Rickl, d/b/a Our Lady of the Prairie Retreat, will electronically file an application for liquor license number BW_V_60646 with an endorsement for Class B Native Wine Permit, Outdoor Service and Sunday Sales, effective August 23, 2015. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

**CLINTON COUNTY
427.8 TAX SUSPENSION
POLICIES AND PROCEDURES**

MISSION STATEMENT

It is the belief of Clinton County that property tax suspensions under Iowa Code 427.8 to taxpayers of Clinton County should have specific eligibility guidelines as set forth by the Clinton County Board of Supervisors. This Policy has been developed with the interest of the residents of Clinton County and fulfills the duties imposed upon the county by Chapter 427 of the Code of Iowa.

PURPOSE

The purpose of this Policy is to provide temporary assistance to Clinton County property owners who meet eligibility guidelines so that they may maintain their homes. It is the expectation that this property tax suspension will allow the property owner an opportunity to examine his/her financial situation and plan ahead for how future property taxes will be paid.

DEFINITIONS

1. **Board of Supervisor's Designee:** Community Assistance Programs Director
2. **Earned Income:** income from employment wages, tips, bonus from an employer, etc.
3. **Gross Income:** the total amount of all household income, earned or unearned, from any source, or received by any person in the household, before allowable deductions are credited.
4. **Homestead:** (see Iowa Code Chapter 425.11 (3))
5. **Homestead Tax Credit:** Reduces the taxable value of the property. (see Iowa Code Chapter 425)
6. **Household Income:** All income earned or unearned that is received by the petitioner, his/her spouse; and any children residing in the home under the age of 18. This shall include any monetary contributions made by any other related or unrelated individuals currently residing within the home.
7. **Household Members:** The Applicant, the applicant's spouse or significant other, any children, step-children, or wards under the age of 18 who are residing with the applicant. Additionally any other relatives or unrelated individuals who reside with the applicant and who share meals, living space, etc.
8. **Household Resources:** Liquid and non-liquid assets owned by a person that the person is not legally restricted from using for support and maintenance, and that could be converted to cash. Unless specifically exempt, all resources are considered countable. Liquid resources are assets that can be easily converted to cash such as checking and savings accounts. Non-liquid resources are assets that cannot be easily converted to cash such as homes or personal property.

9. **Notice of Decision:** written notice provided by the General Assistance Worker to the Applicant concerning his/her eligibility for assistance, type of assistance approved and the amount.
10. **Parcel:** each separate item shown on the tax list, manufactured or mobile home tax list, schedule of assessment, or schedule of rate or charge.
11. **Poverty Level:** The amount of household income as set by the U.S. Department Health and Human Services, effective with this plan's implementation date and reflective each year thereafter.
12. **Property owner or Owner:** the owner or owners of property, as shown by the transfer books in the office of the county auditor of the county in which the property is located.
13. **Special Assessment:** an unpaid special assessment certified in accordance to Iowa Code Chapter 384, division IV.
14. **Suspension:** deferring /delaying the collection of property taxes, special assessments, and notes or charges, including interest, fees and costs.
15. **Taxes:** an annual ad valorem tax, a special assessment, a drainage tax, a rate or a charge, and taxes on homes pursuant to chapter 435 and 445 which are collectible by the County Treasurer.
16. **Total Amount Due:** the aggregate total of all taxes, penalties, interest, costs and fees due on a parcel.
17. **Unearned Income** – income from state and/or federal programs such as FIP, SSI, SSDI, SS, VA benefits, child support, alimony, Food Stamps, etc.

PROCESS OF PETITIONING FOR A TAX SUSPENSION:

1. The individual shall contact the BOS Designee in the Community Assistance Programs Department (CAP) to petition for a tax suspension. The individual may complete an application at the CAP Department or one will be mailed to the individual to complete and return.
2. The BOS designee will review the petition and supporting documentation in order to determine eligibility.
3. The BOS designee will make a final decision on the petitioner's eligibility within 10 working days of the date of application and grant one of the following actions:
 - Provide a Resolution approving the 427.8 property tax suspension to the Clinton County BOS for their approval and authorization for the County Treasurer to make entry to the county records accordingly. A copy of the approved Resolution will be sent to the petitioner by regular mail; or
 - Provide the Petitioner with a written notice of decision by regular mail informing them that they are ineligible for a 427.8 property tax suspension and their right to appeal and the method to appeal.

ELIGIBILITY GUIDELINES:

For a petitioner to be considered for a tax suspension under IA Code 427.8 then he/she must meet the following established requirements:

1. Petitioner's gross yearly household income does not exceed \$22,011.00 or the state income level for property tax credit, whichever is greater and,
2. Petitioner's household resources must be less than the amount of property taxes the petitioner is requesting be suspended and,
3. Only property eligible for the homestead tax credit will be consider for tax suspension and,
4. Petitioner must have filed for homestead credit on the property as well as for any other property tax credit that he/she may be eligible for such as the Iowa Disabled and Senior Citizens Property Tax Credit; the Iowa Military Exemption; etc., and
5. Petitioner meets one of the following criteria:
 - a. Is 65 years of age or older; or
 - b. Is totally disabled, as shown by receipt of Social Security Disability Income (SSDI), other disability income or have a pending case; or
 - c. Has a medical condition that keeps them from currently being gainfully employed.
6. Provide any necessary documentation to support their petition for suspension of taxes. This may include but is not limited to:
 - Copy of last year's federal income tax return.
 - Verification of earned and/or unearned income if a tax return was not filed;
 - Copy of bank statements;
 - Doctor's statement dated no more than 30 days prior to the date of application that verifies a chronic medical condition that prevents the petitioner from being gainfully employed;
 - If applying due to a disability - Proof that the petitioner has applied for disability through the Social Security Administration

ALLOWABLE INCOME/RESOURCE DEDUCTIONS:

- Verified medical expenses (i.e. out of pocket cost of medication or out of pocket medical treatment) paid within the prior twelve months or ongoing medical bills that will be incurred due to a verified chronic medical condition shall be an allowable deduction to be considered when an individual has an earned income;
- Monthly Premiums for Medicare; MEPD, IA Market Place or private health care insurance.

EXEMPT RESOURCES:

- Burial lots and funeral trusts; persons applying for county assistance shall be required to provide proof of expense of burial lots or funeral trusts if greater than \$6,500.00 per individual or \$13,000.00 per couple;
- Trusts: If the beneficiary's access to the trust principal is restricted (i.e. if only the trustee can invade the principal), the principal shall not count as a resource to the beneficiary unless the trust states the money is to be used for

maintenance or support of the individual. Changing an existing order in order to become eligible for county funding may render that person ineligible for County Assistance. The County will, in such case, still use the original trust to determine eligibility for funding. If a beneficiary has unrestricted access to the principal of the trust, it is counted as a resource.

- Term Life Insurance
- Whole Life Insurance. The verified cash value of a whole life insurance policy shall be counted toward a resource in the event the cash value of the policy exceeds \$1,500.00.

DENIAL REASONS:

1. Failing to comply with any or all of the above eligibility criteria.
2. Providing false information and/or documentation in order to qualify for the property tax suspension.
3. If he/she continues to live beyond his/her means (i.e. expenses are greater than income) from year to year with no plan to improve his/her financial situation.

CONFLICT OF INTEREST POLICY

The Clinton County BOS or their Designee shall make tax suspension authorization decisions. It is the intent of Clinton County that tax suspension authorization decisions shall not be made by any individual or organization that has a financial interest in the services or supports to be provided. In the event of such a conflict of interest, the conflict shall be fully disclosed to individuals and other stakeholders on the Notice of Decision.

CONFIDENTIALITY

Clinton County personnel performing actions identified in the Clinton County Tax Suspension Policy will comply with all applicable state and federal statutes relating to confidentiality. Training will be provided to all parties with access to confidential information to assure knowledge of such statutes. Authorized personnel having access to individual files are limited to the following:

- The person receiving services, or their legal representative. Legal representative shall include, but is not limited to, the parent of a minor or a court-appointed guardian;
- The Clinton County Board of Supervisors, staff of the Clinton County CAP Department, Clinton County Treasure and staff of the Clinton County Treasurer's Office and Clinton County Attorney;
- Other persons or agencies for which the person receiving services has signed a release of information giving consent;
- Legal guardian – person appointed by the court, charged with either limited or complete duties as ordered by the court.

LIMITATIONS

A person's right to confidentiality is not absolute. It may be superseded with the rights of others, particularly the rights of children, who are in need of protection and when maintaining confidentiality might cause serious harm to the client or to a third party. In questionable instances, the Clinton County Attorney's Office will be consulted to obtain further legal advice on the matter.

RECORD KEEPING

Records pertaining to clients are the property of the agency. Care should be taken to ensure the record keeping is done with the interest of the client as the primary concern.

RECORD MAINTANCE AND DESTRUCTION

Individual records are considered confidential and should be kept in file cabinets designated for this purpose, unless being used by an authorized individual. For security reasons client records must be returned to the designated file cabinets by the end of the business day, or shift, in the case of 24- hour operations. Client information on PC terminals and printers shall be kept in secure areas and not left unattended in areas accessible to unauthorized individuals.

Client records shall be maintained a minimum of five years following the date of the petitioner's last application for 427.8 property tax suspension. All personal information pertaining to clients shall be shredded before placement in common disposal receptacles or if on disc destroyed. Client confidentiality shall be maintained in client record destruction. If Clinton County Community Supports Department or any program within Clinton County Community Supports Department should cease to function, client records shall be transferred to the new provider with appropriate releases signed, or the records shall be destroyed as above, depending upon the circumstances.

CLIENT ACCESS TO RECORDS

A current or past petitioner may, upon written request, inspect his/her own record in the provider agency's office in the presence of staff assigned to the case. An appropriate person designated in writing, such as the petitioner's attorney, guardian, guardian ad litem, or other acceptable person may accompany petitioner at the examination. Copies of information or reports generated by our office may be provided, upon written request, at the individual's own expense.

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Confidential information transmitted via the fax should be limited to only what is necessary to meet the requestor's needs. Special access policies and procedures will apply to faxing of client information including the following:

- Secure written Consent to Release Information. Consent to Release Information transmitted via fax is acceptable if all the requirements are met.
- Telephone confirmation should be used to verify transmissions. Confidential medical information should be faxed only to monitored machines, and operators should call ahead to alert the recipient that a confidential fax transmission is being sent. Verify fax number to ensure proper transmittal
- All faxed information must have a cover sheet with sender and receiving facility clearly listed. Approved confidentiality statement must be on the cover sheet of all faxed information as follows:

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- Faxed documents may be accepted as original and placed in the record.

APPEAL PROCESS

A Petitioner who is determined ineligible for a 427.8 Property Tax Suspension has the right to appeal such decision. The Notice of Decision provided to the Petitioner shall advise Petitioner as to the form and method of Appeal. The Petitioner is responsible to pursue the appeal on his/her own or with the assistance of any person, agent or attorney of his/her choice and at his/her own expense.

The Appeal must be submitted in writing to the Community Assistance Programs Department within ten (10) working days of the date on the Notice of Decision. The Appeal shall state the Petitioner's full name, current address, parcel number and address of the parcel if different from his/her residence; telephone number (if any) and the reason(s) for the Appeal.

Upon receipt of the Appeal, the BOS Designee shall be responsible to immediately notify the Board of Supervisors. The Appeal shall be placed on the Supervisors' regular agenda for review/hearing no less than five (5) and no more than ten (10) working days after the Supervisors have been notified of the Appeal.

The Petitioner shall be notified immediately by phone, if possible, or by ordinary mail at the address stated on the Appeal, of the date, time and place of the hearing before the Board of Supervisors. The Petitioner and any person, agent or attorney may, upon written authorization, be granted access to the information contained in the Petitioner's file, which was used to make the decision.

The Board of Supervisors shall be responsible to hear Petitioner's Appeal de novo at the time scheduled on the agenda. If Petitioner requests a continuance, said request must be in writing and received by the Board of Supervisors prior to the date and time of hearing, stating the reasons a continuance is needed. If Board has determined that Petitioner has shown good cause for the need of a continuance, said continuance may be granted and Petitioner will be notified of the new date, time and place of the Appeal hearing.

The Petitioner may be physically present at the Appeal hearing if he/she chooses, and may present whatever evidence, verbal or written, necessary to support the basis for his/her Appeal. Witnesses may present verbal testimony and cross-examination shall be allowed. Technical rules of evidence shall not apply. Length of time of hearing shall be determined by the Board of Supervisors based upon the amount of evidence and number of witnesses to testify.

The Appeal Hearing may be held in Closed Session at the request of the Petitioner, the Board of Supervisors or the BOS Designee, if required according to IA Code Ch. 21. Petitioner's file, including confidential information, will be submitted into evidence. The Board may question the Petitioner, BOS Designee and any witnesses present at the hearing. The hearing shall be tape-recorded and the recording of the hearing shall be sealed and shall not be considered a public record open for public inspection if required by Iowa Code Ch. 22 or other state or federal law.

The Board of Supervisors shall deliberate on the Appeal in **closed session if required according to IA Code Ch. 21.**

The Board shall make a decision on the Appeal Hearing within five (5) working days. The Board's decision shall be based on all evidence and testimony submitted to the Board at the Appeal Hearing. The Petitioner shall be informed of the Board's decision immediately by phone (if possible) or by regular mail within five (5) working days of the date the Board reaches a decision. The Notice of Decision shall state the reasons for the decision along with any statute or ordinance used to govern the decision.

This Policy will be in effect from _____ forward or until updates/revisions are necessary and approved by the Clinton County Board of Supervisors.

Dated this _____ day of _____ 2015

Chair, Clinton County Board of Supervisors

Clinton County Attorney (or Assistant)

Resolution #2015-

WHEREAS, Clinton County currently has a 427.8 Property Tax Suspension Policy.

WHEREAS, the Clinton County Board of Supervisors wishes to revise the 427.8 Property Tax Suspension Policy with respect to the eligibility guidelines.

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the current 427.8 Property Tax Suspension Policy be replaced with the revised 427.8 Property Tax Suspension Policy and the Chairperson be and is hereby authorized to sign the 427.8 Property Tax Suspension Policy, dated July 27, 2015 on behalf of Clinton County

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

August 3, 2015

RESOLUTION 2015-_____

WHEREAS, the Clinton County Communications has accepted the resignation of Nathan Petersen, as a Lead Operator.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks on the Emergency Management Services Fund, Communications, to Nathan Petersen after accrued benefits are paid effective after his last day of employment on July 25, 2015.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Resolution # 2015-

Whereas, the following mobile homes are subject to adjustment in accordance with the code of Iowa section 435.23 for taxation by Clinton county:

Royal Pines Village	Vin-CWP015190TN	Dist # 0780	Trailer rented	\$126.00
Royal Pines Village	Vin-06L29511	Dist # 0780	Trailer rented	\$ 24.00

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the additional pro-rated tax due.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

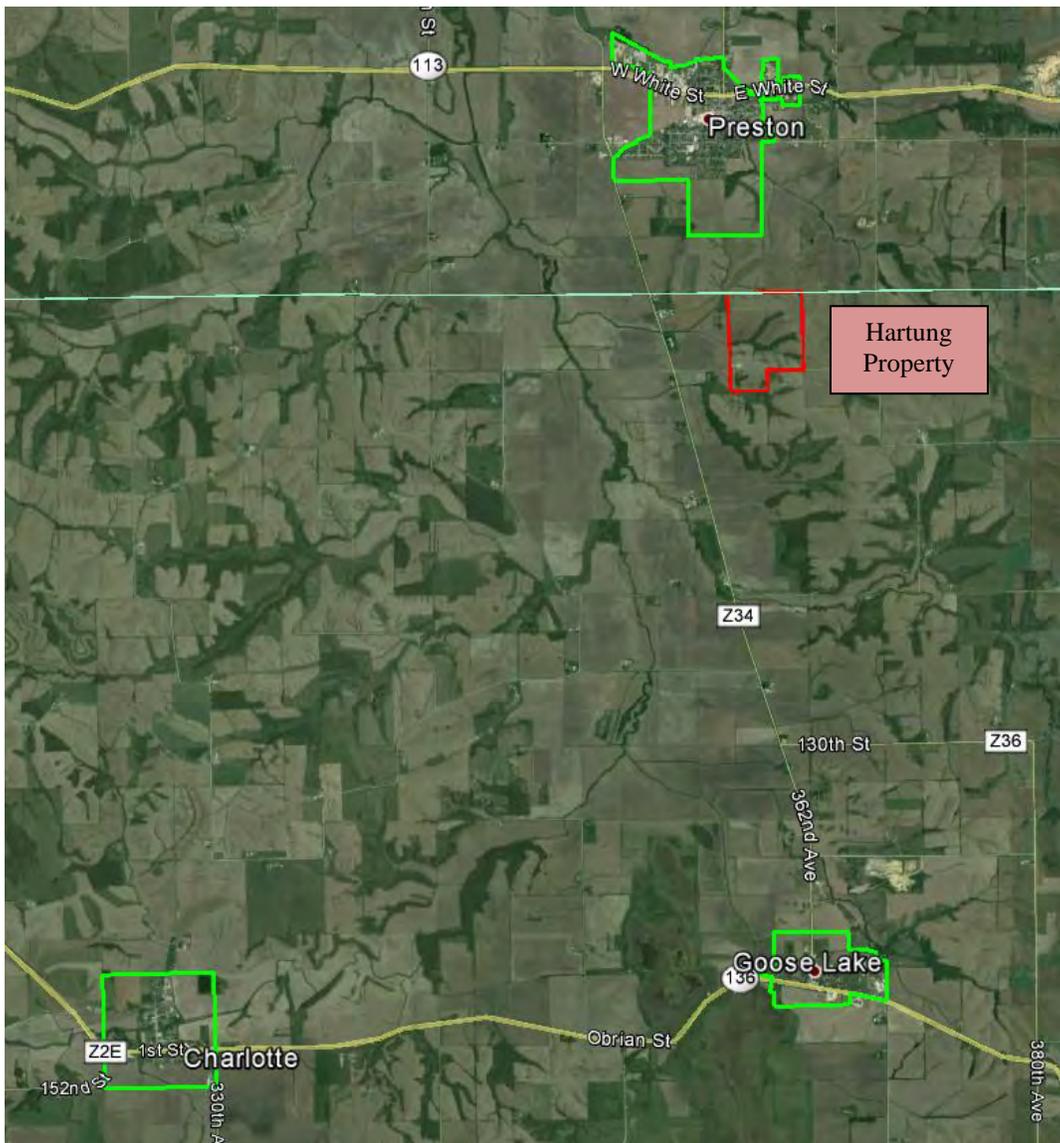
Eric Van Lancker, County Auditor

STAFF REPORT

DATE: August 3, 2015
TO: Clinton County Board of Supervisors
FROM: Clinton County Planning and Zoning Office
Nate Mueller
RE: Application 3876 of Patrick Hartung & Susan Hartung as Trustee for the Gerald Hartung Children’s Trust, requesting approval of an application to create a 3-lot Minor Subdivision to be known as Hartung Farm Subdivision.

Location

The proposed subdivision is located in the SW ¼ of the NW ¼ and the NW ¼ of the SW ¼ of Section 4 Township 83 North, Range 5 East of the 5th P.M. in Clinton County, Iowa. This is a 3-lot subdivision consisting of 24.39 acres located on both sides of 105th Street approximately 2 miles south of Preston in Deep Creek Township.



Proposed lots for Hartung Farm Subdivision:



Background and Details

The purpose of this subdivision application is to split an existing home and cattle buildings onto 2 new lots – Lot 1 will contain the existing cattle buildings and be used as an agricultural lot. Lot 2 will contain the existing home and will be used as a non-farm lot. Lot 3 will contain the remaining ground which will remain in production. There are no existing buildings on proposed lot 3.

There are 2 residences within a ¼ mile and 5 within ½ mile. The site is currently zoned A-1 and is primarily crop ground except for the existing buildings and timber cover. The new residential use will have agricultural uses on all sides, including the established cattle barns across the road. To help minimize future conflict between the cattle operation and the non-farm residence, ***Staff recommends that the applicants be required to record an Ag-Warning Notice with the plat proceeding as a condition of approval.***

Details of the Proposal:

The regular bulk standards, normally permitted uses, and special exception uses from the A-1 Zoning District of the Clinton County Zoning Ordinance will apply to all lots in the proposed subdivision:

Lot size/	<u>Lot 1</u> – 2.88 acres – Agricultural – Lot will contain the existing cattle buildings
Anticipated Use	<u>Lot 2</u> – 2.21 acres – Residential — Lot will contain the existing home <u>Lot 3</u> – 19.30 acres – Agricultural – Ground will remain in ag production
Front setback	50 feet
Side setback	15 feet
Rear setback	40 feet
Building Height - max	35 feet or 2 ½ stories
Density Allowed	1 lot per 40 acres - the applicant’s attorney has submitted an acceptable Agricultural Easement to allow for the increased density in this A-1 district.

County Engineer’s Review of Proposed Driveway Access

All accesses currently exist. Any new accesses onto County roads are subject to permitting and review by the County Secondary Roads Department. Final location and design requirements of any new access will be determined at the time of permitting. New driveways must meet separation and site distance requirements.

County Health Department Review of Well and Septic System Suitability

With an existing system and a parcel size of 2.21 acres, the County Health Department does not foresee any problems developing adequate wastewater facilities on proposed Lot 2 *subject to review of a soil analysis or percolation test.* There is no new well or septic systems planned for Lots 1 or 3. Any new or replacement wells or wastewater treatment systems installed on any lot in the future are subject to permitting and review by the County Health Department. Final wastewater suitability and design will be determined at the time of permitting.

Planning & Zoning Commission Recommendation

The Zoning Commission held a Public meeting on July 9th, 2015 in DeWitt. After taking public comment and reviewing the application, the Commission voted 5 – 0 to recommend approval of this application ***subject to the condition that an Ag-Warning notice prepared by Planning & Zoning staff be recorded with the final plat proceeding.***

Review of Preliminary Plat Subdivision Criteria (2.2.3.D) for Drake's Run Subdivision

- 1. The application conforms with environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal.**

An acceptable soil analysis or percolation test will be required before any septic systems can be constructed or reconstructed in this subdivision. New septic systems are subject to County Health Department approval and permitting and applicants are strongly encouraged to work closely with the County Sanitarian to make sure preliminary designs meet all applicable State and County regulations.

- 2. The applicant has shown the availability of water which meets applicable health standards and is sufficient for the reasonable foreseeable needs of the subdivision.**

Any new wells or connections to existing wells are subject to County Health Department approval and permitting. All lots within this subdivision must share a water supply unless granted a variance by this Commission.

- 3. The site is served, or will be served at the time of development, with all necessary public utilities, including, but not limited to electric and telephone service.**

Utility Services are available at this location. Electrical Service is provided by Eastern Light & Power. Telephone service, if needed, is provided by Windstream.

- 4. The site is located in an area of the County that is appropriate for proposed development activity and which will not contribute to the need for inefficient extensions and expansions of public facilities, utilities and services.**

All lots will have direct access onto 105th Street which is a gravel-surface County road. Lots 1 and 2 have existing driveways, and Lot 3 has an existing field access. The applicant has indicated that they do not plan to install any new driveways at this time. No extension of public utilities is required for development on this site.

- 5. The applicant has shown the availability and accessibility of public services such as schools, public safety and fire protection.**

This subdivision is located in the Northeast School District. Fire protection will be provided by the Preston Volunteer Fire Department which is located within 2 miles. Police protection is provided by the Clinton County Sheriff's Department.

- 6. The site represents an overall development pattern that is consistent with the goals and policies on the Master Plan, the Capital Improvements Program, and any other applicable planning documents adopted by the County.**

This development is in an area designated Agricultural on the Future Land Use Map, which allows for limited development of this type. The proposed non-farm lot is located in an area that is not actively farmed due to the residence and timber. The applicants have submitted an acceptable Agricultural Easement to allow for the increased density in the A-1 district. No infrastructure improvements are required for this development. To help minimize future conflict between the cattle operation and the non-farm residence, *the applicants should be required to record an Ag-Warning Notice prepared by Planning & Zoning staff with the plat proceeding as a condition of approval.*

7. The site and application conform to all applicable provisions of these regulations.

The proper application procedures have been followed for this application.

The site is zoned A-1, which allows 1 dwelling unit per 40 acres. The applicants have submitted an acceptable Agricultural Easement to allow for the increased density in the A-1 district.

The Corn Suitability Ratings for Lot 2 are not factored in as the site contains existing buildings and timber. As such, this lot and its uses are within the limits set forth in the Zoning Ordinance. Lots 1 and 3 will remain a 'farm lots' primarily adapted for ag use so CSR values for these lots are not factored into the approval.

8. The application considers the effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision.

105th Street is a gravel-surface road which had a traffic count of 60 VPD in the most recent DOT study (2010). There is excess capacity for additional traffic on this road sufficient to handle any increased volume, which should be minimal as all structures and uses are existing.

9. The Preliminary Plat shows the location, spacing and design of proposed streets, curb cuts and intersections, all of which are consistent with good traffic engineering design principles.

No new streets are proposed in this subdivision.

10. Each lot in the map of a residential development has adequate and safe access to/from a local street. If lot access is to/from a collector or arterial street, the Planning and Zoning Commission shall expressly find that such access is safe and that no other lot access or subdivision configuration is feasible.

Development on any of the proposed lots will have adequate and safe access to 105th Street, which is a gravel-surface minor collector road. If the property owners wish to establish a new access they will have to meet driveway separation distances as well as Secondary Roads site distance, design, and permitting requirements.

11. The site contains a parcel, lot and land subdivision layout that is consistent with the Zoning Ordinance, good land planning and site engineering design principles.

The lot design for this subdivision meets the requirements of the ordinance and reflects good land planning and site engineering principles.

12. The site will be laid out and developed in a manner that is sensitive to environmental features and/or characteristics of the tract or parcel including, but not limited to, topography, slope, soils geology, hydrology, floodplains, wetlands, vegetation and trees.

The site is primarily crop ground with a few stands of trees. No crop ground will be removed from production as all uses are existing. There is no mapped floodplain on the property and there are no extreme slopes, topography, soil geology, or wetlands to consider on either lot.

13. The applicant agrees to dedicate and improve land, right-of-way and easements, as may be determined to be needed to effectuate the purposes of these regulations and the standards and requirements incorporated herein.

No dedications of land or rights-of-way are required for this subdivision.

Staff Recommendation

Planning & Zoning staff recommends approval of this Subdivision subject to the applicants agreeing to record an Ag-warning notice prepared by Planning & Zoning staff with the final plat proceeding.

STAFF REPORT

DATE: August 3, 2015
TO: Clinton County Board of Supervisors
FROM: Clinton County Planning and Zoning Office
Nate Mueller
RE: An Ordinance Amending the Clinton County Zoning Ordinance to update the required side-yard setback for accessory structures.

Background

The Clinton County Zoning and Subdivision Ordinances currently require that new or substantial re-constructed structures meet the required side-yard setback – currently 15 feet in all zoning districts except Urban Residential (R-2) where the requirement is 10 feet.

The proposed amendments to the Zoning Ordinance would add a side-yard setback reduction to match the existing rear-yard setback reduction for accessory structures in all zoning districts. The change would allow a reduced setback of 5 feet on all sides except the front. This change would allow property owners more flexibility and fewer delays in developing their property and also reduce the burden and cost on Zoning staff and the Board of Adjustment by reducing the number of variance cases brought for public hearing. This change would also bring Clinton County more in line with development regulations of surrounding counties that already allow reduced setback requirements for accessory structures.

Proposed Amendments

Subsection 4.2.1 of the Clinton County Zoning Ordinance is hereby amended by deleting subsection 4.2.1.A in its entirety and replacing it with the following:

- A. Accessory Structures.** No accessory building shall be erected in any required front setback area and no separate accessory buildings shall be erected within five (5) feet of the rear yard or side yard lot line. Accessory buildings shall not occupy more than thirty (30) percent of the rear or side yard. Accessory buildings located closer than ten (10) feet to a principal structure shall be considered part of the principal structure.
1. In a residential or agricultural zoning district an accessory building or structure is a subordinate or incidental structure, attached to or detached from the principal building, which is not used for commercial purposes except as provided for home occupations or farm use.
 2. In non-residential zoning districts an accessory building or structure is a subordinate building or structure, the use of which is secondary to and supportive of the principal building.
 3. All non-agricultural structures are subject to the bufferyard requirements found in Chapter VII of this Ordinance.

Planning & Zoning Commission Recommendation

The Zoning Commission held a Public meeting on July 9th, 2015 in DeWitt. After taking public comment and reviewing the application, the Commission voted 5 – 0 to recommend approval of this ordinance amendment.

Review of Text Amendment Criteria (9.3.2.B.7) for an Ordinance Amendment updating side-yard setback requirements for accessory structures.

Clinton County Zoning Ordinance section 9.3.2.B.7: “When a proposed amendment would result in a change in the text of this ordinance but would not result in a change of the zoning map, the recommendation of the Planning & Zoning Commission shall describe:”

a. Whether such a change is consistent with the intent and purpose of this ordinance and the goals and policies of the Master Plan.

According to the Master Plan, the intent of the setback requirements is to help preserve open space and prevent conflicts between adjoining land uses. Unless located in a subdivision, most non-farm development in the county is a single lot surrounded by fields or timber – allowing a reduced setback between a structure and a corn field does not threaten or impact the open space of either property owner. In more dense development situations such as rural subdivisions, setbacks are often addressed in covenants or Homeowner’s Association documents and the self-imposed restrictions go beyond the County minimums. County staff has not seen any issues arise because of the reduced rear-yard setback requirements, and does not anticipate any issues arising from adopting a reduced side-yard setback requirement.

b. Whether the change is a result of an error or omission in the original text.

It is unknown at this time whether the omission of a side-yard setback reduction was an error or an intentional decision at the time of adoption of the Ordinance. The inclusion of a rear-yard setback reduction would suggest that reduced setbacks were not against the intent of the Board at the time of adoption. Based on the practices of most other counties in the state, Planning & Zoning staff recommends that the Ordinance be updated to include a side yard setback reduction for accessory structures.

c. The areas that are most likely to be directly affected by such change and the likely effects.

Because this change will impact all applications for building development it will affect all areas of the county equally and in a uniform way.

d. The changes in physical, social, or economic conditions or development practices that justify the proposed change.

Clinton County has many lots of record that are well below the 2-acre minimum lot size. The placement of existing houses, outbuildings, and septic systems on these smaller lots, in addition to natural barriers to development such as timber cover, steep slopes, and/or flood plain, does not always leave adequate room to site new structures without protruding into required setbacks. The development and redevelopment of these lots has presented challenges to property owners which have been addressed by the Board of Adjustment through the variance process.

Most other counties around the state have addressed this by allowing reduced side- and rear-yard setbacks for accessory structures. The Board of Supervisors acknowledged this issue when they allowed a reduced rear-yard setback when the Zoning Ordinance was adopted in 1999.

Staff Recommendation

Planning & Zoning staff recommends approval of this Ordinance Amendment.

STAFF REPORT

DATE: August 3, 2015

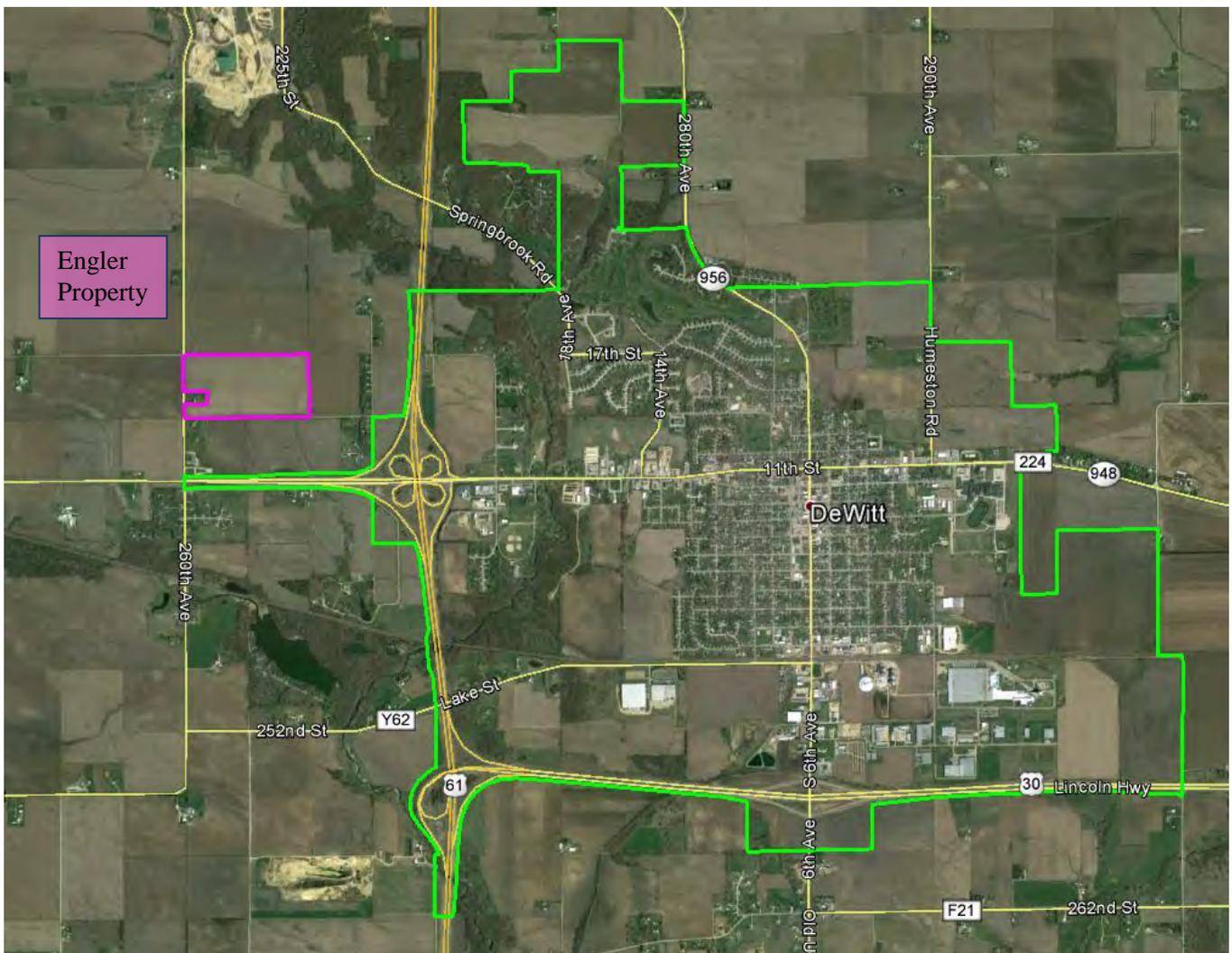
TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office
Nate Mueller

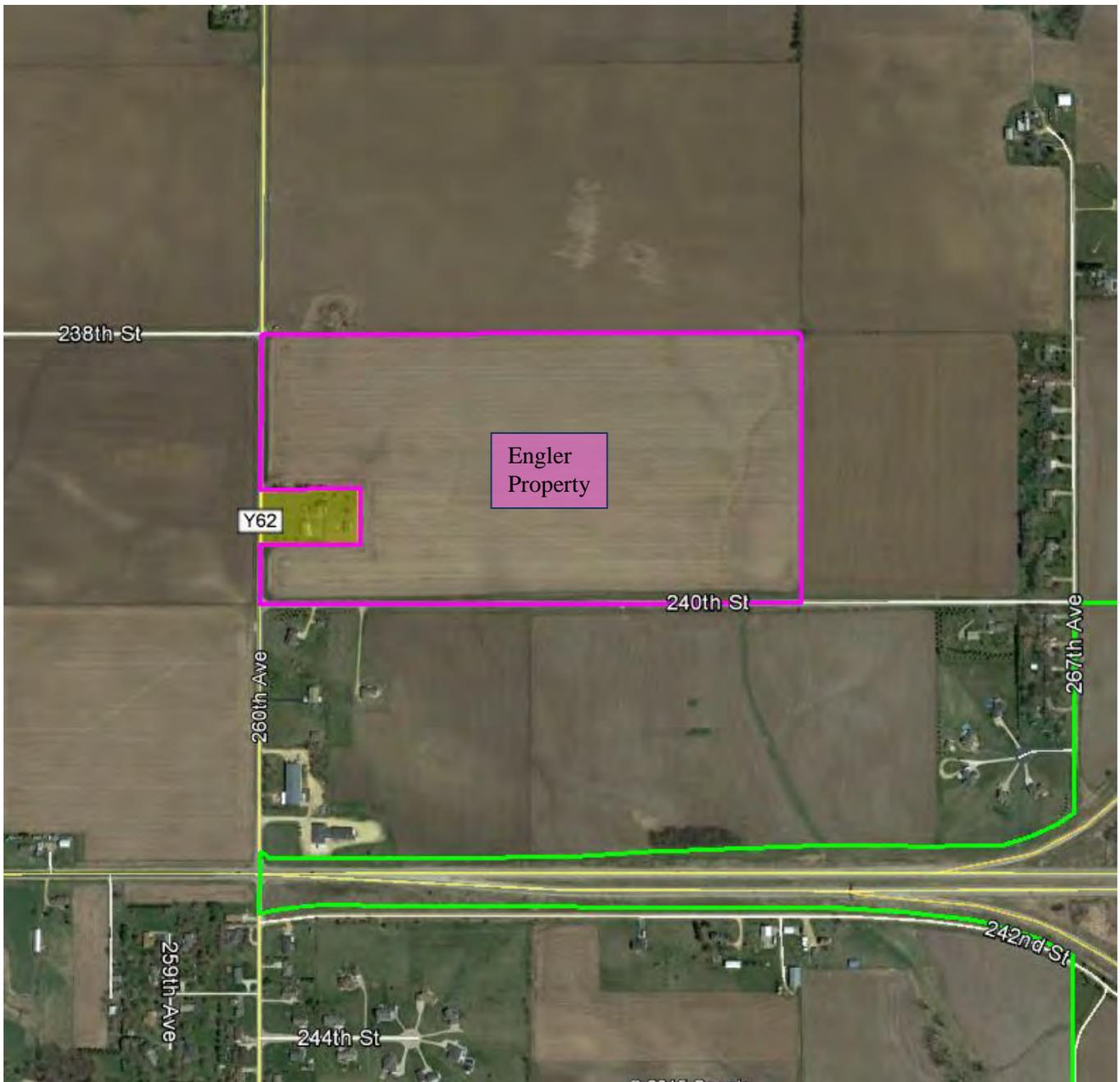
RE: Rezoning application 3875 of The Norma Engler Trust, signed by John Peavey, requesting the change of 73 acres from A-1 (Prime Agricultural) to R-1 (Suburban Residential).

Background

The applicant owns approximately 73.1 acres located at the northeast intersection of 240th Street and 260th Avenue approximately ½ mile west of DeWitt. They are requesting to rezone to Suburban Residential (R-1) for estate planning purposes. There are no proposals to subdivide or develop the land at this time.



Location Detail for Engler Property



Property in Pink – Engler Property.

Property in Yellow – Carl Sewejkis Property – not included in the rezoning request.

Green – Corporate Limits of DeWitt.

Details of the Request

The applicant has expressed an interest in rezoning approximately 73.1 acres located on the northeast corner of the intersection of 240th Street and 260th Avenue from Prime Agricultural (A-1) to Suburban Residential (R-1). In May 2015 the Board of Supervisors approved an amendment to the Clinton County Master Plan which designated this area as Suburban Residential on the Future Land Use Map. That designation supports the proposed rezoning.

Current Surrounding Uses

North: Zoned Agricultural – currently in row crop production.

Southwest: Zoned Residential – Chuck Gregoire recently completed a major subdivision on this property. There will be 6 residential lots that access 240th Street adjacent to the south property boundary of the Engler property.

Southeast: Zoned Agricultural – currently in row crop production.

East: Zoned Agricultural – currently in row crop production. Zoned Residential – currently subdivided and built out with single family residential homes.

West: Zoned Agricultural – currently in row crop production.

Density Allowed currently 1 lot per 40 acres – a 2.88-acre non-farm lot was split from the property in 2004, so only one more non-farm lot could be split from the east half of the property, and one farm dwelling could be built on the remaining land.

Proposed Density Allowed 1 lot per 2 acres – if the property is zoned R-1 a total of 36 two-acre lots could theoretically be created based on total net acres. In reality, a development area of this size would require private subdivision roads to access the interior lots, so the property would likely yield closer to 30 lots.

Development Characteristics of the Area

The areas to the south and east of the site have seen notable residential development over the last 20 years. There are approximately 40 residences in 5 different residential zones within ¼ to ½ mile of the subject property. The majority of these residential zonings are located in areas which are designated as Suburban Residential or Commercial on the Future Land Use Map.

Planning & Zoning Commission Recommendation

The Zoning Commission held a Public meeting on July 9th, 2015 in DeWitt. After taking public comment and reviewing the application, the Commission voted 5 – 0 to recommend approval of this application.

Review of Map Amendment Criteria (9.3.2.B.5) for Rezoning request of Norma Engler Trust

a. Whether or not the current district classification of the property to be rezoned is valid and the suitability of the subject property for the uses to which it has been restricted under the existing zoning classification.

This property is currently zoned A-1 (Prime Agricultural). Non-farm residential uses are allowed in this district by the Zoning Ordinance. The A-1 zoning allows for up to one dwelling unit per 40 acres, meaning adjacent crop ground must be put under Agricultural Easement in order to allow for non-farm lots to be split from the property. This requirement limits the total development on this property to 3 total dwellings (2 non-farm lots each with a dwelling, and one farm dwelling on the remaining land). The rezoning request is for approximately 73 acres of bare crop ground in production. The existing zoning is suitable for the current use of the property, but limits further development to a total of 2 dwellings.

b. Whether there is a need for additional land zoned for the purpose requested.

There is relatively little undeveloped Residentially-zoned land in the County. Anecdotal evidence taken from Zoning staff's conversations with realtors and private individuals looking to buy land would suggest that there may be a shortage of developable residential land in the rural parts of the county.

c. The character and use of nearby property.

The character and use of nearby property is a mix of agricultural and residential in nature. The immediate bordering properties are in crop production, but there are several areas of non-farm residential development within a ½ mile. There is also a limited area of commercial and industrial-zoned land to the south. The proposed use of the property will remain agricultural for the immediate future, but this rezoning would imply that non-farm residential use is expected to occur at some point.

d. Master Plan future land use designations.

The Future Land Use Map was changed by the Board of Supervisors in May 2015 to designate this property as Suburban Residential. The Master Plan specifically designates the R-1 Suburban Residential district as the preferred zoning district to implement the Suburban Residential Future Land Use Map designation.

e. The extent to which the proposed use will detrimentally or positively affect nearby property.

There is no change in proposed use anticipated at this time. As the market drives development in this area, the property will likely see transition from agricultural to residential uses. The immediate surrounding area includes primarily crop ground which should not be affected by the development of residential lots. This proposed use should have minimal impact on nearby property.

f. The length of time the subject property has remained vacant as zoned.

The site has been used as agricultural crop ground since at least the 1930's. It is well suited for that use.

g. Recommendations of the County's professional staff.

Planning & Zoning: From an infrastructure and location standpoint, this area is ideally suited for residential development. It is adequately served by existing infrastructure – both by paved local roads and also by close proximity (¼ mile) to a major arterial highway. The site is within ½ mile of the Highway 61 interchange and the City of DeWitt. The site is entirely open crop ground with acceptably flat open areas to support single family residential development. The Board of Supervisors recently changed the Future

Land Use designation of this property to show it as appropriate for suburban residential development in line with the policies of the county's Master Plan.

As well-suited as the site is, the Board must consider the balance between providing room for growth while also protecting prime Ag ground. This subdivision would create housing development opportunities for the County, but would do so at the expense of high-quality crop ground. The vast majority of the site (approximately 60 acres) has a CSR of 82 or above.

As shown in review criteria "b" above, the need for additional land of this zoning designation is a consideration when reviewing a rezoning request. Currently there are very limited opportunities for residential development in the unincorporated areas of the County. While approving this rezoning application would likely mean the eventual loss of this particular high-quality farm ground, the addition of residential development area would allow the Zoning Commission and Supervisors to direct future residential growth to this area, thereby protecting more crop ground throughout the county. In general, this site appears suitable for the proposed use and Zoning Staff recommends approval of the application.

Health Department: After a brief review of the soil types present on the property, the County Health Department does not foresee any problems developing on-site wastewater facilities in this area; however, without specific soil analysis or percolation test results to review final suitability cannot be confirmed. If the rezoning is approved, any eventual subdivision applications would require soil sampling as part of the application review. Any subdivisions of this property would also require a public water supply built to IDNR standards in order to comply with the Subdivision Ordinance requirement of a single water supply per subdivision.

Engineer: While a specific subdivision request is needed to estimate the actual traffic impacts on the surrounding roads, the County Engineer indicated that the existing hard-surface roads should be able to handle the traffic that would be generated by 30 – 35 additional single-family housing lots (the maximum number of dwellings possible at full build-out). However, without detailed calculations he could not confirm whether the traffic generated by such a development would increase the road classification of 240th Street, which may require the County to upgrade the shoulder and/or signage on the road to meet the required safety regulations.

- h. The availability and adequacy of required public and community facilities, utilities and services to serve the proposed use. These may include, but are not limited to, sanitary and storm sewers, water, electrical service, police and fire protection, schools, parks and recreation facilities, roads, libraries, solid waste collection and disposal and others as applicable.**

Being located in close proximity to DeWitt means all necessary public utilities and services are easily accessible and could be extended to this property with relative ease. The 2 acre minimum lot size allows each lot to have an approved wastewater disposal system permitted by the County Health Department. The subdivision will be required to share a single water supply. Eastern Iowa Light and Power provides electrical service to the area; the Dewitt Volunteer Fire Department (which is 1 mile from this site) provides fire protection, and the Clinton County Sheriff's Department provides police protection. Solid waste (garbage) disposal would be each lot owner's responsibility.

- i. The extent to which the proposed use would adversely affect the capacity or safety of that portion of the street network influenced by the use, or present parking problems in the vicinity of the property.**

There are no changes to traffic anticipated at this time as the applicant intends to leave the ground in crop production for the foreseeable future. Any subdivision of this site would require private subdivision

roads, which would connect access to 240th Street (100 VPD in 2010) and/or 260th Avenue (540 VPD in 2010). If the applicant wishes to establish new driveways or private subdivision roads in the future, they will be reviewed by the Engineer as part of a preliminary subdivision application. The property is located approximately 1300 feet from U.S. Highway 30 which had a 2010 traffic count of 5000 VPD in the vicinity of 260th Avenue. Highway 30 would serve as the arterial connection for the majority of the traffic generated at this site. This proposed development may adversely impact the safety of the existing road network if it is determined that the increased traffic on 240th Street increases the road classification to the point of needing safety improvement. If such upgrades are determined to be necessary, County staff may request that the applicant enter into a road improvement or road maintenance agreement at the time of subdivision.

- j. The environmental impacts that the proposed use will generate including, but not limited to, excessive storm water runoff, water pollution, air pollution, noise pollution, excessive nighttime lighting, or other environmental harm.**

While residential development of this property would create storm water runoff, noise and nighttime lighting that are not present in its current use as crop ground, it is unlikely that these changes would be substantial enough to be considered environmental harm. A 2-acres lot size should allow the majority of the impacts from storm water runoff, noise, light, etc. to remain on each individual lot. Physically speaking the area is generally suitable for development. Overall there should be little environmental impact from this use.

- k. The ability of the applicant to satisfy any requirements applicable to the specific use imposed pursuant to these Regulations and other applicable County Ordinances.**

The Subdivision Ordinance requires that any future subdivision is limited to a single on-site water supply, meaning all future residences will be required to share a well. Having a single well should also allow for the creation of a fire flow water access point for fire suppression within the subdivision. Staff recommends that if the Board of Supervisors waives the fire flow requirement, the applicant be required to obtain written acknowledgement from the Dewitt Fire Department that the Department feels it can provide fire protection without a dedicated onsite fire flow water source.

The applicant should not have trouble satisfying any requirements of the Zoning Ordinance or any other Ordinances of Clinton County. The applicant will need to comply with any other applicable regulations and ordinances.

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: **MONDAY, August 10, 2015, 9:00 A.M.**; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Homestead tax credit adjustment
- Personnel resignation/appointment – Treasurer’s Office
- Personnel appointment – Auditor’s Office
- Set a public hearing for a proposed easement for Alliant Pipeline to place a pipeline across the Ben Martinsen Wildlife Area
- Resolution to adopt an ordinance to amend the County Zoning Ordinance to update side-yard setback requirements
- Resolution to adopt an ordinance to amend the County Zoning Ordinance
- Award contract for HMA Resurfacing & HMA Pavement-New projects L-315 and L-361

MOTIONS

- Authorize the chairperson to sign the one-year agreement with ISAC for the ISAC HIPAA Program.

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion / Update
Annual visit and Judiciary update from District Court Chief Judge Marlita Greve and District Court Administrator Kathy Gaylord.

9:45 a.m. Discussion with possible action to follow
County Engineer Todd Kinney will present a proposed ordinance for the Board of Supervisors’ review and consideration to set a public hearing for potential ordinance adoption process.

9:50 a.m. Discussion with possible action to follow
County Mental Health Coordinator Becky Eskildsen and the Board of Supervisors will discuss a letter of support for a psychiatric hospital proposed by Strategic Behavioral Health, LLC.

9:55 a.m. Discussion with possible action to follow
Clinton County Planning and Zoning Director Nate Mueller and County Sanitarian Shane McClintock will discuss with the BOS how to cover a pending long-term absence in the Satellite Office.

Resolution # 2015-

Whereas, the assessor suggests that a homestead credit has been approved and needs to be added to the parcel record 8604480000 in district 0830 for Jesse and Gianna Watkins of 3101 Pershing Blvd and the auditor and treasurer records need to be adjusted by the homestead credit,

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the additional homestead tax credit and the auditor shall file an amended homestead credit request to include the homestead adjustment for parcel 8604480000 in tax district 0830.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

August 10, 2015

Resolution # 2015-_____

WHEREAS, the county treasurer has accepted the resignation of Jennifer Woodard from the position of Clerk I in the treasurer's office; and

WHEREAS, Allison Swanson has accepted the position of Clerk I in the treasurer's office effective August 17, 2015, fulfilling the vacated position;

THEREFORE BE IT RESOLVED, by the Clinton County Board of Supervisors that the county auditor is hereby authorized to discontinue payroll checks from the treasurer's budget effective August 14, 2015, for Jennifer Woodard and make an addition to the treasurer's payroll for Allison Swanson effective August 17, 2015.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

August 10, 2015

RESOLUTION 2015-_____

WHEREAS, The Clinton County Auditor is an elected official and the Board of Supervisors does not consider, nor appoint, personnel for elected officials, but need to authorize payroll for the County Auditor;

BE IT RESOLVED by the Clinton County Board of Supervisors of Clinton County, Iowa, that the County Auditor be and is hereby authorized to issue biweekly paychecks on the General Supplemental Fund, Office of the County Auditor, to Jennifer Woodard, as a full-time Election Clerk effective August 17, 2015, at an hourly rate of \$17.38 per the terms and conditions of the General Services Collective Bargaining Agreement.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2015 - _____
RESOLUTION APPROVING A TEXT AMENDMENT TO THE ZONING ORDINANCE
OF CLINTON COUNTY, IOWA

WHEREAS, on the matter herein, the Clinton County Planning and Zoning Commission held a Public Hearing on July 9, 2015 and following said hearing the Commission recommended approval of the attached text amendments to the Clinton County Zoning Ordinance; and

WHEREAS the Clinton County Board of Supervisors held a public hearing and first reading of the proposed text amendments on August 3, 2015 to consider said amendment and to hear comments for and against; and

WHEREAS the Clinton County Board of Supervisors held a second reading of the proposed text amendment on August 10, 2015 to consider said amendment;

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors as follows:

1. The attached ordinance numbered _____ is hereby adopted.
2. The Auditor is directed to publish said ordinance as required by law.
3. This ordinance shall be in effect from and after its adoption and publication as required by law.

Roll Call:	Hamerlinck:	_____
	Srp:	_____
	Staszewski:	_____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

ORDINANCE #2015 - ____

AN ORDINANCE AMENDING THE TEXT OF THE CLINTON COUNTY ZONING ORDINANCE TO UPDATE SIDE-YARD SETBACK REQUIREMENTS AS APPLIED TO ACCESSORY STRUCTURES IN ALL ZONING DISTRICTS.

Section 1: Be it enacted by the Clinton County Board of Supervisors that the text of the Clinton County Zoning Ordinance be amended as follows:

1. Subsection 4.2.1 of the Clinton County Zoning Ordinance is hereby amended by deleting subsection 4.2.1.A in its entirety and replacing it with the following:

A. Accessory Structures. No accessory building shall be erected in any required front setback area and no separate accessory buildings shall be erected within five (5) feet of the rear yard or side yard lot line. Accessory buildings shall not occupy more than thirty (30) percent of the rear or side yard. Accessory buildings located closer than ten (10) feet to a principal structure shall be considered part of the principal structure.

1. In a residential or agricultural zoning district an accessory building or structure is a subordinate or incidental structure, attached to or detached from the principal building, which is not used for commercial purposes except as provided for home occupations or farm use.
2. In non-residential zoning districts an accessory building or structure is a subordinate building or structure, the use of which is secondary to and supportive of the principal building.
3. All non-agricultural structures are subject to the bufferyard requirements found in Chapter VII of this Ordinance.

Section 2: The change as hereinabove set forth shall be entered and made part of the Zoning and Ordinance of the County of Clinton, Iowa.

Section 3: If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

PASSED AND ADOPTED this 10th day of August, 2015 by the Board of Supervisors, Clinton County, State of Iowa.

Shawn Hamerlinck

Dan Srp

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker County Auditor
County of Clinton State of Iowa

RESOLUTION # 2015 - _____
RESOLUTION APPROVING A MAP AMENDMENT TO THE ZONING ORDINANCE
OF CLINTON COUNTY, IOWA

WHEREAS, on the matter herein, the Clinton County Planning and Zoning Commission held a Public Hearing on July 9, 2015 and following said hearing the Commission recommended approval of the attached map amendment to the Clinton County Zoning Ordinance; and

WHEREAS the Clinton County Board of Supervisors held a public hearing and first reading of the proposed map amendment on August 3, 2015 to consider said amendment and to hear comments for and against; and

WHEREAS the Clinton County Board of Supervisors held a second reading of the proposed map amendment on August 10, 2015 to consider said amendments; and

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors as follows:

1. The attached ordinance numbered _____ is hereby adopted.
2. The Auditor is directed to publish said ordinance as required by law.
3. This ordinance shall be in effect from and after its adoption and publication as required by law.

Roll Call:	Hamerlinck:	_____
	Srp:	_____
	Staszewski:	_____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

ORDINANCE #2015 - _____

AN ORDINANCE AMENDING THE MAP OF THE CLINTON COUNTY ZONING ORDINANCE RELATIVE TO THE ZONING DESIGNATION OF CERTAIN PROPERTY LOCATED IN SECTION 11, TOWNSHIP 81 NORTH, RANGE 3 EAST OF THE 5TH P.M. IN CLINTON COUNTY, IOWA

BE IT ENACTED BY THE CLINTON COUNTY BOARD OF SUPERVISORS:

Section 1: The zoning district boundaries of the County of Clinton, Iowa are herewith changed so as to provide for the change of the following described property:

The South half of the Southwest Quarter of Section 11, Township 81 North, Range 3 East of the 5th Principal Meridian, Clinton County, Iowa, excepting therefrom the following: Commencing at the Southwest corner of said Section 11, thence North 0° 00' 00" East along the West line of said Section 11, a distance of 294.10 feet to the point of beginning; thence continuing North along said line, a distance of 265.00 feet; thence North 88° 14' 16" East, a distance of 492.00 feet; thence South 0° 00' 08" East, a distance of 281.37; thence North 89° 51' 20" West, a distance of 491.78 feet to the point of beginning. Said described tract containing 134,345 square feet (3.08 acres) more or less.

within the A-1 (Prime Agricultural) District of Clinton County, Iowa to R-1 (Suburban Residential).

Section 2: The change as hereinabove set forth shall be entered and made part of the zoning map of the County of Clinton, Iowa, which map is made part of the Zoning Ordinance of the County of Clinton, Iowa, by incorporation therein as set forth in Chapter III, Section 3.2 of the said Clinton County Zoning Ordinance, and the Chairperson of the Board of Supervisors in accord with Chapter III, Section 3.2.3 shall promptly note on said map the Ordinance numbers, nature of change and date of change.

Section 3: If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

PASSED AND ADOPTED this 10th day of August, 2015 by the Board of Supervisors, Clinton County, State of Iowa.

Shawn Hamerlinck

Dan Srp

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker County Auditor
County of Clinton State of Iowa

August 10, 2015

RESOLUTION # 2015-_____

WHEREAS: The Clinton County Board of Supervisors has considered the bids received by the Clinton County Engineer's Office on August 6, 2015 for HMA Resurfacing and HMA Pavement-New of 225th Street from State Highway 61 Overpass to 260th Avenue, and 291st Street from State Highway 67 to Rock Creek Marina, Project Nos. L-315 and L-361.

WHEREAS: the total amount of each bid was as follows:

Determann Asphalt Paving, L.L.C.	\$436,996.30
Mathy Construction Co.	\$413,217.36

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, concurs with the County Engineer's recommendation that the contracts for said work be awarded to the low bidder, as follows:

Mathy Construction Co.	\$413,217.36
Onalaska, WI	

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

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

SERVICE AGREEMENT TO PARTICIPATE IN THE ISAC HIPAA PROGRAM

This Service Agreement to Participate in the ISAC HIPAA Program (the "Agreement"), effective as of July 1, 2015 (the "Effective Date") is hereby entered into by and amongst Clinton County (known as the "County") and the Iowa State Association of Counties ("ISAC") (collectively referred to as the "Parties") to set forth the terms and conditions under which the County will become a participant in the ISAC HIPAA Program (the "HIPAA Program").

For the consideration as described below, the Parties agree as follows:

Description of HIPAA Program

The following services will be provided to all participants in the HIPAA Program:

1. Annual sixty minute "HIPAA 101" training via webinar for employees in your county.
2. Annual day long (approximately 10 a.m. to 3 p.m.) in-person training in Des Moines for up to 5 persons from your county. This training will be available only to participating counties or MHDS regions and designed for your HIPAA security/privacy officers, HIPAA committee members or other staff that work with HIPAA and PHI regularly.
3. Quarterly newsletter, received via e-mail, with HIPAA new, reminders, checklists and other updates.
4. Access to all memos and other information previously generated through the ISAC HIPAA Program via an ISAC HIPAA Program member website.
5. Access to all memos and other information generated through all member consultation hour questions as a part of the current year of the ISAC HIPAA Program via an ISAC HIPAA Program member website.
6. Up to 5 hours annually for consultation on HIPAA questions.

In exchange for these services and administration of the services, the County will pay ISAC an annual fee of \$1,750.

County Responsibilities

1. Execute this Agreement.
2. Pay the annual fee of \$1,750 by the Effective Date. This fee is non-refundable and no portion of the fee shall be returned to the County in the event the County opts not to participate in a training or does not utilize all of its consultation hours.
3. Select a HIPAA contact person for purposes of the HIPAA Program as set forth below.
4. Direct all HIPAA questions through the HIPAA contact person to ISAC General Counsel. ISAC shall be the client of Dorsey and Whitney for purposes of the HIPAA program and all communications with Dorsey and Whitney shall be through ISAC or with ISAC's permission. Failure to comply with this provision may result in the County being billed outside of the HIPAA Program at Alissa Smith's regular rate.
5. The HIPAA contact person will promptly respond to inquiries from ISAC General Counsel related to HIPAA questions.

ISAC Responsibilities

1. Retain Alissa Smith, partner with the Dorsey and Whitney law firm, to provide trainings and consultation for the HIPAA program.
2. Oversee HIPAA questions and disseminate consultation on HIPAA questions. ISAC General Counsel will collect all questions and submit them to Alissa Smith, partner with the Dorsey & Whitney law firm. An estimate of the time needed to answer a question will be provided prior to beginning research. All legal research memos created in response to questions will be disseminated to all ISAC HIPAA Program participants via the ISAC HIPAA Program member website.
3. If the program member has questions that exceed their consultation hours, the additional time will be billed to the program member. An estimate of the time needed to answer a question will be provided prior to beginning the research.
4. Track the consultation hours used by the County in the HIPAA Program.
5. Coordinate and staff the HIPAA trainings of the HIPAA Program.

Term

The term of this agreement shall be from the Effective Date of this Agreement to June 30, 2016.

Mutual Responsibilities

The Parties agree to indemnify and hold each other harmless for any and all costs, including attorney's fees and cost of collection, that may reasonably result from such Party's failure to comply with the terms and conditions of this Agreement, its intentional or negligent act or omission related to this Agreement, or for any breach of the provisions of this Agreement. Liability of the parties for any damages sustained as a result of breach of this Agreement, or arising in any way out of this Agreement, shall be limited to actual damages.

The County understands that participation in the ISAC HIPAA Program in no way guarantees compliance with HIPAA and that ISAC is not assuming any liability or responsibility for the County's HIPAA compliance and that all such liability and responsibility remains that of the County.

Amendments of this Agreement shall be made by mutual consent of the Parties, by issuance of a written amendment, signed and dated by all Parties.

This Agreement constitutes the entire agreement between the Parties concerning the subject matter hereof, and supersedes any prior agreements.

Except to the extent applicable law, if any, provides otherwise, this Agreement shall be governed by the laws of the state of Iowa.

The Parties expressly agree that jurisdiction for any claim or dispute relating to or arising out of this Agreement resides exclusively in the courts of the state of Iowa.

If any provision in this Agreement should be held illegal or unenforceable, such provision shall be modified to the extent necessary to render it enforceable without losing its intent, or severed from this Agreement if no such modification is possible, and other provisions of this Agreement shall remain in full force and effect.

A waiver by either Party of any term or condition of this Agreement or any breach thereof, in any one instance, shall not waive such term or condition or any subsequent breach thereof.

The Parties may not assign or otherwise transfer this Agreement or any rights or obligations herein without the prior written consent of the other Party, which such consent shall not be unreasonably withheld. This Agreement shall be binding upon and shall inure to the benefit of the Parties, their successors and permitted assigns.

Neither Party shall be in default or be liable for any delay, failure in performance (excepting the obligation to pay) or interruption of service resulting directly or indirectly from any cause beyond its reasonable control.

Principal Contacts

County	ISAC
	Kristi Harshbarger, General Counsel
Phone:	Phone: (515) 369-7014
E-mail:	E-mail: kharshbarger@iowacounties.org

IN WITNESS THEREOF, this _____ day of _____, 2015, the Parties hereto have set their names and seals by their duly authorized representatives who certify that they are authorized to bind their respective organizations, Clinton County and ISAC.

Clinton County

IOWA STATE ASSOCIATION OF COUNTIES

By:
Chairman of the Board

Date: August 10, 2015

By:
Its:

Date: _____

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, August 17, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Homestead tax credit adjustment
- EIRUSS bond issuance
- Set a public hearing for a proposed County ordinance defining secondary roads minimum design requirements
- Set a public hearing for a proposed easement for Alliant Pipeline to place a pipeline across the Ben Martinsen Wildlife Area
- Chiller repair agreement approval
- Tax suspension request – Code of Iowa 427.8
- Tax suspension request- Code of Iowa 427.9
- Approval of disabled veteran tax credit list

MOTIONS

- Motion

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion with possible action

The Supervisors will discuss appointing two people to the Clinton County Justice Coordinating Commission's Blue Ribbon Panel to consider the creation of a Public Safety Authority.

Resolution # 2015-

Whereas, the following real estate parcels qualify for homestead exemption as directed by the county assessor in accordance with the code of Iowa and said parcels are located within Clinton county:

Seys Ronald	parcel 6407002000	Dist # 0710	homestead credit adjmnt	\$132.70
Farrell Lucille	parcel 1209501000	Dist # 0130	homestead credit adjmnt	\$132.47

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by addition of homestead credit and the county treasurer is hereby authorized to make adjustment on the county system to reflect said changes for the homeowners identified in fiscal year 2016 for the 2014 assessment period.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

August 17, 2015

RESOLUTION # 2015 - _____

WHEREAS, the Boards of Supervisors of Cedar, Clinton, Delaware, Jackson, and Jones Counties (collectively hereinafter the “Members”) in the State of Iowa have authorized and executed a certain Eastern Iowa Regional Utility Service Systems Intergovernmental Agreement (the “28E Agreement”) pursuant to Chapter 28E of the Code of Iowa; and

WHEREAS, the terms of the 28E Agreement provide for the creation of the Eastern Iowa Regional Utility Service Systems Commission (the “EIRUSS”) for the purposes of planning, designing, developing, financing, constructing, owning, operating, and maintaining wastewater treatment systems and water systems for and on behalf of the Members and the cities and unincorporated areas within the boundaries of the Members; and

WHEREAS, EIRUSS has authority pursuant to the 28E Agreement and Chapter 28F of the Code of Iowa to issue revenue bonds and interim financing notes to pay the costs of projects undertaken, but prior to the issuance of such bonds or notes each of the Members must adopt a resolution authorizing their issuance; and

WHEREAS, EIRUSS has undertaken the design and construction of certain projects described in Exhibit A attached hereto (the “Projects”) in and near the cities and counties listed in Exhibit A (the individual cities and counties listed in Exhibit A are hereinafter referred to as the “Benefited Governmental Entities”) and has proposed the issuance of revenue bonds (the “Bonds”) and corresponding revenue bond anticipation notes (the “Project Notes”) to pay the costs of the Projects; and

WHEREAS, it is now necessary for the Board of Supervisors of Clinton County to approve and authorize the issuance of the Bonds and the Project Notes;

NOW, THEREFORE, It Is Hereby Resolved by the Board of Supervisors of Clinton County, Iowa (the “County”), as follows:

Section 1. The County hereby approves and authorizes EIRUSS to issue the Bonds for each of the Projects in amounts not exceeding the amounts shown on Exhibit A and to issue the Project Notes in a like amount anticipating the issuance of such Bonds in order to finance the corresponding Project.

Section 2. The issuance of the Bonds and the Project Notes will benefit the Members and the Benefited Governmental Entity for each Project. The Benefited Governmental Entity listed for each Project on Exhibit A is the primary beneficiary of the issuance of the Bonds and Project Notes, and the total principal amount of the Bonds and Project Notes shall be allocated to such Benefited Governmental Entity for purposes of Section 265(b)(3)(c)(iii) of the Internal Revenue Code of 1986 (the “Code”).

Section 3. For those Projects for which the County is the Benefited Governmental Entity, the County hereby designates and authorizes EIRUSS to designate, on the County’s behalf, the Bonds and Project Notes issued to pay the costs of such Project as “qualified tax exempt obligations” pursuant to Section 265(b)(3)(B) of the Code.

Section 4. The County agrees that it will not issue additional tax exempt obligations during the calendar year in which the Bonds and Project Notes for which it is the Benefited Governmental

Entity are issued, which, when added to the County's other tax exempt obligations issued during the same calendar year, would be in excess of \$10,000,000.

Section 5. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

EXHIBIT A

Benefited Governmental Entity	Project Description	Bond Amount
Jackson County, Iowa	Droessler Subdivision/Spruce Creek Campground Water Project	\$1,000,000
Delaware County, Iowa	Petersburg Sewer Project	\$1,500,000

August 17, 2015

RESOLUTION #2015- _____

WHEREAS the Board of Supervisors of Clinton County, Iowa, proposes to adopt an ordinance titled "An Ordinance to Establish a Policy for the Construction and Reconstruction of Roadways and Bridges on the Clinton County Secondary Road System;" and

WHEREAS a copy of the proposed Ordinance is available at the Office of the County Auditor;

THEREFORE BE IT RESOLVED, that the Clinton County Board of Supervisors will conduct a Public Hearing on the 14th day of September, 2015 at 9:30 a.m. in Conference Room B at the Clinton County Administration Building, 1900 North 3rd Street, Clinton, Iowa 52732 for the purpose of soliciting public comment on a proposed county ordinance titled "An Ordinance to Establish a Policy for the Construction and Reconstruction of Roadways and Bridges on the Clinton County Secondary Road System;

BE IT FURTHER RESOLVED, the Clinton County Board of Supervisors authorizes County Auditor Eric Van Lancker to prepare and submit the proper Public Hearing notice to the appropriate media outlets.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor

Chairperson
Clinton County Board of Supervisors

August 17, 2015

RESOLUTION # 2015 - _____

WHEREAS: The Clinton County Board of Supervisors has considered the repair cost for the Carrier Chiller work at the Clinton County Administration Building: and

WHEREAS: the bid received is as follows:

Carrier	\$14,562.33
---------	-------------

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the proposal be approved for **Carrier Company for the amount \$14,562.33** recommended by the Building Maintenance Manager Corey Johnson.

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

ROLL CALL:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson

ATTEST:

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

RESOLUTION # 2015-_____

WHEREAS, MOHAMMAD R. AND JANE ASAADI have petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

700 N 3RD STREET, CLINTON IA

PARCEL #80-54010000

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 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: _____

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

ATTEST:

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

August 17, 2015

RESOLUTION # 2015-

WHEREAS, the following individuals have petitioned for tax suspension under provision of Code of Iowa, Section 427.9, on the following properties:

AKITI	SEMADIN & SALIJE	1505 6 TH AVE S, CLINTON, IA	88-12110000
ANDERSON	TERRY	844 11 TH AVE S, CLINTON IA	80-03950000
ASAADI	MOHAMMED H.	123 LAWRENCE ST, CLINTON IA	80-10100000
AUSTIN	TODD	1823 MIDDLE RD, CAMANCHE IA	10-16850000
BERG	KEN	233 2 ND AVE N, CLINTON IA	80-02850000
BICKFORD	LAURA	842 13 TH AVE S, CLINTON IA	80-60550000
BLINT	WARREN L.	725 MIDDLE RD, CAMANCHE 5000 LINCOLNWAY LOT 76, CLINTON IA	10-08440000 1LS26182
BOUTWELL	TAMMY		
BROWN	MARY LOUISE	640 6 TH AVE S, CLINTON IA	80-25330000
CLARK	SHIRLEY	804 12TH AVE S, CLINTON IA	80-46060000
COOK	PETER	2650 237TH AVE, DEWITT IA	44-04773000
DAVIS	HERTIS AND FAYE	1922 CIRCLE DRIVE N, CLINTON IA	80-46580000&5052
DAVIS	LIONEL	2345 N 5TH ST, CLINTON IA	86-25210000
DODGE	DEBRA	539 2 ND AVE S, CLINTON IA	8018550000
DOUGLASS	ELIZABETH	2129 GARFIELD ST, CLINTON IA	8615500000
DRAKE	CHRISTINE	618 3 RD AVE S, CLINTON IA	8000920000
EDLEMAN	SHERYL WILBERT &	506 PUBLIC ST, CHARLOTTE IA	1600090000
EICKERT	SABRINA	916 S 5 TH STREET, CLINTON IA	8056800000
FROEMING	CHERYL	1516 PROSPECT AVE, CLINTON, IA	80-06060000
HAGEN	LACY	823 PERSHING BLVD, CLINTON, IA	84-01010000
HOAGLAND	PHILLIP	651 3 RD AVE S, CLINTON IA	80-00670000
HUGUNIN	BARBARA	1129 8 TH AVE S, CLINTON IA	80-07810000
HUSKEY (KROYMANN)	ROGER & BRENDA	347 23 RD PLACE, CLINTON IA	8202360000
JOHNSTON	KIMBERLY	300 15 TH AVE S, CLINTON IA	80-59120000
JONES	DUANE & MARY	1021 23RD AVE N, CLINTON IA	86-23000000
"	"	"	86-23340000
JUST	KYMBER	430 8 TH AVE S, CLINTON, IA	80-17670000
LARSON	KIM	1520 27TH AVE S, CLINTON IA 1312 HARRISON DR, CLINTON IA	80-06520000 8210250000
MC DERMOTT	M BERNADINE		
MITCHELL	RANDY	318 2ND AVE S, CLINTON IA	80-15060000
MORROW	WADE L	723 S 6 TH ST, CLINTON IA 223 4 TH AVENUE N, CLINTON, IA	8020320000 8-49020000
NEWSOM	MARTY L.		
PETERSEN	LUCILLE L.	139 N 5TH STREET, CLINTON IA	80-24120000
PUTMAN	MELINDA	1806 PERSHING BLVD, CLINTON, IA	86-07420000

RISDAL (LITTLE)	BETH	5000 LINCOLNWAY, #141, CLINTON IA	INFLT55A70702AU13
REED	DAVID L	643 6 TH AVE S, CLINTON IA	80-25040000
SCHNITZLER	JOHNSON G	2512 MCKINLEY ST, CLINTON, IA	86-16160000
SCHREINER	MARY ELLEN	2515 PERSHING, CLINTON IA	86-13080000
SHORT	RICKY JAMES	711 4 TH STREET, DE WITT IA	2007090000
SIBLEY	LINDA J.	1227 8TH AVE S, CLINTON IA	80-68210000
SIMMS	TAMMY	3014 GARFIELD ST, CLINTON IA	8602960000
SOBOROFF	JEFF	193 2 ND ST, CALAMUS IA	4200310000
STAUFFER	LARRY JR.	735 15TH AVE S, CLINTON IA	80-35150000
STICH	MINNIE	710 9 TH AVE S, CLINTON, IA	80-36620000
THOMPSON	SANDRA E.	3015 N 2ND STREET, CLINTON IA	86-03590000
TURNER	CHARLES & JODY	1117 8TH AVE S, CLINTON IA	80-07770000
VANCE	GARY & RUTH	310 6TH AVE, DEWITT IA	20-07320000

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: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, August 24, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Liquor license approval – Holiday Hutt
- County Veteran Affairs commissioner wage increase
- Authorize the County Attorney to create a part-time secretary position
- County board and commission appointments
- Tax suspension request – Code of Iowa 427.8
- Tax suspension request- Code of Iowa 427.9
- Authorize adjustments for disabled veteran tax credit

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion with possible action

The Supervisors and County Engineer Todd Kinney will discuss a request from the City of Toronto in regards to snow removal.

9:35 a.m. Discussion

The Supervisors and County Auditor Eric Van Lancker will discuss the Board's upcoming meeting schedule.

August 24, 2015

RESOLUTION 2015-_____

BE IT RESOLVED by the Clinton County Board of Supervisors that Linda Jacobsen, d/b/a Holiday Hutt, will electronically file a renewal application for a Class B Native Wine Permit liquor license with endorsements for Sunday Sales, effective October 10, 2015. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

August 24, 2015

RESOLUTION 2015-_____

WHEREAS, the Clinton County Board of Supervisors approved the Clinton County Veteran Affairs Commission FY2016 budget to include increased wages for the Veteran Affairs Commissioners;

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the County Auditor be and is hereby authorized to issue paychecks on the General Basic Fund, Veteran Affairs budget, to the Veteran Affairs Commissioner in the amount of \$50 a meeting retroactive to July 1, 2015.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson

ATTEST:

County Auditor, Eric Van Lancker

August, 24 2015

RESOLUTION #2015-_____

WHEREAS, the Clinton County Attorney's Office has need for a part-time (20-29 hours per week) Secretary III, with a starting pay rate of \$17.19 per hour with pro-rated benefits at 50% (except for health insurance which can be purchased at the employee's own cost);

WHEREAS, the Clinton County Attorney's Office shall not be required to post this position as no permanent vacancy exists nor is it a newly-created job classification within the Union.

BE IT RESOLVED that the Clinton County Attorney's Office is hereby authorized to take applications for said position.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson

ATTEST:

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

August 24, 2015

RESOLUTION # 2015-_____

BE IT RESOLVED by the Board of Supervisors of Clinton County, that the following appointments be approved for their prescribed terms listed below

Marty J. Jahn, Charlotte	Board of Adjustment	5-yr term; expires 5/1/2020
Peggy Slattery, Calamus	Planning & Zoning Commission	5-yr term; expires 7/1/2020
Thomas R. Cannon, Clinton	Veterans Affairs Commission	3-yr term; expires 7/1/2018
Charles Junge, Camanche	Veterans Affairs Commission	3-yr term; expires 7/1/2018
David Riggs, Elwood	Elwood Community Sanitary Dist.	3-yr term; expires 6/30/2018
Deloris Bergert, Charlotte	River Bend Services, Inc.	2-yr term; expires 7/17/2017

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson

ATTEST:

County Auditor, Eric Van Lancker

August 24, 2015

RESOLUTION # 2015-

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

312 23rd Ave. N, Clinton IA

Parcel #8625650000

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 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: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

July 24, 2015

RESOLUTION # 2015-_____

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

214 N Bluff Blvd, Clinton, IA

Parcel #: 80-33850000

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: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Resolution # 2015-_____

Whereas, Clinton County Budget director, Lynn Kirchoff, has certified to the treasurer the following list of taxpayers who have met the qualifications for a disabled veteran's credit as detailed in the Code of Iowa chapter 425.15

DISABLED VETS.	FY 15/16		
MOON, MILDRED	3201351000	4021 170TH ST.	CLINTON
RUGGEBERG, MARY	401510000	601 HURST STREET	DELMAR
POWELL, HELEN	1008170000	703 6TH STREET	CAMANCHE
MARTIN, SANDRA TRUSTEE	1011361051	2111 10TH STREET	CAMANCHE
KEILLER, RUTH	3203270100	4118 HWY 136	CLINTON
TROUTMAN, ROBERT	3209980200	1739 HWY 67	CLINTON
YOUNGERS, UVONNE	4201110000	500 2ND STREET	CALAMUS
STARLING, DENNIS	4201690608	201 CORVETTE COURT	CALAMUS
ANDERSON, MONICA	4600710000	611 DEWITT STREET	GRAND MOUND
OREY, JANICE	5400880000	208 WILLIAMS STREET	WHEATLAND
FOSTER, LARRY	1001460000	1307 3rd st	CAMANCHE
CRIDER CHARLES	1003280000	1614 3RD ST	CAMANCHE
MC CLURE HAROLD	1009450020	2406 9TH ST	CAMANCHE
NORTON NORMA	0800760000	2975 HIGHWAY 67	CAMANCHE
RECMAN STEVEN	1000920000	821 1ST ST	CAMANCHE
SCHOENING SHERRY	1004770000	516 10TH PL	CAMANCHE
STRILEY HAROLD	1004810000	512 10TH PL	CAMANCHE
VAN HORN DAVID	6201890000	246 1ST ST	CHARLOTTE
KEILLER RUTH	3203270100	4118 HWY 136	CLINTON
MOON MILDRED	3201351000	4021 170TH ST.	CLINTON
DONA KARL	0205930000	1585 230TH AVE	DELMAR
SPRAGUE BARBARA	0402430000	202 BLOOMFIELD AVE	DELMAR
ADOLPHI GREGORY	2013150020	121 13TH AVENUE	DEWITT
HANESWORTH THOMAS	2012550000	111 12TH AVE	DEWITT
KUETER JAMES	2013990265	808 15TH AVE	DEWITT
MELVIN LUCY	2014660000	216 10TH ST	DEWITT
REHR MARK	2204610000	36174 HIGHWAY 30	DEWITT
SOPPE RICHARD	2008870000	727 1ST ST	DEWITT
TURNIS VERNA	2012400000	234 11TH AVE	DEWITT

Further, the City Assessor has submitted the following list of disabled veteran credit applicants that qualify to receive the disabled veteran's credit as detailed in the Code of Iowa chapter 425.15:

2014	80-04550000 Manikowski	80-19350000 Asmus (widow)	80-51530000 Leu	80-66690000 Larson	82-09400000 Bryden
	84-04160000 Brock	86-10690000 Stuedemann	86-17620000 Truax (widow)	86-26510000 McDermott	86-28740000 Shepard (widow)
	88-11030000 Hendricks	88-12760000 Cooper	88-08970000 Sander	80-17370000 Fisher	80-22170000 Bees
	80-27970000 Whisker	80-28510000 Chafer	80-30690000 Peters	80-30960000 Dolan	80-34670000 Cunningham
	80-55270000 Boutwell	80-65560000 Langrehr	80-66310000 Steensen	82-01790000 Piatz	82-05950000 Huling
	82-09310000 Woods	82-09770000 Geronzin (widow)	82-09990000 Mussmann	86-09290000 Selser	86-09760000 Matje
	86-10370000 Baker (widow)	86-13980000 Cady	86-14350093 Phipps	86-23640000 Sullivan	86-24970000 Skimhorn
	88-01080000 Lassen	88-02910000 Pollard	88-06390000 Jensen	88-07100000 Schaley	88-10950000 Stoddard
	88-11381800 Graf	88-12280000 Meyer	88-18000004 Springer		

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the addition of disabled veteran’s homestead credit recipients and the county auditor shall amend and file an adjusted homestead credit claim to include the listed disable veterans credit exemptions and the county treasurer is hereby authorized to make adjustment on the county system to reflect said changes for the homeowners identified in fiscal year 2016 for the 2014 tax assessment period.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, August 31, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Personnel resignation – Case Management
- Personnel appointment – Communications & Sheriff's Office
- Labor Day proclamation
- Set a public hearing for amendments to the County General Assistance Policy
- Set a public hearing for the amendments to the County Indigent Burial Policy
- TABLED -- RESOLUTION 2015-237 to authorize the County Attorney to create a part-time secretary position

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Public Hearing with possible action to follow

Public comment is welcome on a proposed easement for Alliant Pipeline to place a pipeline across the Ben Martinsen Wildlife Area.

9:40 a.m. Discussion

Clinton County Assessor Rollie Ehm will explain the state ordered property tax equalization process.

August 31, 2015

RESOLUTION #2015-

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the resignation of Steven Lansing, Targeted Case Manager, Office of Case Management, be and is hereby accepted effective midnight, August 31, 2015.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue pay checks effective said date.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lanker

August 31, 2015

RESOLUTION 2015-_____

WHEREAS, The Clinton County Communications Commission requests the Board of Supervisors authorize payroll for a new communications operator.

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be and is hereby authorized to issue biweekly paychecks on the Communications Fund of the Emergency Management Levy, to CRYSTAL LANT, as a full-time COMMUNICATIONS OPERATOR. This will be in effect August 31, 2015 at an hourly rate of \$16.16 during CRYSTAL LANT'S probationary period. This is subject to the terms and conditions of the Communications Union contract without further action of this Board.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

August 31, 2015

RESOLUTION 2015-_____

WHEREAS, the Clinton County Sheriff is an elected official and the Board of Supervisors does not consider nor appoint personnel for elected officials, but need to authorize payroll for the County Auditor.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be and is hereby authorized to issue biweekly paychecks on the General Basic Fund, Office of Jail to **STEPHEN DIESCH**, to the rank of Sergeant. This promotion will be effective on Monday, August 31, 2015 at a rate of \$28.85 hourly.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

August 31, 2015

RESOLUTION 2015-_____

PROCLAMATION

WHEREAS, union members of the United States are well known throughout the world for leadership in their professions and for performing their work with great distinction, intelligence, diligence and integrity; and

WHEREAS, the State of Iowa skilled workforce helps attract new businesses and industries and retain established employers, thereby strengthening the current and future economy of Iowa; and

WHEREAS, our cities, villages and counties are committed to effective workforce development, creating gainful job opportunities for our citizens and providing safe, healthy and productive work environments for employees and employers; and

WHEREAS, on Labor Day working families and their unions have the opportunity to celebrate all their accomplishments while reflecting on the values they bring to their workplaces; and

WHEREAS, on September 5, 1882, the first Labor Day holiday was celebrated and Congress passed an act on June 28, 1894, declaring the first Monday of September as the Labor Day Holiday;

THEREFORE, BE IT RESOLVED that the Clinton County Board of Supervisors recognizes Monday, September 7, 2015, as:

LABOR DAY

in our community and call upon all our citizens to observe this day with appropriate programs, ceremonies and activities that acknowledge the contributions of working Americans and their families.

CLINTON COUNTY BOARD OF SUPERVISORS

Shawn A. Hamerlinck

Dan A. Srp

John F. Staszewski, Chairperson

ATTEST:

Eric Van Lancker
Clinton County Auditor

RESOLUTION 2015 - _____

BE IT RESOLVED, that the Clinton County Board of Supervisors will hold a Public Hearing on _____ at _____ in Conference Room B at the Clinton County Administrative Building, 1900 N. 3rd Street, Clinton, Iowa 52732; for the purpose of soliciting public comment to proposed changes to the Clinton County General Assistance Policy;

BE IT FURTHER RESOLVED that the Clinton County Board of Supervisors authorizes the County Community Assistance Director to prepare and submit the proper Public Hearing notice to the appropriate media outlets.

ROLL CALL:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

RESOLUTION 2015 - _____

BE IT RESOLVED, that the Clinton County Board of Supervisors will hold a Public Hearing on _____ at _____ in Conference Room B at the Clinton County Administrative Building, 1900 N. 3rd Street, Clinton, Iowa 52732; for the purpose of soliciting public comment to proposed changes to the Clinton County Indigent Burial Policy.

BE IT FURTHER RESOLVED that the Clinton County Board of Supervisors authorizes the County Community Assistance Director to prepare and submit the proper Public Hearing notice to the appropriate media outlets.

ROLL CALL:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

August, 24 2015

RESOLUTION #2015- 237

WHEREAS, the Clinton County Attorney's Office has need for a part-time (20-29 hours per week) Secretary III, with a starting pay rate of \$17.19 per hour with pro-rated benefits at 50% (except for health insurance which can be purchased at the employee's own cost);

WHEREAS, the Clinton County Attorney's Office shall not be required to post this position as no permanent vacancy exists nor is it a newly-created job classification within the Union.

BE IT RESOLVED that the Clinton County Attorney's Office is hereby authorized to take applications for said position.

8/24/2015
MOTION BY SRP TO TABLE
UNTIL THE AUGUST 31, 2015,
BOS MEETING
HAMERLINCK: yes
SRP: yes
STASZEWSKI: yes

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson

ATTEST:

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

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: FRIDAY, September 11, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Canvass of the September 8, 2015, School Elections
The Supervisors will make official the results of the September 8, 2015, School Elections.

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, September 14, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Homestead tax credit adjustment
- Authorize the chairman to sign a federal funding agreement for a resurfacing project south of Lost Nation
- Authorize the agreement between the County Sheriff's Office and the Clinton Community School District to provide after-school safety education
- Authorize the County Sheriff to sign the agreement with the Governor's Traffic Safety Bureau for traffic safety enhancement
- Tax suspension requests – Code of Iowa Sec. 427.8
- Set a public hearing for a proposed County ordinance defining secondary roads minimum design requirements

MOTIONS

- Utility permit number 16-179 for Windstream Communications
- Utility permit number 8-28 for Alliant Energy
- Utility permit numbers 10-77 and 10-78 for Eastern Iowa Light & Power

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Drainage Districts

The Supervisors will consider setting a public hearing date for repairs in Drainage District #17, Lateral A. The supervisors will also consider a bid for another Drainage District #17 repair (Oberman Property).

9:40 a.m. Discussion

County Case Management Director Patti Robinson will provide an update to the Supervisors in regards to the case management state transition.

9:50 a.m. Public hearing with possible action to follow
Public comment is welcome on proposed changes to the Clinton County General Assistance Policy.

10:00 a.m. Public hearing with possible action to follow
Public comment is welcome on proposed changes to the Clinton County Indigent Burial Policy.

10:05 a.m. Discussion with possible action to follow
County Building Maintenance Manger Corey Johnson will provide an update to the Supervisors in regards to the Administration Building parking lot/retaining wall project.

10:10 a.m. Discussion with possible action to follow
The Supervisors will discuss a line item in their budget pertaining to an assistant and consider possibly allocating those funds elsewhere.

September 14, 2015

Resolution # 2015-

Whereas, the County Assessor Rollie Ehm advises the following parcels are eligible for homestead credit in the assessment year 2014 and the records of the county must be adjusted to reflect said credit :

1. Parcel 44-0390-1000 Tax District 0500
Owners are: Richard & Dee Ann Cheney

2534 150 Ave

DeWitt IA 52742

2. Parcel 1899980200 Taxing District 0210
Owners are: Marlene A Berst Trust
2127 17 Ave
DeWitt IA 52742

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the additional homestead credit.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

RESOLUTION #2015 - _____

September 14, 2015

WHEREAS: The Clinton County Five Year Roads Construction Program includes the rehabilitation and resurfacing of Y-34 (140th Avenue) from the City of Lost Nation city limit to 180th Street and on E-63 from Y-34 to Y-44, and

WHEREAS: the concept statement and preliminary construction plans for STP-S-CO23(102)—5E-23 have been reviewed and approved by the Iowa Department of Transportation (Iowa DOT), and

WHEREAS: To receive Federal funds in accordance with the Statewide Transportation Improvement Program (STIP) it is necessary for Clinton County and the Iowa DOT to enter into an agreement for administration of the project.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, shall approve the Iowa DOT Agreement No: 6-15-STPS-25.

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

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

September 14, 2015

RESOLUTION 2015-_____

WHEREAS, Sheriff Rick Lincoln desires to renew a one-year agreement with the Clinton Community School District for the purpose of providing after-school safety and law enforcement education programs for the 21st Century program, and;

WHEREAS, the agreement dictates the number of hours that the sheriff's office will provide and the terms of payment to the sheriff's office for providing these services.

THEREFORE, BE IT RESOLVED that the Clinton County Board of Supervisors authorize the signing of the agreement between Clinton Community School District and the Clinton County Sheriff.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 14, 2015

RESOLUTION 2015 - _____

WHEREAS, the Clinton County Sheriff's Office desires to enter into an agreement with the Governor's Traffic Safety Bureau to provide overtime and equipment to the county for the purpose of enforcing traffic safety laws; and

WHEREAS, the Sheriff desires the Clinton County Board of Supervisors to authorize the signing of said agreement.

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Sheriff is hereby authorized to sign the agreement, which has been reviewed and approved by the Clinton County Attorney.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 14, 2015

RESOLUTION # 2015-

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

2606 Roosevelt, Clinton IA

Parcel #8628560000

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 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: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 14, 2015

RESOLUTION # 2015-

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

277 36th Avenue N, Clinton IA

Parcel #8627530000

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 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: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 14, 2015

RESOLUTION # 2015-_____

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that a public hearing for the purpose of soliciting public comment on the establishment of an Ordinance to establish a Policy for the Construction and Reconstruction of Roadways and Bridges on the Clinton County Secondary Road System, be scheduled for _____, _____, 2015 at _____ in the Board of Supervisors Room.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

**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

Street Address: 11101 Anderson Dr., Suite 100

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

Contact Person: Dan Cole or Kijana Royal (563) 927-3120 or (501) 748-7628
(W/O# 71345908100004)

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.

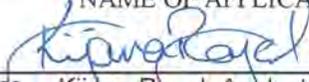
- 10. Permit Required. No applicant shall install any lines unless such applicant has obtained a permit from the County Engineer and has agreed in writing that said installation will comply with all ordinances and requirements of the County for such work. Applicants agree to hold the County free from 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.

August 4, 2015

 DATE SUBMITTED

Windstream Iowa Communications, 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

September 11, 2015

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

Subject: Permit #16-179 WO 71345908100004

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, #843614) 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**

September 14, 2015

Motion by Supervisor _____ to authorize the Chairperson to sign
Utility Permit Number 16-179 is for Windstream Communications of Iowa to install
underground fiber optic along the east side of 280th Avenue in Section 18 of T82N-R4E
of Washington Township.

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: Alliant Energy
Street Address: 201 N. 2nd St.
City, State & Zip Code: Clinton, IA, 52732
Contact Person: John Mootz 563-244-9620

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.

<p style="font-size: 1.2em; margin: 0;"><i>08/19/2015</i></p> <p style="margin: 0;">DATE SUBMITTED</p>	<p style="font-size: 1.2em; margin: 0;"><i>Alliant Energy</i></p> <p style="margin: 0;">NAME OF APPLICANT OR COMPANY</p>
	<p style="font-size: 1.2em; margin: 0;"><i>John Mootz</i></p> <p style="margin: 0;">BY</p>

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

September 14, 2014

John Mootz
201 North 2nd Street
Clinton, IA 52732
563-659-8929

Subject: Permit # 8-28 Underground Electrical Installation

Dear John,

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:

- Alliant Energy 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 County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

September 14, 2015

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 8-28 for Alliant Energy to install a new pole and bore new underground electric service within the county right-of-way located in section 22 and 23 of T82N-R5E on the east and west side of 380th Ave.

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, 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:

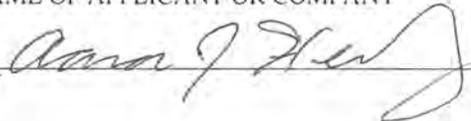
Telecommunications.....	36"	Electric.....	48"
Gas.....	48"	Water.....	60"
Sewer.....	60"		

- 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.

08-27-2015
DATE

Eastern Iowa Light & Power
NAME OF APPLICANT OR COMPANY

BY 

RECOMMENDED FOR APPROVAL:

DATE

COUNTY ENGINEER

APPROVAL:

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

81N 2E CLINTON CO. OLIVE TWP
SEC 14

PAUL & CARLA OLSON RESIDENCE:
2006 250TH ST

250 ST

BORE

250 ST

BORE STARTING AT POLE 1 ON THE SOUTH SIDE OF 250TH ST.
GOING NORTH ACROSS THE ROAD 66FT TO A NEW PADMOUNT TRANSFORMER.

250



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

September 14, 2015

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

Subject: Permit 10 – 77 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**

September 14, 2015

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 10 – 77 for Eastern Iowa Light and Power to bore underground electrical across 250th Street in Section 14 of Olive Township, T81N-R2E.

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, 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"		

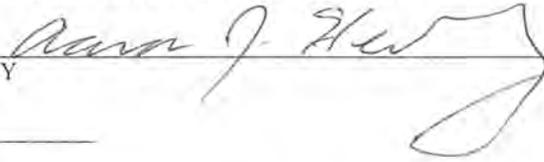
- C) The applicant shall use reference markers in the right-of-way ("R.O.W.") boundary to locate line and changes in alignment as required by the County Engineer. A permanent warning tape shall be placed one (1) foot above all underground utility lines.
 - D) All tile line locations shall be marked with 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.
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 - 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.
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 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.

08-27-2015
DATE

Eastern Iowa Light & Power
NAME OF APPLICANT OR COMPANY

BY 

RECOMMENDED FOR APPROVAL:

DATE

COUNTY ENGINEER

APPROVAL:

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

Clinton Co. Elk River Twp. 83N-6E Sec. 34



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

September 14, 2015

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

Subject: Permit 10 – 78 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**

September 14, 2015

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 10 – 78 for Eastern Iowa Light and Power to bore underground electrical across 432nd Avenue in Section 34 of Elk River Township, T83N-R6E.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion _____

RESOLUTION # 2015-DD-17-_____

September 14, 2015

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #17 have received the County Engineer's condition report for repair work on DD17 Lateral A, and;

WHEREAS, the estimated repair cost is greater than \$25,000 and according to the Code of Iowa a public hearing is required to consider objections to the feasibility of the repairs.

THEREFORE BE IT RESOLVED by the Board of Supervisors that a public hearing be held at _____ on _____, _____, at _____, Iowa.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

September 14, 2015

RESOLUTION # 2015-DD17-_____

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #17 (DD17) 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 August 28, 2015 quotes for the repair work were received as listed below and;

Contractor	Quote Amount (Class E)	Quote Amount (concrete)
Ed Kleinschmidt Excavating	\$2,875.00	\$2,250.00
Dexter Dozing & Scraping	\$9,888.50	No quote

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: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

August, 24 2015

RESOLUTION #2015-_____

WHEREAS, the Clinton County Attorney's Office has need for a part-time (20-29 hours per week) Secretary III, with a starting pay rate of \$17.19 per hour with pro-rated benefits at 50% (except for health insurance which can be purchased at the employee's own cost);

WHEREAS, the Clinton County Attorney's Office shall not be required to post this position as no permanent vacancy exists nor is it a newly-created job classification within the Union.

BE IT RESOLVED that the Clinton County Attorney's Office is hereby authorized to take applications for said position.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson

ATTEST:

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

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: TUESDAY, September 22, 2015, 6:00 A.M.; Low Moor Community Center, 211 3rd Ave., Low Moor, IA.

6:00 a.m. Attend the Low Moor Lions Club meeting which could include discussion of County matters with the club membership

7:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

7:05 a.m. Discussion
County Community Justice Coordinating Commission Coordinator Margaret Kuhl will provide the Supervisors with an update on the replacement county jail and law center project.

7:15 a.m. Formal Action & Motions

RESOLUTIONS

- Authorize the chairperson to sign the contract with AmeriHealth for case management services
- Approve updates to the Clinton County General Assistance Policy
- Approve updates to the Clinton County Indigent Burial Policy
- Mobile home tax adjustments
- Authorize reserve deputies to carry firearms
- Approve a vehicle purchase for secondary roads
- Personnel resignation – Sheriff's Office
- Personnel appointment – Jail

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

September 22, 2015

Resolution 2015-

BE IT RESOLVED by the Clinton County Board of Supervisors that Clinton County Case Management Services enter into a contract with AmeriHealth Caritas Iowa for the purpose of Medicaid payments beginning January 1, 2016;

THEREFORE, BE IT RESOLVED that the Chairperson of the Board of Supervisors be authorized to sign said contract for submission to AmeriHealth Caritas Iowa.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

County Auditor
County of Clinton County
State of Iowa

Chairman
Clinton County Board of Supervisors

RESOLUTION 2015 - _____

WHEREAS, Clinton County currently has a General Assistance Policy; and

WHEREAS, the Clinton County Board of Supervisors has revised the current General Assistance Policy with respect to the eligibility requirements, benefit limitations, and the responsibility of applicants who apply for and/or receive assistance, among other provisions;

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Clinton County, Iowa that the current General Assistance Policy be replaced with the revised General Assistance Policy and the Chairperson be and is hereby authorized to sign the General Assistance Policy, dated September 22, 2015 on behalf of Clinton County.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

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

ATTEST:

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

RESOLUTION 2015 - _____

WHEREAS, Clinton County has an Indigent Burial Policy; and

WHEREAS, the Clinton County Board of Supervisors is mandated to revise the current Indigent Burial Policy to reflect the changes required by Senate File 223;

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Clinton County, Iowa that the current Indigent Burial Policy be replaced with the revised Indigent Burial Policy and the Chairperson be and is hereby authorized to sign the Indigent Burial Policy, dated September 22, 2015 on behalf of Clinton County.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

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

ATTEST:

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

Resolution # 2015 _____

Whereas, real estate taxes for the following mobile home is subject to an adjustments in accordance with code of Iowa Section 435.25:

Royal Pines Village	Vin#06L29639	Dist 0780	Trailer in Dealer Inventory	\$97.00
Robert Hofsommer	Vin#11259189	Dist 0780	Trailer moved to Minnisota	\$97.00
Cherie Planthaber	Vin#0156607G	Dist 0110	Trailer sold and junked	\$118.00

Therefore be it resolved by the Clinton County Board of Supervisors that taxes owed to Clinton County shall be abated and the Clinton County Treasurer shall make said adjustments to the county record system to reflect said abatement.

Shawn Hamerlinck _____

Dan Srp _____

John Staszewski, Chairperson _____

John Staszewski, Chairperson

Attest:

Eric Van Lancker, County Auditor

Resolution # 2015 _____

Whereas, the following mobile home is subject to adjustment in accordance with the code of Iowa Section 435.23 for taxation by Clinton County:

Mitchell Eisenberg Vin#0W66461AB Dist#0780 Purchased trailer \$246.00

Therefore be it resolved by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the pro-rated tax due.

Shawn Hamerlinck _____

Dan Srp _____

John Staszewski, Chairperson _____

John Staszewski, Chairperson

Attest:

Eric Van Lancker, County Auditor

September 22, 2015

RESOLUTION 2015-__

WHEREAS, the Clinton County Sheriff is authorized to have a Sheriff's Reserve Unit, and whereas, from time to time new members are added to this unit, and that said members are trained in the use of various weapons; and

WEHREAS the following reserves have been locally trained by certified instructors in Firearms, Striking Instruments and Chemical Weapons;

THEREFORE BE IT RESOLVED after receiving training as prescribed by the Code of Iowa section 80D.3 and 501.1AC chapter 10; (3), Sheriff Rick Lincoln now seeks approval from the Clinton County Board of Supervisors for Reserve Deputy David Hurla and Reserve Deputy Andrew Friederichsen to be authorized to carry weapons as required by Iowa Code Section 80D.7.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 22, 2015

RESOLUTION #2015-_____

WHEREAS, quotations were solicited on September 4, 2015 for one new 2015 4WD crew cab pickup truck, and

WHEREAS, the total amount of each quotation received is as follows:

McEleney Autocenter (Chevy 1500) Clinton, Iowa	\$ 37,500.00
Krieger's (Chevy 1500) DeWitt, Iowa	\$ 32,867.50
Clinton Auto Group (Ford F-150) Clinton, Iowa	\$ 30,233.92

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the order be awarded to:

Clinton Auto Group for one new 2015 Ford F-150 4WD Crew Cab truck as specified at a cost of \$30,233.92.

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

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

September 22, 2015

RESOLUTION 2015-_____

WHEREAS, the Clinton County Sheriff has accepted the resignation of Richard Peasley, as a part-time bailiff.

THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks on the General Basic Fund, Office of Sheriff, to RICHARD PEASLEY, after accrued benefits are paid effective after his last day of employment on September 30, 2015.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 22, 2015

RESOLUTION 2015-_____

WHEREAS, The Clinton County Sheriff is an elected official and the Board of Supervisors does not consider nor appoint personnel for elected officials, but needs to authorize payroll for the County Auditor.

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be an is hereby authorized to issue biweekly paychecks on the General Basic Fun, Office of Jail to JOSHUA WEHDE, as a full-time Correctional Officer. This will be in effect September 22, 2015 at an hourly rate of \$16.79 during JOSHUA WEHDE's probationary period. This is subject to the terms and conditions of the Sheriff's Bargaining Unit agreement without further action of this Board.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, September 28, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Property tax abstract and billing adjustment
- Property tax adjustment
- Civil Service Commission appointment
- Personnel termination – Roadside
- Authorize agreement with Iowa Alcoholic Beverages Division and the County Sheriff's Office for tobacco compliance checks
- Tax suspension requests – Code of Iowa Sec. 427.8

MOTIONS

- Authorize the chairperson to sign the subcontract with the Area Substance Abuse Council

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Public Hearing with possible action

Public comment is welcome on proposed County ordinance titled "An Ordinance to Establish a Policy for the Construction and Reconstruction of Roadways and Bridges on the Clinton County Secondary Roads System."

9:35 a.m. Discussion with possible action

County Engineer Todd Kinney will update the Supervisors on a petition to vacate a platted right-of-way adjacent to 252nd Street.

9:40 a.m. Discussion with possible action

County Case Management Director Patti Robinson will present the updated cost report for case management's fiscal year 2015 and the amended cost report for fiscal year 2016.

9:45 a.m. Discussion with possible action

County Mental Health Coordinator Becky Eskildsen will update the Supervisors about recent issues with the Eastern Iowa MH/DS Region and present a resolution to approve the appointment of a mental health court advocate.

9:50 a.m. Discussion with possible action

County Building Maintenance Manager Corey Johnson will update the Supervisors on the Administration Building parking lot/retaining wall project.

10:00 a.m. Discussion with possible action

The Supervisors will discuss the County medical examiner program with Emergency Management Coordinator Chance Kness.

September 28, 2015

Resolution # 2015-

Whereas, the Mississippi Bend Area Education Agency (MBAEA), a political subdivision of the State of Iowa , has acquired ownership of the real property located at 2001 Manufacturing Court on October 20, 2014.

Further, MBAEA is exempt from taxation under the terms and conditions of Iowa code sections 273, section 273.2 , and section 256 and as such a tax billing for the assessment year 2014 has been sent and received by the MBAEA as required by the code section 445.63 with written payment protest from the MBAEA as required by Iowa code section 445.63.

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the abatement of taxes owed by the MBAEA for the pro-rata share of property tax that would be due and payable by MBAEA in the sum of 24,510.83 for property identified on the county records as parcel 8045380012 and 8053000000 in fiscal year 2015-2016 (assessment year 2014) , and the MBAEA shall pay to Clinton County the pro- rata share of property taxes received from the seller in the amount \$14,685.17 for the parcels as follows:

Parcel 8045380012 \$14,034.79 and Parcel 8053000000 \$650.38

The auditor and assessor shall adjust the records of Clinton County for all future years to reflect the status for tax exemption in accordance with the code of Iowa.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

September 28, 2015

Resolution # 2015-_____

Whereas, the County Auditor's Office advises the following parcel carried forward on the FY2016 fiscal year tax abstract in the assessment year 2014 without a taxable valuation in error and the records of the county must be adjusted to reflect an adjustment of correction to the abstract and billing as follows:

1. Parcel 8099980600 Tax District 0740
Owner: Union Pacific Railroad

For a railroad bridge in the city of Clinton

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the additional property tax and abstract variation for the amount of \$446,750 resulting in an additional property tax billing for \$18,594.00 in the current fiscal year.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

RESOLUTION #2015-_____

September 28, 2015

WHEREAS, the Board of Supervisors of Clinton County, Iowa, having adopted “Regulations for Non-Union County Engineer’s Personnel” applicable to the employment of non-union personnel, and

WHEREAS, it is necessary to make certain changes in the regulation as to the appointment of non-union employees, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the following changes are made:

Terminate the employment of the following part-time employees/summertime employees, effective September 25, 2015:

- 1. Bill Kline**
- 2. Harold Stansbarger**
- 3. Dennis Fairbanks**
- 4. Tom Kinney**
- 5. Steve Olson**

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

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

**Chairman
Clinton County Board of Supervisors**

September 28, 2015

RESOLUTION 2015 - _____

WHEREAS, Sheriff Rick Lincoln desires the Clinton County Sheriff's Office to enter into a 28E contractual agreement with the State of Iowa Alcoholic Beverages Division (ABD); and

WHEREAS, the ABD will pay Clinton County Sheriff's Office \$50.00 for each establishment for which a deputy conducts a tobacco compliance check;

THEREFORE, BE IT RESOLVED that the Clinton County Board of Supervisors authorizes the signing of the contract between the Clinton County Sheriff and the ABD to be in effective after both parties sign said contract.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 28, 2015

RESOLUTION # 2015-_____

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 #5002410000

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: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

September 28, 2015

RESOLUTION # 2015-_____

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 North 5th Street, 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 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: _____

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

ATTEST:

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

Clinton County

Subcontract With

Area Substance Abuse Council Inc.

This Subcontract is made and entered into effective July 1, 2015, by and between Clinton County, Iowa, a governmental unit of the State of Iowa and Area Substance Abuse Council, Inc. located at 250 20th Avenue N, Suite #250 in Clinton, IA. The Area Substance Abuse Council, Inc. is a corporation that provides substance abuse prevention services in Clinton County Iowa.

Contract Term will be for one year, commencing on July 1, 2015 and ending on June 30, 2016.

ASAC agrees to provide substance abuse prevention activities outlined the Project Work plan to prevent substance abuse as outlined in **Application: 114431 - IDPH County Substance Abuse Prevention Grant - FY 2016**. ASAC will provide the Project Coordinator and Prevention Specialists required to facilitate the Strategic Prevention Framework to assess college age binge drinking and marijuana use/abuse in Clinton County, assist the SPF taskforce in identifying strategies to reduce targeted substance abuse and implement selected strategies. Additionally, they agree to follow the terms and conditions set forth under the IDPH County Substance Abuse Prevention Services contract.

Additionally, ASAC will allow the IDPH or any of their duly authorized representatives to have access for the audit and examination to any documents, papers, and records pertinent to the subcontract. As a subcontractor, ASAC shall maintain compliance with IDPH special and General Conditions dated 5.1.14.

Finally, Clinton County agrees to pay ASAC a total of \$17,500.00 for providing these substance abuse prevention services in Clinton County as detailed in the following line item budget:

Line Item	Grant Funds	Clinton County Matching Funds	Total
Salaries/Fringe	\$4,375.00	\$13,125.00	\$17,500.00
Subcontract	\$0.00	\$0.00	\$0.00
Equipment	\$0.00	\$0.00	\$0.00
Other	\$0.00	\$0.00	\$0.00
Indirect or Administrative Costs	\$0.00	\$0.00	\$0.00
Totals	\$4,375.00	\$13,125.00	\$17,500.00

This payment will be made up of \$13,125.00 of 100% county matching funds and \$4,375.00 from the IDPH. Payments will be made on a reimbursement bases following submission of billings from ASAC detailing staff utilization and completion of activities.

IN WITNESS WHEREOF, the parties hereby hereto have signed this Contract as of the effective date.

Clinton County

Area Substance Abuse Council

Signature

Chairperson, Clinton Co. BOS

Title

Date

Signature

Executive Director

Title

Date

September 28, 2015

Motion by Supervisor _____ to authorize the Chairperson of the County Board of Supervisors to sign the Subcontract for prevention services between Clinton County and the Area Substance Abuse Council

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion: _____.

September 28th, 2015

RESOLUTION #2015-

WHEREAS, Cedar, Clinton, Jackson, Muscatine and Scott Counties are desirous to amend the current 28E Agreement regarding Mental Health Advocate Services pursuant to statutory authority under Chapter 28E of the Code of Iowa, and;

WHEREAS, Cedar, Clinton, Jackson, Muscatine and Scott Counties are members of the Eastern Iowa Mental Health/Disability Services (MH/DS) Region and have shared services and Scott County has agreed to serve as the employer of record;

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Chairperson is authorized to sign the 28E Agreement amendment.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lanker

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, October 5, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Tax suspension requests – Code of Iowa Sec. 427.8
- Tax suspension request – Code of Iowa Sec. 427.9
- Property tax adjustments
- Execute a contract with Health Solutions, LLC for a Clinton County Employee Wellness Program

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Drainage District

A public hearing is scheduled to collect public comment on the engineer's report for the proposed repair to DD#17 Lateral A. The Trustees will also consider awarding a contract for the DD#17 Main Ditch repair. The Trustees will also discuss a repair request for DD#7 Lateral D.

9:40 a.m. Discussion with possible action

County Case Management Director Patti Robinson will present the amended cost report for fiscal year 2016.

9:45 a.m. Discussion with possible action

The Supervisors will consider a resolution to approve retaining outside legal counsel for the purpose of forming a Clinton County Public Safety Authority.

9:50 a.m. Discussion with possible action

The Supervisors will receive an update on the Clinton County Courthouse fourth floor storage issue.

October 5, 2015

RESOLUTION # 2015-

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 #1002230000

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 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: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

October 5, 2015

RESOLUTION # 2015-

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 #8045230000

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 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: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

October 5, 2015

RESOLUTION # 2015-_____

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

2523 Garfield Street, Clinton, IA

Parcel #: 861620000

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: _____

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

ATTEST:

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

October 5, 2015

Resolution # 2015-_____

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 5200690000 Dist # 0580 Agland 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 5200690000 Dist # 0580 Agland 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: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

RESOLUTION 2015 - _____

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 chairperson be authorized to sign the Customer Service Agreement with Health Solutions, LLC as reviewed and approved by the Clinton County Attorney.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

October 5, 2015

RESOLUTION # 2015-DD17-_____

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #17 received a request for repair of the Drainage District 17 (DD17) main ditch adjacent to the Dean Barber property, and

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #17 (DD17) 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: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

August 11, 2015

To: Mike Wolf, Clinton County Attorney

From: Robert Josten, David Claypool and Cristina Kuhn

As a follow up to our recent conversation, we have revised our July 22 memo to reflect the fact that the facilities will include a jail, law enforcement and communications center and have enclosed a copy of the revised memo for your review.

If the County determines to proceed with this project we will be available to provide services for the following categories of work:

Creation of Authority and holding of the election on the proposal to issue the Bonds. We will prepare the Articles of Incorporation and Bylaws and make the necessary filings to establish the corporation. We will also prepare the necessary resolutions for the City and the County to approve the Articles and Bylaws. We will prepare the ballot proposition, the resolution of the Authority board setting the election and any other documentation necessary to facilitate the holding of the election. We will confer with City and County officials and address any questions or issues that come up during the process. Based upon our experience with other projects of this type, we estimate that our fees for these services will be between \$12,000 to \$15,000.

Bond Counsel services related to the issuance of the Bonds. As Bond Counsel, we will prepare the basic financing documents related to issuance of the Bonds, including the trust agreement, lease agreement, use agreement and other documents related to the issuance of the Bonds. We will also prepare the resolutions to be adopted by the Authority, the City and the County, as necessary, and forms of the various certificates, opinions, and other closing documents necessary to finalize the issuance of the Bonds. If necessary, we will also prepare documentation for an interim project note financing with a local Bank (the "Bank Interim Loan"). Our role as Bond Counsel will also involve the analysis of any state law or federal tax law issues which may arise as a result of the nature of the Project and the structuring of the financing. We will confer with officers and representatives of the Authority, its financial advisors and the Underwriter (if applicable) in addressing these matters and in preparation of the various documents. Additionally, we will prepare and provide guidance on a post issuance compliance policy for the Authority and the County to ensure compliance with the tax exempt requirements of the Bonds after their issuance.

We will coordinate the closing of the financings and at the closings deliver our opinions as to the legality of and tax exempt nature, as applicable, of the Bonds. It will be our responsibility to accumulate the closing documents and provide copies of those documents in a permanent transcript to the parties involved in the financings after the closings. If the Authority engages an Underwriter and the Bonds will be sold through the use of an Official Statement, our responsibilities as Bond Counsel will also include a limited review of the Official Statement

relating only to the legal documents we have prepared as Bond Counsel, including any necessary summaries of the documents we prepared for the Official Statement. Our engagement as Bond Counsel would not include the preparation of or review of the Official Statement, nor the rendering of opinions regarding the Official Statement, except as provided in the foregoing sentence. We estimate that our fees for Bond Counsel services would be between \$38,000 to \$42,000.

Disclosure Counsel services related to the issuance of the Bonds. If an Official Statement is used to market or place the Bonds we are available to act as Disclosure Counsel for the Authority. In acting as Disclosure Counsel, we will assist the Authority in preparing the Official Statement, prepare the Bond Purchase Agreement and Continuing Disclosure Agreement, perform “due diligence” functions and perform certain other functions as may be necessary to fulfill our responsibilities as Disclosure Counsel. We will also provide a legal memorandum (a “blue sky memorandum”) with respect to state securities (blue sky) matters relating to the Bonds, if required by the Underwriter. We estimate that our fees for Disclosure Counsel services would be between \$12,000 to \$15,000 plus an additional fee of up to \$2500 if the Underwriter requires a blue sky memorandum.

Services related to bid letting. Our services outlined previously for creation of the Authority and holding the election and as Bond Counsel and Disclosure Counsel do not include legal work relating to the bidding of the contracts or the construction contract opinions. If the Authority requests our assistance, we will prepare the resolutions, notices and other documents necessary to receive and award the bids. The costs for such preparation of the resolutions and other documents will depend upon the time involved which will be based, in part, upon the complexity of the bids (which include issues that arise in the bidding process such as irregularities, whether the bid is the lowest responsive, responsible bid, etc.) and if multiple bidding is required (for example if some are rejected and rebid). Absent bidding complications and extenuating circumstances, we estimate that our fees for this bidding work will be \$3000 to \$5000.

As we mentioned on the phone, the fees involved in this type of financing are generally higher than you would encounter on a normal county bond issue. All counsel fees are eligible to be paid from proceeds of the Bonds or a Bank Interim Loan at the time of closing. However, if the election fails or the project is abandoned at any time for any reason, we would bill for our services rendered to date at that time. Because the County is the moving force behind this project we would anticipate that the County would pay such fees either directly or by providing the money to the Authority necessary to pay such fees.

MEMORANDUM

TO: Clinton County Board of Supervisors and Clinton County Attorney

FROM: Robert Josten, David Claypool and Cristina Kuhn

DATE: August 11, 2015

RE: Clinton County Building Authority

Clinton County, Iowa (the "County") and the City of Clinton, Iowa (the "City") are contemplating the creation of the Clinton County Building Authority (the "Authority"), pursuant to the provisions of Section 346.27 of the Iowa Code, for the purpose of acquiring and constructing a new jail, law enforcement and communications center (the "Facilities") for the joint use of the County and the City.

The Authority will finance the costs of acquisition, construction, furnishing and equipping the Facilities through the issuance of Facilities Revenue Bonds (the "Revenue Bonds") pursuant to authority granted in Section 346.27 of the Iowa Code. Prior to issuing the Revenue Bonds, the Authority will call an election on the question of issuing the Revenue Bonds. All registered voters of the County will be entitled to vote on the question and an affirmative vote of a majority of the votes cast at the election will be required to authorize the issuance and sale of the Revenue Bonds. If approved by the voters and issued by the Authority, the Revenue Bonds will be payable solely from the revenues generated by the operation of the Facilities, including payments under any leases or contracts which the Authority enters into for use of the Facilities. It is anticipated that the County and the City will each enter into long term leases for the use of portions of the Facilities. It is also anticipated that the rental payments under those leases will be sufficient to pay debt service on the Revenue Bonds. Pursuant to Section 346.27(22) of the Iowa Code, the County and the City will be authorized, as needed, to levy and collect a direct annual tax sufficient to pay the annual rental payments under the leases.

The following is a list of actions to be taken by the Board of Supervisors of the County, the City Council of the City, and the Board of Commissioners of the Authority in order to establish the Authority and complete the transactions referred to above:

I. Actions by the Board of Supervisors of Clinton County.

- A. Actions Relating to the Formation of the Authority.
1. Adopt Articles of Incorporation of the Authority. §346.27(3)
 2. Provide (in connection with the City) for the recording of the Articles of Incorporation in the office of the County Recorder, the filing of the Articles of Incorporation with the Secretary of State of Iowa, and the publication of the Articles of Incorporation once in the newspapers designated in the Articles of Incorporation.

NOTE: The Authority does not come into existence until such recording, filing and publications occur. §346.27(6)

3. Appoint a Commission Member from County area outside of the corporate limits of the City (2 year term). §346.27(5)
 4. Appoint (in joint action with the City) the third Commission Member (6 year term). §346.27(5)
- B. Actions Subsequent to the Formation of the Authority.
1. Approve Bylaws adopted by the Board of Commissioners, as required by Articles of Incorporation.
 2. Approve the Building Site selected by the Board of Commissioners for the Facilities. §346.27(9)(a)
 3. Adopt a resolution setting forth the proposal to lease any County-owned property to the Authority and setting a public hearing date and providing for publication of a notice of hearing on the proposal (4-20 days in County newspapers). §331.361(2)(a)
 4. Hold the hearing on the proposal to lease the County-owned property to the Authority. §331.361(2)(b)
 5. Concur in the Authority's call of an election on the proposal to issue the Revenue Bonds. §346.27(10)
- C. Actions Subsequent to Successful Election.
1. Approve lease of any County-owned property to the Authority. §346.27(9)(b)
 2. Approve the County lease related to use of the Facilities. §346.27(9)(h)
 3. Adopt a resolution, as needed, levying an annual tax to pay the rental payments under the County lease for the use of the Facilities §346.27(22)

II. Actions by the City Council of the City of Clinton.

- A. Actions Relating to the Formation of the Authority (similar to the County's actions described in Article I above).
1. Adopt Articles of Incorporation of the Authority. §346.27(3)
 2. Provide (in connection with the County) for the recording of the Articles of Incorporation in the office of the County Recorder, the filing of the Articles of Incorporation with the Secretary of State of Iowa, and the publication of the Articles of Incorporation once in

the newspapers designated in the Articles of Incorporation).
NOTE: The Authority does not come into existence until such recording, filing and publications occur. §346.27(6)

3. Appoint a Commission Member from within the corporate boundaries of the City (4 year term). §346.27(5)
4. Appoint (in joint action with the County) a third Commission Member (6 year term). §346.27(5)

B. Actions Subsequent to the Formation of the Authority.

1. Approve Bylaws adopted by the Board of Commissioners, as required by Articles of Incorporation.
2. Approve the Building Site selected by the Board of Commissioners for the Facilities. §346.27(9)(a)
3. Concur in Authority's call of an election on the proposal to issue the Revenue Bonds. §346.27(10)

C. Actions Subsequent to Successful Election.

1. Approve any City lease or use agreement related to use of the Facilities. §346.27(9)(h)
2. Adopt a resolution, as needed, levying an annual tax to pay the rental payments under any City lease for use of the Facilities. §346.27(22)

III. Actions to be taken by the Board of Commissioners of the Clinton County Building Authority.

A. Actions Relating to Formation of the Authority and Calling Election.

1. Adopt Bylaws. §346.27(5)
2. Adopt Rules of Procedures, unless set out in Bylaws §346.27(5)
3. Designate Chairperson, Secretary, and Treasurer. §346.27(5)
4. Approve the Building Site as the site for the Facilities (subject to approval of the City and the County). §346.27(9)(a)
5. Call an election on the proposal to issue the Revenue Bonds (with concurrence of the City and the County). §346.27(10)

NOTE: In addition to publication requirements of §49.53, a notice of election is required to be published once each week for two consecutive weeks. §346.27(10)

6. Adopt resolution describing the Building Site to be acquired, the nature of the existing improvements, the disposition to be made of the existing improvements, the general description of the Facilities to be constructed, the limit of the costs of the project, the period of usefulness of the Facilities and the amount of Revenue Bonds to be issued, along with other details relating to the Revenue Bonds. §346.27(11) and §346.27(12)

B. Actions Subsequent to Successful Election.

1. Approve the Building Site Lease of County-owned property, if needed. §346.27(9)(b)
2. Approve lease for City use of Facilities. §346.27(9)(h)
3. Approve lease for County use of Facilities. §346.27(9)(h)
4. Fix hearing date on plans and specifications and form of contract for the construction of the Facilities (one publication, at least 10 days prior to hearing). §73A.2
5. Fix date for public bidding on contract for construction of Facilities (two publications, first publication at least 15 days prior to bid letting). §73A.18
6. Hold hearing on plans and specifications and adopt resolution finally approving plans and specifications. §73A.2
7. Accept bids and adopt resolution awarding contracts for construction of Facilities and adopt resolution approving executed contracts and performance and payment bonds. §73A.18
8. Adopt resolution setting date for sale of Revenue Bonds.
9. Receive bids on Revenue Bonds and adopt resolution awarding sale of Revenue Bonds. §75.2
10. Adopt resolution authorizing the issuance of the Revenue Bonds, setting rates, and approving financing documents §346.27(12) through §346.27(21)

October 5, 2015

RESOLUTION # 2015 - ____

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) and pursuant to their fee schedule letter (see attached).

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson

ATTEST:

County Auditor, Eric VanLancker
County of Clinton
State of Iowa

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, October 12, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Authorization to hire outside council for Elvira Wastewater project

MOTIONS

- Utility Permit Number 10 – 79 for Eastern Iowa Light and Power

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Drainage Districts with Possible Action

The Board of Trustees for DD#17 will consider awarding a contract for the DD#17 Main Ditch repair.

9:35 a.m. Discussion

The Supervisors will discuss the proposed Board of Supervisors Agenda Policy.

10:30 a.m. Discussion

Tim Kearns, Clinton County Health Benefits consultant with RJ Lee & Associates a True North Company, will provide the Supervisors with a quarterly report on the County's health benefits plan.

October 12, 2015

RESOLUTION # 2015 - ____

WHEREAS, Clinton County desires to retain outside legal counsel for all purposes in connection with acquisition of land and easements to implement proposed wastewater improvements for Elvira, Iowa as outlined and designed by French-Reneker-Associates, Inc. (FRA, Inc.);

WHEREAS, Clinton County recognizes the possibility of condemnation, due to the public health demands associated with Elvira, Iowa’s wastewater needs identified by FRA, Inc.; and the specialized legal expertise for such an undertaking;

WHEREAS, it is in the best interests of Clinton County to receive such assistance from Drew Chambers of Holleran, Shaw, Murphy & Stoutner;

BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County retains Drew Chambers at his standard hourly fee to provide legal assistance to Clinton County, the Clinton County Board of Health and the Clinton County Sanitarian to acquire the property and prepare easements necessary to implement the Elvira, Iowa wastewater project as outlined by FRA, Inc.

Roll Call:

Hammerlinck: _____

Srp: _____

Staszewski: _____

Chairperson

ATTEST:

County Auditor, Eric Van Lancker
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, 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: EASTERN IOWA LIGHT & POWER REC

Street Address: 1703 W. 3rd ST. PO. BOX 3003

City, State & Zip Code: WILTON, IA 52778-3003

Contact Person: CHAD RUDEAN (800) 728-1242 EXT 7337

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.

10-5-2015
DATE SUBMITTED

EASTERN IOWA LIGHT & POWER REC
NAME OF APPLICANT OR COMPANY

Ed Rudner
BY

APPROVAL:

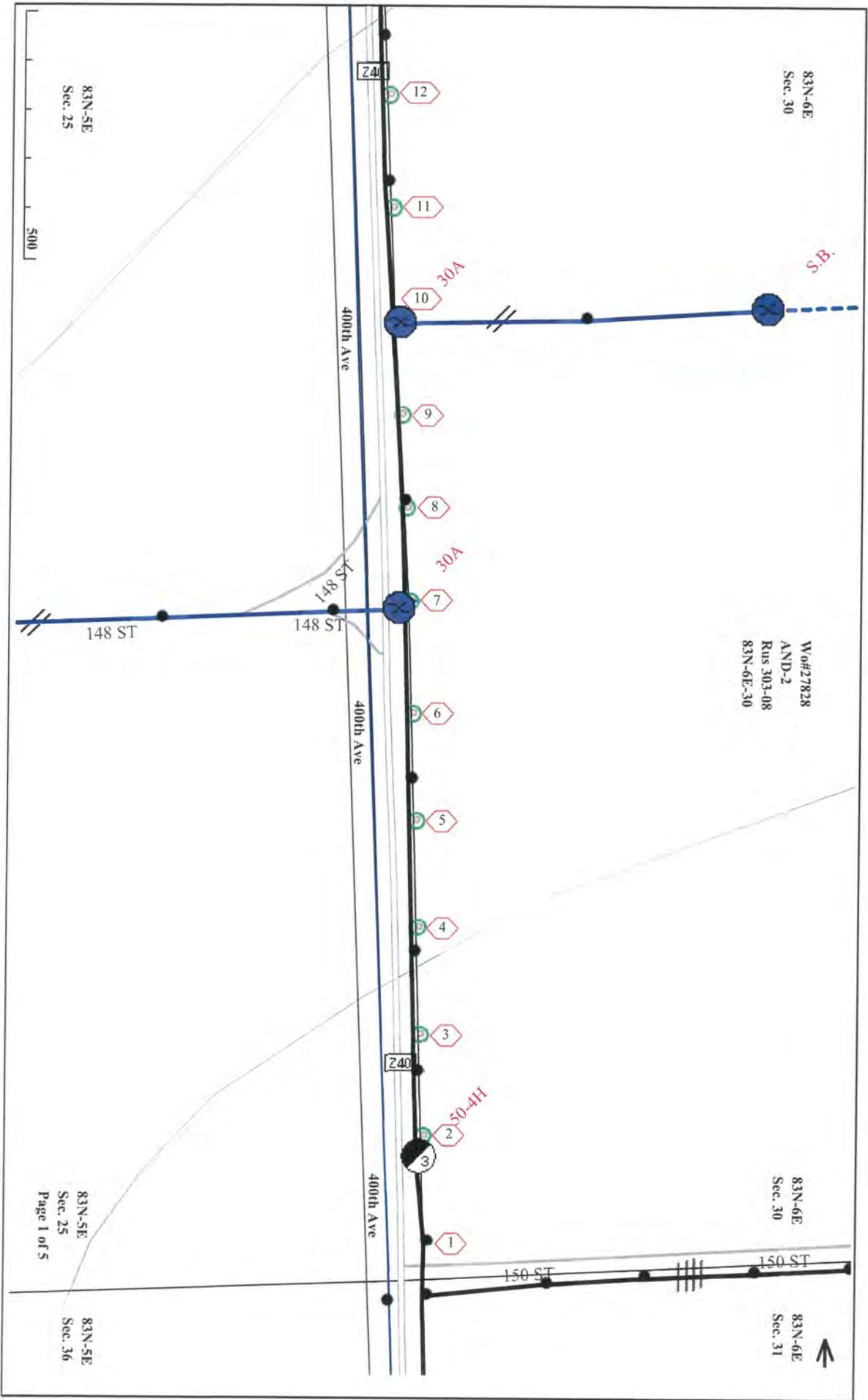
DATE

COUNTY ENGINEER

APPROVAL: **Required for Franchise Utility Permit Applications Only**

DATE

CHAIRPERSON, BOARD OF SUPERVISORS





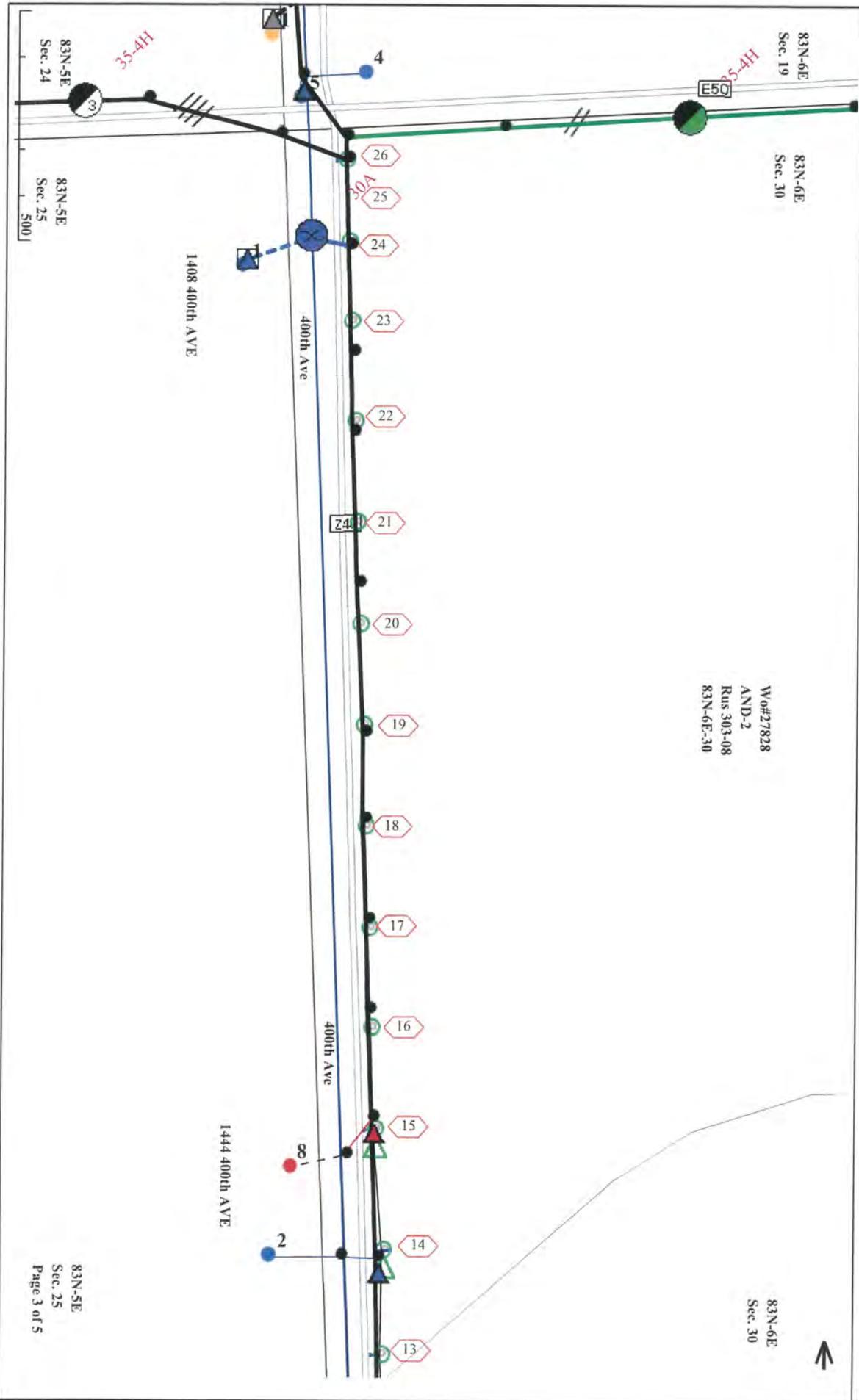
Date: 2015-10-01
 Workorder #: 27828
 Staker: Chad Ruden
 Job Type: N/A
 Op Code: 2A-OH Const. Line
 Extensions: 1 or 3 Phase
 Page 2 of 5

Member Name: E.I.L.P
 Address: 1703 W. 3rd St.
 Service Address: 400th Ave
 Phone: 800-728-1242
 Location: 83N-6E-30
 Substation: 15 ANDOVER
 Feeder: 4
 Phase: ABC
 District: 1 : Dewitt
 County: 23 CLINTON
 Township: 23 ELK RIVER

UNIT SUMMARY

POLES	PRIMARY WIRE
New: 24	New: 20752
Retire: 0	Retire: 0
TRANSFORMERS	SERVICE WIRE
New: 2	New: 0
Retire: 0	Retire: 0
ONE-CALL #:	Phase:
County/State #:	Phase:
Inspection #:	

1 NewOH 0 feet Source: none Angle: 178 deg, RT Lat: N 41.980655178472386 Lon: W -90.31500519795165 Comments: 40-3	2 NewOH 215 feet Source: 1 Angle: 0 deg, RT Lat: N 41.96124441147804 Lon: W -90.31500186211158 Comments:	3 NewOH 203 feet Source: 2 Angle: 0 deg, RT Lat: N 41.9618027197789 Lon: W -90.31499798316236 Comments:	4 NewOH 215 feet Source: 3 Angle: 0 deg, LT Lat: N 41.96239296153833 Lon: W -90.31499388193616 Comments:	5 NewOH 215 feet Source: 4 Angle: 0 deg, RT Lat: N 41.96298303395896 Lon: W -90.31489137952473 Comments:	6 NewOH 217 feet Source: 5 Angle: 0 deg, RT Lat: N 41.96357725919794 Lon: W -90.31498773519864 Comments:
7 NewOH 225 feet Source: 6 Angle: 1 deg, LT Lat: N 41.96419383090019 Lon: W -90.31499338051685 Comments: New (900) 3/0 ACSR 6/1 New (1) 35-4 New (1) A7-2 New (1) C1.11P New (1) E1.1 New (1) E1.5 New (1) F3-12 New (1) H1.1 New (1) S1.02 New (8) ZZZDAMPER	8 NewOH 186 feet Source: 7 Angle: 1 deg, LT Lat: N 41.96470504653039 Lon: W -90.31499885363646 Comments: New (744) 3/0 ACSR 6/1 New (1) 35-4 New (1) C1.11P New (8) ZZZDAMPER	9 NewOH 188 feet Source: 8 Angle: 0 deg, RT Lat: N 41.96522032841319 Lon: W -90.31501208745197 Comments: New (752) 3/0 ACSR 6/1 New (1) 40-4 New (1) C1.11P New (8) ZZZDAMPER	10 NewOH 190 feet Source: 9 Angle: 1 deg, RT Lat: N 41.96574048389927 Lon: W -90.31502659739385 Comments: New (860) 3/0 ACSR 6/1 New (1) 40-4 New (1) A5.2 New (1) C1.11P New (1) EB-2YL New (1) F3-12 New (1) H1.1 New (1) S1.02 New (8) ZZZDAMPER	11 NewOH 227 feet Source: 10 Angle: 0 deg, RT Lat: N 41.96636256013108 Lon: W -90.3150255748585 Comments: New (908) 3/0 ACSR 6/1 New (1) 40-4 New (1) C1.11P New (1) H1.1 New (8) ZZZDAMPER	12 NewOH 227 feet Source: 11 Angle: 0 deg, LT Lat: N 41.96695608213841 Lon: W -90.31503483861242 Comments: New (908) 3/0 ACSR 6/1 New (1) 40-4 New (1) C1.11P New (1) H1.1 New (8) ZZZDAMPER





Date: 2015-10-01
 Workorder #: 27828
 Staker: Chad Ruden
 Job Type: N/A
 Op Code: 2A-OH Const. Line
 Extensions for 3 Phase
 Page 4 of 5

Member Name: E.I.L.P.
 Address: 1703 W. 3rd St.
 Service Address: 400th Ave
 Phone: 800-728-1242
 Location: 83N-6E-30
 Substation: 15 ANDOVER
 Feeder: 4
 Phase: ABC
 District: 1 : Dewitt
 County: 23 CLINTON
 Township: 23 ELK RIVER

UNIT SUMMARY	
POLES	New: 24 Retire: 0
TRANSFORMERS	New: 2 Retire: 0
SERVICE WIRE	New: 0 Retire: 0 Phase:
ONE-CALL #:	
County/State #:	
Inspection #:	

<p>13 NewOH 226 feet Source: 12 Angle: 3 deg. RT Lat: N 41.96760568699532 Lon: W -90.31503864711465 Comments:</p>	<p>14 NewOH 228 feet Source: 13 Angle: 5 deg. LT Lat: N 41.968229946352885 Lon: W -90.31500103522336 Comments:</p>	<p>15 NewOH 264 feet Source: 14 Angle: 2 deg. RT Lat: N 41.96895476947283 Lon: W -90.31504027154564 Comments:</p>	<p>16 NewOH 221 feet Source: 15 Angle: 0 deg. LT Lat: N 41.96856007399283 Lon: W -90.31503990619505 Comments:</p>	<p>17 NewOH 221 feet Source: 16 Angle: 0 deg. RT Lat: N 41.97016615538346 Lon: W -90.31503991902514 Comments:</p>	<p>18 NewOH 220 feet Source: 17 Angle: 0 deg. LT Lat: N 41.97076988802088 Lon: W -90.3150386837555 Comments:</p>
<p>19 NewOH 220 feet Source: 18 Angle: 0 deg. RT Lat: N 41.97137365407755 Lon: W -90.31503923837303 Comments:</p>	<p>20 NewOH 221 feet Source: 19 Angle: 0 deg. RT Lat: N 41.971980469036694 Lon: W -90.31503851117155 Comments:</p>	<p>21 NewOH 221 feet Source: 20 Angle: 0 deg. LT Lat: N 41.97258732653145 Lon: W -90.31503646626234 Comments:</p>	<p>22 NewOH 223 feet Source: 21 Angle: 0 deg. LT Lat: N 41.97319849334181 Lon: W -90.31503594290557 Comments:</p>	<p>23 NewOH 218 feet Source: 22 Angle: 0 deg. RT Lat: N 41.973795993151164 Lon: W -90.31503578488017 Comments: Deadend</p>	<p>24 NewOH 172 feet Source: 23 Angle: 0 deg. LT Lat: N 41.97428742961247 Lon: W -90.31503456078045 Comments:</p>



Date: 2015-10-01

Workorder #: 27828

Staker: Chad Ruden

Job Type: N/A

Op Code: 2A-OH Const. Line

Extensions: 1or 3 Phase

Page 5 of 5

Member Name: E.I.L.P

Address: 1703 W. 3rd St.

Service Address: 400th Ave

Phone: 800-728-1242

Location: 83N-6E-30

Substation: 15 ANDOVER

Feeder: 4

Phase: ABC

District: 1 : Dewitt

County: 23 CLINTON

Township: 23 ELK RIVER

POLES

UNIT SUMMARY

PRIMARY WIRE

New: 24

Retire: 0

New: 20752

Retire: 0

TRANSFORMERS

New: 2

Retire: 0

SERVICE WIRE

New: 0

Retire: 0

Phase:

ONE-CALL #:

County/State #:

Inspection #:

25 NewOH 178 feet

Source: 24

Angle: 1 deg. RT

Lat: N 41.97475659328987

Lon: W -90.31503345667196

Comments:

- New (712) 3/0 ACSR 6/1
- New (1) 4S-4
- New (1) C2 51P
- New (1) C7-2R
- New (1) EB-2YL
- New (1) F3-23
- New (8) ZZZDAMPER

26 NewOH 47 feet

Source: 25

Angle: None

Lat: N 41.974885394036235

Lon: W -90.31502927228705

Comments:

- Existing (1) 40-4
- Existing (1) A5.2
- Existing (1) C5.32
- Existing (1) E1.1
- Existing (1) E1.5
- Existing (1) EB-2YL
- Existing (3) F3-12
- New (188) 3/0 ACSR 6/1
- New (4) L3.5
- New (4) ZZZDAMPER
- Retire (4) L3.5

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

October 12, 2015

Chad Ruden
Eastern Iowa Light & Power
1703 West 3rd Street
PO Box 3003
Wilton, Iowa 52778-3003
800-728-1242 x7337

Subject: Permit 10 – 79 for Electrical Utility Installation

Dear Chad,

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**

October 12, 2015

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 10 – 79 for Eastern Iowa Light and Power to install new overhead lines and poles along the north side of 400th Avenue in Section 30 of Elk River Township, T83N-R6E.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion _____

October 12, 2015

RESOLUTION # 2015-DD17-04

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #17 received a request for repair of the Drainage District 17 (DD17) main ditch adjacent to the Dean Barber property, and

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #17 (DD17) 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
Dexter Dozing & Scraping	No quote	\$8,919.24
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 Dexter Dozing & Scraping.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, accept the low quote submitted by Dexter Dozing & Scraping and authorize the execution of the contract.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors



Clinton County

Clinton County Board of Supervisors Agenda Policy

POLICY STATEMENT

The Clinton County Board of Supervisors desires to meet the expectations of the open meetings laws as prescribed by the Code of Iowa and it also wishes to conduct its meetings in an orderly and well prepared manner.

SUBMITTING ITEMS FOR BOARD CONSIDERATION

Agenda item requests and all supporting documentation shall be made electronically to the County Auditor and the County Auditor's First Deputy no later than 10 a.m. Thursday. Submissions may include resolutions, written motions, contracts or other related documents.

The County Auditor will then develop the agenda and prepare agenda packets to be distributed appropriately Thursday morning.

Routine resolutions/motions will be listed as either unanimous consent or as a separate item for consideration. If the department head/elected official prefers the item not be listed on unanimous consent, then the submitter shall make note of that request.

RESOLUTIONS

All action items shall be accompanied by an appropriate resolution. That resolution should be written by the department head/elected official from the department/commission submitting the resolution.

LATE AGENDA SUBMISSIONS

Submissions for the upcoming regular Board of Supervisors meeting should be filed with the County Auditor and County Auditor's First Deputy before 10 a.m. on Thursday.

All requests made after 10 a.m. Thursday shall be considered for the next Board of Supervisors meeting.

If a department head/elected official believes the request is of a time sensitive manner that it cannot wait until the next Board of Supervisors meeting, it may be added with the permission of

the Chairperson of the Board of Supervisors. If the Chairperson is unavailable, the request may be reviewed by the Vice-Chairperson or the third Board member if need be.

Requests for agenda items with less than 24-hours of the meeting will be considered an emergency. Such emergency requests will be handled in accordance with the Code of Iowa Chapter 21 and may be subject to consultation with the County Attorney.

AGENDA POSTING

The agenda will be posted to the County website and the County bulletin board every Thursday before noon. The County Auditor's Office will distribute the agenda packets to the appropriate people/entities via email every Thursday before noon.

Exceptions to these guidelines may occur due to County holidays and change of meeting schedule.

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, October 19, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Final adoption of a County ordinance titled “An Ordinance to Establish a Policy for the Construction and Reconstruction of Roadways and Bridges on the Clinton County Secondary Roads System.”
- Authorize wage/benefits for Early childhood Iowa School Ready and Early Childhood coordinator
- Elderly and disabled property tax credit adjustment
- Approve updates to the Clinton County Board of Supervisors Agenda Policy
- Accept plans for Administration Building retaining wall and proceed with advertising for project quotes
- Tax suspension request – Code of Iowa Sec. 427.8

MOTIONS

- Motion to authorize Building Maintenance to advertise for bids for DeWitt Satellite Office snow removal

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion

The Supervisors will discuss the upcoming budget process with County Auditor Eric Van Lancker and County Budget Director Lynn Kirchhoff.

RESOLUTION #2015- _____

October 19, 2015

WHEREAS: the Board of Supervisors of Clinton County, Iowa, proposes to adopt an ordinance establishing a policy for the construction and reconstruction of roadways and bridges on the County Secondary Road System. The purpose of this ordinance is to establish Clinton County's policy for the construction of roads, reconstruction of roads, construction of bridges, reconstruction of bridges and other roadway and drainage features associated with road and bridge construction and,

WHEREAS: the Board of Supervisors of Clinton County, Iowa, held a public hearing on September 14, 2015 to solicit public comment regarding the proposed ordinance and no public comments were received.

WHEREAS, the Board of Supervisors of Clinton County held a first reading of the proposed ordinance on September 14, 2105 and held a second reading of the proposed ordinance on October 19, 2015, and waived further readings.

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County as follows:

- 1. The attached ordinance numbered 2015-05 is hereby adopted.**
- 2. The Auditor is directed to publish said ordinance as required by law.**
- 3. This ordinance shall be in effect from and after its adoption and publication as required by law.**

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

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

**Chairperson
Clinton County Board of Supervisors**

CLINTON COUNTY

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH A POLICY FOR THE CONSTRUCTION AND RECONSTRUCTION OF ROADWAYS AND BRIDGES ON THE CLINTON COUNTY SECONDARY ROAD SYSTEM.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS CLINTON COUNTY:

SECTION 1 -- PURPOSE

The purpose of this ordinance is to establish Clinton County's policy for the construction of roads, reconstruction of roads, construction of bridges, reconstruction of bridges and other roadway and drainage features associated with road and bridge construction.

SECTION 2 -- LEVEL OF SERVICE

The level of service shall be based on traffic counts, roadway classification, pavement type, roadway geometrics and other data used in accepted engineering design as established by the County Engineer, Iowa Department of Transportation and the Federal Highway Administration.

SECTION 3 -- DESIGN CRITERIA

In implementation, this policy shall set the minimum design standards that Clinton County will follow in the construction or reconstruction of roads and bridges. These criteria shall be based on accepted engineering practices and standards established by the Iowa Department of Transportation and the Federal Highway Administration.

The County Engineer shall assure the minimum design standards established herein are adhered to in a uniform manner unless, in his or her professional judgment, a deviation from standards is warranted. Minimum design standards are not subject to discretionary enforcement. Any deviations must be documented as unreasonable and or impossible to implement by the County Engineer and/or the County Board of Supervisors.

PAVED ROUTES

A) New Pavement

- 1) New pavement shall be constructed with a 22' wide pavement and a minimum three feet wide granular shoulder. Intersections with non-paved roads shall have pavement extended back onto the intersecting road 50' beyond the end of the intersection radius.

- 2) Paved shoulders and edge line rumble stripes shall be constructed if crash data warrants based on accepted HSIP and TSIP cost/benefit analysis.
- 3) Concrete rumble strips shall be installed on all approach stop situations.
- 4) Safety edge shall be incorporated into new construction projects when the proposed new pavement thickness will be greater than three inches thick.

B) Reconstruction of Pavement

1. Paved roads shall be reconstructed with a 22' wide pavement or to the previous pavement width, whichever is greater with granular shoulders.
2. Concrete rumble strips shall be installed on all approach stop situations not located in residential areas.
3. Safety edge shall be incorporated into reconstruction (rehabilitation) projects when the proposed new pavement thickness will be greater than three inches thick.

UNPAVED ROADS

- A) Gravel Roads
 - 1) New construction of a gravel road shall have a 28' finished top, including shoulders.
 - 2) Reconstruction of a gravel road shall be to the previous width prior to reconstruction.
- B) Class B & C Roads
 - 1) Class B and C roads will be built to the minimums as outlined by Iowa Code.

BRIDGES & Drainage Structures

- A) Paved Routes
 - 1) Bridges on paved routes shall be built with a minimum width of 30'. Wider structures will be installed when there are issues relating to oversized vehicles, pedestrian facilities, biking usage or other issues where the additional width is warranted.
 - 2) Culverts under paved roads shall be concrete or metal.
 - 3) Pipe culverts larger than 54" in diameter may be substituted with reinforced box culverts.
 - 4) Design for drainage structures will be governed by accepted hydraulic design standards. Input from IDNR, Corp of Engineers, Iowa DOT, NRCS, or USGS may impact the size and type of the structure to be placed.
 - 5) Water and livestock will use separate structures whenever possible.
- B) Unpaved Routes
 - 1) Bridges will normally be a minimum of 28' on gravel roads.

Dead end roads may be narrower at the discretion of the County Engineer

- 2) Culverts may be metal or concrete. Pipe culverts larger than 54" in diameter may be substituted with reinforced box culverts.
 - 3) Design for drainage structures will be governed by accepted hydraulic design standards. Input from IDNR, Corp of Engineers, Iowa DOT, NRCS, or USGS may impact the size and type of the structure to be placed.
 - 4) Water and livestock will use separate structures whenever possible.
- C) Class B & C Roads
Class B and C roads will be built to the minimums as outlined by Iowa Code.
- D) Entrance Bridges
Any and all bridges/drainage structures that are fully or partially in the road right-of-way that serve as entrances to private property from the public roadway shall not be under the jurisdiction and responsibility of the County. Clinton County will not be financially responsible for construction, replacement or maintenance of private property entrance structures.

SECTION 4 -- REPEALER

All ordinances and resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 5 -- SEVERABILITY CLAUSE

If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 6 -- WHEN EFFECTIVE

This ordinance shall be in effect immediately after its final passage and publication as provided by law. In addition, this ordinance shall remain in effect until such time the Board of Supervisors passes a future ordinance repealing this ordinance.

Passed and approved this _____ day of "".

Clinton County Board of Supervisors

John Staszewski - Chairman

Shawn Hamerlinck

Dan Srp

ATTEST:

Clinton County Auditor

First Reading: _____

Second Reading: _____

Approved: _____

Published: _____

October 6, 2015

RESOLUTION 2015 - _____

WHEREAS, the Clinton/Jackson Decategorization Board and Early Childhood Iowa Board has approved five additional paid vacation days to the current yearly paid vacation days currently entitled and earned, a 2.0 percent raise plus \$3,500 salary adjustment for additional job duties with said wage increase being retroactive and effective as of July 1, 2015.

BE IT RESOLVED, by the Board of Supervisors of Clinton County, Iowa, that Jenny Kreiter's hourly rate be increased to \$34.1049 per hour, minus \$5.6545 per hour deduction for IPERS and FICA equaling \$28.4504 effective July 1, 2015.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue biweekly pay checks on the Early Childhood Iowa School Ready and Early Childhood fund effective said date without further action of this Board.

Roll Call: Staszewski _____

Srp _____

Hamerlinck _____

John Staszewski, Chairperson

ATTEST:

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

Date

	FY15	2% increase	salary adjustment for increased job responsibilities starting July 1, 2015	Total FY16 salary and benefits	Total FY16 salary and benefits
Clinton/Jackson ECI					
FY15 total Salary with benefits	\$32,548.00	\$650.96		\$33,198.96	
Clinton/Jackson DECAT					
FY15 total Salary	\$33,568.00	\$671.36	\$3,500	\$37,739.36	
Total Clinton/Jackson ECI/DCAT					
FY15 total salary & benefits	\$66,116.00	\$1,322.32	\$3,500	\$70,938.32	\$70,938.32
FY16 Total Salary including IPERS & FICA	\$70,938.32				
divded by 2080 hrs worked	\$34.1049				
IPERS (8.93%)x\$34.1049	\$3.0455				
FICA (7.65%)x\$34.1049	\$2.6090				
Total Deductions	\$5.6545				
\$34.1049 per hour salary minus \$5.6545 per hour deduction	\$28.4504	hourly base salary			

Resolution # 2015-

Whereas, Jeffrey Muhs has filed an application for elderly and disabled mobile home tax credit after June 1, 2015 and meets eligibility requirements for a credit adjustment to property taxes for parcel 29A20689 in District 0110 , in the amount of \$44.00 .

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the additional elderly and disabled property tax credit on the parcel 29A2689 in the county system.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

October 19, 2015

RESOLUTION 2015-_____

WHEREAS, it is in the best interest of Clinton County to establish and review policies from time to time; and

WHEREAS, the Clinton County Board of Supervisors desires to meet the expectations of the open meetings laws as prescribed by the Code of Iowa and it also wishes to conduct its meetings in an orderly and well prepared manner;

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Board of Supervisors Agenda Policy filed in the County Auditor’s Office be and is hereby adopted effective this date;

BE IT FURTHER RESOLVED that this policy be distributed by the County Auditor’s Office to all County elected officials and department heads.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

October 19, 2015

RESOLUTION # 2015-_____

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

1117 Woodland Drive, Clinton IA 52732

Parcel #8402090013

WHEREAS, Kim Ralston, CAP Director has verified Kim Richardson'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 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: _____

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

ATTEST:

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

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, October 26, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2015-289: Liquor license approval – TYCOGA Vineyard & Winery
- RESOLUTION 2015-290: Liquor license approval – BS General Store
- RESOLUTION 2015-291: First-half County library allocations
- RESOLUTION 2015-292: First-half outside agency allocations
- MOTION: Utility permit number 16-80 for Windstream Communications of Iowa

RESOLUTIONS

- Authorize the Chairman to sign the Clinton County Health Benefits Plan outside agency agreements
- Authorize the Chairman to sign the umbrella 28E mutual aid agreement for Clinton County Emergency and Public Services

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Clinton County Auditor Eric Van Lancker and Budget Director Lynn Kirchhoff will follow up with the Supervisors about the upcoming budget process.
2. County Engineer Todd Kinney will present a report of the Roadside Management program activity for the past season and provide options for the next season.

9:30 a.m. Drainage Districts

The Board of Trustees will consider a resolution to award the repair work on DD#7 Lateral D and will also discuss/take possible action regarding a repair request from DD#7 Lateral B.

October 26, 2015

RESOLUTION 2015-289

BE IT RESOLVED by the Clinton County Board of Supervisors that Carey Arndt, d/b/a TYCOGA Vineyard & Winery, will electronically file an initial application for native wine on premises liquor license number WCN_V_55417 with endorsements for Outdoor Services and Sunday Sales, effective December 10, 2015. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

October 26, 2015

RESOLUTION 2015-290

BE IT RESOLVED by the Clinton County Board of Supervisors that Susan K. Peters and Brenda L. Shultz, d/b/a BS General Store, will electronically file a new application for a Class C Commercial liquor license with endorsements for Sunday Sales and Outdoor Service, effective November 8, 2015. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION 2015 - 291

WHEREAS, Clinton County has allocated \$70,000.00 in County funds for county libraries FY 2015-2016; and

WHEREAS, thirty percent (30%) of the funds, \$21,000, are divided equally to the libraries in the cities of Calamus, Camanche, Clinton, DeWitt, Lost Nation and Wheatland, in the amount of \$3,500.00; and

WHEREAS, seventy percent (70%) of the funds, \$49,000 are disbursed to the libraries based on circulation as follows:

	Circulation	% of Total	Amount
Calamus	89	0.23%	\$113.09
Camanche	1,312	3.4%	\$1,667.47
Clinton	6,402	16.6%	\$8,136.94
DeWitt	28,542	74.0%	\$36,277.15
Lost Nation	1,673	4.34%	\$2,126.11
Wheatland	534	1.39%	\$678.65

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the Rural Basic Fund in the following amounts representing the first half allocation for each library:

Calamus	\$1,750.00	\$56.55	\$1,806.55
Camanche	\$1,750.00	\$833.74	\$2,583.74
Clinton	\$1,750.00	\$4,068.47	\$5,818.47
Frances Banta Waggoner Community Library, DeWitt	\$1,750.00	\$18,138.58	\$19,888.58
Lost Nation	\$1,750.00	\$1,063.06	\$2,813.06
Wheatland	\$1,750.00	\$339.33	\$2,089.33

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson

Attest:

Eric Van Lancker, County Auditor

October 26, 2015

RESOLUTION 2015- 292

BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the General Basic Fund and Rural Basic Fund to the following listed entities for the amounts detailed, representing the first half allocation FYE 2016:

Camanche Historical Society/Gateway Genealogical Society	\$ 1,000.00
Carroll Assistance Center	\$ 1,500.00
Clinton Municipal Airport Commission	\$ 6,750.00
Quality Jobs 4 A Strong Future	\$33,000.00
Clinton Symphony	\$ 500.00
Clinton County Agriculture Society (4-H Clubs)	\$17,500.00
Clinton County Fireworks Association	\$ 2,500.00
Clinton County Historical Society	\$ 2,250.00
Clinton County Soil and Water Conservation	\$ 1,750.00
Clinton County Solid Waste Agency (R.B.)	\$41,655.00
Concerned DeWitt Citizens, Ltd.	\$ 2,000.00
DeWitt Development Company (includes business education coordinator)	\$14,680.00
Felix Adler Child Discovery Center	\$ 1,250.00
Milestone Agency on Aging	\$ 3,000.00
Community Action of Eastern Iowa	\$ 2,100.00
Retired Senior Volunteer Program	\$ 3,500.00
River Bend Services, Inc.	\$ 3,203.50
YWCA Domestic Violence/Sexual Assault Resource Center	\$ 12,500.00
Clinton Humane Society	\$ 2,500.00
EICC – Workforce	\$ 4,349.00

Roll Call:

Hamerlinck: _____
 Srp: _____
 Staszewski: _____

John Staszewski, Chairperson

Attest:

Eric Van Lancker, County Auditor

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

October 26, 2015

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

Subject: Permit #16-180 WO#: 13429046950249

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, #843614) 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**

October 26, 2015

Motion by Supervisor _____ to authorize the Chairperson to sign
Utility Permit Number 16-180 is for Windstream Communications of Iowa to install
underground fiber optic along the west side of 282nd Avenue in Section 19 of T81N-R4E
of DeWitt South Township.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion _____

Clinton County
Permit No. 16-180

**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

Street Address: 11101 Anderson Dr., Suite 100

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

Contact Person: Dan Cole or Kijana Royal (563) 927-3120 or (501) 748-7628
(W/O# 13429046950249)

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.

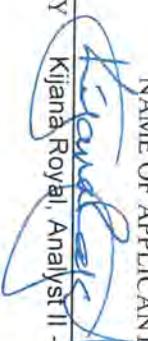
10. Permit Required. No applicant shall install any lines unless such applicant has obtained a permit from the County Engineer and has agreed in writing that said installation will comply with all ordinances and requirements of the County for such work. Applicants agree to hold the County free from liability 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.

October 13, 2015
DATE SUBMITTED

Windstream Iowa Communications, 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 HEALTH BENEFITS PLAN
CONDITIONS OF PARTICIPATION FOR
AFFILIATED ORGANIZATIONS

December 2015

Under certain terms and conditions, Clinton County (Board of Supervisors) may allow participation in the County's group health plan by affiliated organizations. This document outlines the terms and conditions for participation.

The County (Board of Supervisors) reserves the right to terminate participation in the group health plan. This document also outlines the procedure for termination of coverage.

The terms, conditions and procedures listed below serve as a guideline only. If sufficient reason(s) either to allow participation or terminate participation becomes known, the County (Board of Supervisors) may take that reason(s) into consideration in making a decision to allow or terminate participation.

Conditions of Participation

The affiliated organization agrees to:

1. Provide a complete census of the employees to be covered (name, date of birth, gender, SSN, address, as well as the same information for each family member to be covered).
2. Promptly notify the County of any additions, revisions and terminations;
3. Remit payment for coverage no later than the 25th day of the month prior to the month of coverage;
4. Provide the County with the organization's eligibility rules;
5. Properly enforce the organization's eligibility rules;
6. Hold the County harmless for enforcement of any conditions of coverage for the organization's employees as may be required by the Affordable Care Act; and
7. Sign the Clinton County Health Benefits Plan Administration Agreement and pay the fees set forth in said agreement.

If an affiliated organization is requesting participation for the first time, to aid in the County's determination of whether to grant participation, the organization must agree to disclose any significant health conditions that exist within the group of which it is aware.

Procedures for Termination

The County recognizes that its primary responsibility is to provide health coverage for its employees and their families. Therefore, participation by affiliated organizations may be terminated if, in the opinion of the County (Board of Supervisors), it negatively impacts the operations of the overall plan. Notification of the termination of participation will be sent to

the affiliated organization no later than 90 days preceding the date of termination. It will be the responsibility of the affiliated organization to seek alternate coverage for its employees.

The County's plan will pay claims incurred to the date of termination. For example, if the termination date is July 1, 2015, any claims incurred through June 30, 2015, will be paid through the County's plan.

In the event an affiliated organization chooses to seek alternate coverage, the County requires 60 days' notice of such termination. As above, claims incurred prior to the termination date will be paid through the County's plan.

If an affiliated organization terminates participation voluntarily or participation is terminated by the County, the County reserves the right to decline future participation should the affiliated organization subsequently seek to again participate in the plan.

For Clinton County

For Clinton County Solid Waste Agency

By: _____

By: _____

Chairman, Clinton County
Board of Supervisors

Title: _____

Date: _____

Date: _____

CLINTON COUNTY HEALTH BENEFITS PLAN
ADMINISTRATION AGREEMENT FOR
AFFILIATED ORGANIZATIONS

June 1, 2016

This agreement, made the 1st day of June, 2016, is between the Clinton County Solid Waste Agency and Clinton County, Iowa.

Purpose of Agreement

To establish the terms and guidelines of participation of affiliated organizations in the Clinton County Health Benefits Plan as it relates to the administrative costs of the Health Benefits Plan to Clinton County and the payment for those administrative duties as included in this agreement.

Duration of Agreement

This agreement shall become effective June 1, 2016. This agreement shall remain in effect until June 30, 2017, or until earlier terminated according to the provision herein.

Responsibilities of Clinton County

The County shall provide the following services:

- A. Collect the Health Benefits contribution and apply said contribution toward the Health Benefits Plan;
- B. Enter new employee information into the Health Benefits Plan as well as update any current employee information in the Health Benefits Plan;
- C. Administer affiliated organization's Health Benefit eligibility rules; and
- D. Provide affiliated organization with the appropriate paperwork including but not limited to Plan Descriptions, COBRA and all required governmental forms and schedules.

Responsibilities of Affiliated Organization

The Affiliated Organization shall have the following responsibilities:

- A. Adhere to the "Conditions of Participation" detailed in the "Clinton County Health Plan Conditions of Participation for Affiliated Organizations" as stated below;
 - 1. Provide a complete census of the employees to be covered (name, date of birth, gender, SSN, address, as well as the same information for each family member to be covered).
 - 2. Promptly notify the County of any additions, revisions and terminations;
 - 3. Remit payment for coverage no later than the 25th day of the month prior to the month of coverage;

- 4. Provide the County with the organization’s eligibility rules;
 - 5. Properly enforce the organization’s eligibility rules;
 - 6. Hold the County harmless for enforcement of any conditions of coverage for the organization’s employees as may be required by the Affordable Care Act; and
 - 7. Sign the Clinton County Health Benefits Plan Administration Agreement and pay the fees set forth in said agreement.
- B. Certify by June 1 to the Clinton County Auditor’s Office the number of employees enrolled in the Health Benefits Plan;
 - C. Remit an administrative fee payment to the Clinton County Auditor’s Office for an amount equal to the number of certified employees enrolled in the Health Benefits Plan multiplied by an administrative fee per employee in the amount of \$20;
 - D. Remit the administrative fee payment to the Clinton County Auditor’s Office before September 1

Procedures for Termination

Termination of this agreement will follow the procedures for termination as prescribed by the “Clinton County Health Plan Conditions of Participation for Affiliated Organizations.”

For Clinton County

For Clinton County Solid Waste Agency

By: _____

By: _____

Chairman, Clinton County
Board of Supervisors

Title: _____

Date: _____

Date: _____

October 26, 2015

RESOLUTION 2015 - _____

RESOLUTION AUTHORIZING AN UMBRELLA 28E MUTUAL AID AGREEMENT FOR CLINTON COUNTY EMERGENCY AND PUBLIC SERVICES.

WHEREAS, the UMBRELLA agreement is not meant to eliminate the existing 28E Agreement, instead cover any gaps among Clinton County emergency and public services; and

WHEREAS, the Sheriff desires the Clinton County Board of Supervisors to authorize the signing of said agreement.

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Board of Supervisors Chair hereby sign the agreement, which has been reviewed and approved by the Clinton County Attorney.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

UMBRELLA 28E MUTUAL AID AGREEMENT

For Clinton County Emergency and Public Services

WHEREAS, the undersigned entities provide the following emergency and public services to include but not limited to law enforcement/public works/emergency management/emergency communications/fire/rescue services and/or emergency medical services in Clinton County; and

WHEREAS, there are multiple existing mutual aid agreements between entities, this mutual aid agreement is not meant to eliminate those existing agreements and instead cover any gaps among Clinton County emergency and public services; and

WHEREAS, the undersigned entities have a desire to assist any of the other undersigned entities in a time of need; and

WHEREAS, the undersigned entities each maintain emergency and public services, equipment, and personnel to respond to the normal emergencies occurring within their respective jurisdictions; and

WHEREAS, situations or pre-planned events or training may arise in regard to emergency or public or circumstances which exhaust available personnel and equipment, or require additional or specialty personnel or additional and/or special equipment that the responsible jurisdiction may not have available at any given time; and

WHEREAS, to combat such emergency situations, it is desirable for the Parties to render needed emergency and public services upon a reciprocal basis; and

WHEREAS, the governing bodies of each agency are desirous of entering into a 28E Agreement, the purpose of which is to provide emergency and public services mutual assistance of one entity to the other in such emergency situations requiring additional, special personnel, and/or equipment and also for disaster reimbursement.

NOW, THEREFORE, BE IT AGREED AS FOLLOWS:

I. Definitions

- a. Mutual Aid. The assistance of emergency and public services personnel and equipment provided by one Party ("Aiding Party") and requested by the other Party ("Stricken Party") to this Agreement.
- b. Stricken Party. The agency or entity experiencing an emergency or planned event that requires mutual aid assistance.
- c. Aiding Party. The agency or entity offering mutual aid assistance.

- d. Incident Commander. The person who, by virtue of his/her position with the Stricken Party, is responsible for the overall command and direction of the Emergency response activities.
- e. Unified Command. The authority structure in which the role of incident commander is shared by two or more individuals, each already having authority in a different responding agency. Unified Command can be substituted for Incident commander where it occurs in this document.
- f. Emergency. Any situation where a Party, due to lack of personnel or training, special equipment needs or magnitude of event, concludes; based upon actual circumstances that assistance is needed to protect life and/or property within its jurisdiction.

II. Purpose

This Agreement is made pursuant to Chapter 28E, Code of Iowa. The purpose of this Agreement is to provide for Mutual Aid in case of an Emergency arising within the jurisdiction of the Parties to this Agreement.

III. Requests for Assistance

All requests for Mutual Aid in an Emergency shall be made by the chief or director for each entity or designee of the Stricken Party. Such requests shall state the exact nature of the Emergency and shall include the amount and type of equipment and the number and skills of personnel required, and shall specify the location where the personnel and equipment are needed. The final decision on type and amount of equipment and number of personnel to be provided by the Aiding Party to the Stricken Party shall be at the sole discretion of the Aiding Party. Further, the Aiding Party shall be held harmless by the Stricken Party from liability in connection with its final decision on type and amount of equipment and number of personnel to be provided to the Stricken Party.

IV. Authority Over Joint Operations

The Incident Commander of the Stricken Party shall retain overall control of all Emergency response activities. The ranking supervisor of the Aiding Party shall remain in command of his/her personnel and equipment subject, however, to the direction and control of the Incident Commander.

V. Liability

Employees or volunteers of either Party acting pursuant to this Agreement shall be considered as acting under the lawful orders and instructions pertaining to their employment or volunteer status with such Party. Under no circumstances are

employees or volunteers of one Party to be considered employees or volunteers of the other Party.

Each Party waives all claims against the other for compensation for any property loss or damage and/or personal injury or death to its personnel, as a consequence of the performance of this Agreement. Each Party shall bear the liability and/or costs of damage to equipment and facilities, and the compensation of its employees or volunteers, including injury or death of its personnel, occurring as a consequence of the performance of this Agreement, whether the damages, costs injury or death occurs at an Emergency in the Party's own jurisdiction or in the jurisdiction of the other Party.

Except as provided herein, each Party shall be responsible for the acts or omissions of its own employees, and shall indemnify, defend and hold harmless the Other Party, its officers, agents and employees from and against any and all suits, actions, debts, damages, costs, charges and expenses, including court costs and attorney's fees arising from loss of damage to private property, and/or the death of or injury to private persons, arising from services or response rendered pursuant to this agreement. Provided, however, the Stricken Party shall indemnify, defend and hold harmless the Aiding Party where any suits, actions, debts, damages, costs, charges or expenses arise from execution of a specific command or order pursuant to paragraph IV of this Agreement.

Nothing in this Agreement shall prevent or limit either Party to this Agreement from recovering or attempting to recover costs of services rendered to a third party where such recovery of costs is provided by law.

The Parties to this Agreement do not waive any defenses, immunities or other limitations applicable to a respective party and nothing herein shall be so construed. Each Party to this Agreement reserves the right to fully defend all claims arising from loss of or damage to private property and/or death of or injury to private persons who are not parties to this Agreement including, but not limited to asserting defenses or immunities available under applicable law.

This article shall survive the termination of this Agreement where necessary to protect each party to this Agreement.

VI. Compensation

The Party transporting a patient from an emergency location to a medical facility will be responsible for billing the patient for services rendered.

If the Aiding Party provides supplemental services or a higher level of medical services than the Stricken Party, such as paramedic services, the Stricken Party may

bill the patient for the supplemental services pursuant to accepted billing standards. In the event the Stricken Party does not charge for ambulance services, the Aiding Party will bill the responsible party for services rendered and retain one hundred percent (100%) of fees collected.

For emergency and public services in Clinton County, no Party shall be required to reimburse any other Party for the cost of providing the service set forth in this Agreement. Each Party shall pay its own costs for responding to calls.

The Aiding Party may bill the responsible party at a hazardous material incident to reclaim costs associated with responding to the call.

Equipment, personnel, and/or Agency services provided to this Agreement, shall be at no charge to the party requesting aid for the first eight (8) consecutive hours of aid provided to the Stricken Party; however, any expenses recoverable from third parties shall be equitably distributed among responding parties. Day to day mutual aid should remain free of charge and the administrative requirements of reimbursement make it unfeasible to charge for day-to-day mutual aid. Nothing herein shall operate to bar any recovery of funds from any state or federal agency under any existing statute.

Any Aiding Party is empowered to and may charge a Stricken Party for reimbursement for costs of equipment, personnel, and/or Agency services provided under this Agreement for terms of more than eight (8) consecutive hours under the following terms and conditions:

1. The amount of charges assessed by an Aiding Party to a Stricken Party may not exceed the amount necessary to make the Aiding Party whole and should only include costs that are non-routine in nature.
2. The Aiding Party must assess no more than "usual and customary" charges for personnel costs pursuant to a collective bargaining agreement, benefit ordinance or compensation policy.
3. The fee structure for apparatus and equipment shall be based on FEMA or OSFM rate schedules. If a particular piece of apparatus or equipment is not listed within the FEMA/OSFM rate schedules, a market rate for reimbursement shall be established.
4. In no event shall the amount assessed by an Aiding Party to a Stricken Party exceed the amount of fees permitted to be assessed under Iowa law.
5. Aiding Parties must invoice the Stricken Party within thirty (30) days after the completion of the emergency; once thirty (30) days pass, the aid shall be considered to be a donation of service.
6. Mutual Aid and assessing costs for mutual aid cannot in any way be conditioned upon any declaration of a federal disaster.

VII. Termination

This agreement may be terminated for any reason by any Party by giving written notice, by certified mail to the Coordinator of the Clinton County Emergency Management Agency. This Agreement shall thereafter terminate sixty (60) days from the date of receipt of termination notice for the requesting Party(ies). Upon termination, the requesting Party(ies) shall have no further responsibility or obligation under this Agreement, except as provided herein.

VIII. Effective Date

This Agreement shall be in full force and effect upon the approval by the governing body of each Party and upon filing, by each participating Party, of a certified copy with the Secretary of State and the Clinton County Recorder. This Agreement shall remain in full force and effect for an indefinite period of time from the effective date hereof until terminated for the requesting Party(ies) as provided in paragraph VII.

IX. Amendments

This Agreement represents the entire Agreement of the Parties. Any amendments must be in writing, approved by the governing body of all Parties, executed by the authorized representatives of all Parties.

X. Validity

In the event any part or paragraph of this Agreement is declared void as being contrary to Iowa law, the remaining portions of this Agreement that are valid shall continue in full force and effect.

XI. No Separate Entity Created

It is the intent of the Parties not to create a separate legal entity or administrative agency under this Agreement.

UMBRELLA 28E MUTUAL AID AGREEMENT

For Clinton County Emergency and Public Services

By authorized signature of this Agreement, Parties agree to the Mutual Aid Agreement for emergency and public services in Clinton County.

Effective Date:

October ?, 2015

Entity:

Title

Dated

October 26, 2015

RESOLUTION # 2015-DD7-01

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #7 received a request for repair of the Drainage District 7 (DD7) Lateral D ditch adjacent to the Ellis Mueller Farm Corporation property, and

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #7 (DD7) approved the County Engineer's recommendation that the repair is warranted and authorized the Engineer to solicit quotes for the recommended repairs, and;

WHEREAS, on October 15, 2015 quotes for the repair work were received as listed below and;

Contractor	Total Quote
Dexter Dozing & Scraping	No quote
A&S Excavating	No quote
Dan's Excavating & Grading	\$5,725

WHEREAS: the Clinton County Engineer has reviewed the quotes and recommends the repair project be awarded to Dan's Excavating & Grading.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, accept the low quote submitted by Dan's Excavating & Grading and authorize the execution of the contract.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

**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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: THURSDAY, November 5, 2015, 1:30 P.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

1:30 p.m. Canvass of City of Clinton & City of DeWitt November 3, 2015, City Elections

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, November 9, 2015, 8:30 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

8:30 a.m. Canvass of votes cast in the November 3 City Elections

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2015-298: Elderly & disabled property tax credit adjustments
- RESOLUTION 2015-299: Tax suspension requests – Code of Iowa Sec. 427.9 (Thompson Bates)
- RESOLUTION 2015-300: Tax sale certificate redemptions (Leitzen)
- RESOLUTION 2015-301: Set public hearing date for the proposed S.A.M. Subdivision final plat
- RESOLUTION 2015-302: Set public hearing date for the proposed Iron Hill Subdivision final plat

RESOLUTIONS

- Set public hearing date for proposed FY2016 budget amendment
- Award a contract for the Administration Building Retaining Wall Project
- Set public hearing date for a proposed sale of road right-of-way in the unincorporated area of Malone along 252nd Street.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. The County Engineer will present a proposed memorandum of understanding with the City of Clinton to address additional County services for City of Clinton roads during winter operations.
2. The County Engineer will discuss a proposed 28E agreement with the City of Welton in regards to the Seven Day Hill Road Bridget Project

9:30 a.m. Drainage Districts

The Board of Trustees will discuss and possibly take action on a repair request from Drainage District #22 and a request for a tile outlet in Drainage District #17.

Resolution # 2015- 298

Whereas, the following sixteen property owners in Clinton County have applied and qualified under the guidelines of the elderly and disabled credit program of the state of Iowa and late filed applications through September 30 have been received and shall be applied to the county records.

DISTRICT	Township/Seq	Name	AMOUNT
110	1008440000	BLINT WARREN	826.00
110	1013780000	WILLIS VICKI	826.00
130	1203890500	GRADERT JOAN	368.00
210	2009613110	O'CONNELL LUCILLE	66.00
280	2606780000	CAVEN BOBBY	568.00
740	8047280000	JUDON ROSIE	336.00
740	8055050000	NITSCHKE WILLIAM T &	148.00
800	8206590000	DALY ELIZABETH JANE	298.00
800	8201850000	PORTER LORRAINE	148.00
810	8402350000	GIBSON CAROL	498.00
810	8401720000	LINGLE DIANE	48.00
830	8625650000	Tholen Curtis	350.00
830	8607300000	ADKINS MARY LOU	298.00
830	8605060000	HUEBNER DAVID	798.00
830	8616200000	HOUSTON JERRY	298.00
850	8805890000	LUDVIGSEN ELIZABETH	148.00

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the additional elderly and disabled property tax credit on the above listed parcels.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

November 9, 2015

RESOLUTION # 2015-299

WHEREAS, Amy Lynn (Thompson) Bates has petitioned for tax suspension under provision of Code of Iowa, Section 427.9, on the following property:

2509 Garfield, Clinton, IA

Parcel #: 86-16240000

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: _____

John Staszewski, Chairman
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

RESOLUTION # 2015-300

WHEREAS James Leitzen has petitioned for a Tax Sale Certificate Redemption under provisions of Code of Iowa, Section 447.9, on the following described property:

800 19th Avenue No, Clinton, IA

Parcel # 8620670000

WHEREAS, eligibility for said 447.9 tax sale certificate redemption has been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that the redemption of the tax sale certificates 14-0489 and 15-0341 be and is hereby approved. James Leitzen has paid all interest and costs associated with these tax sale certificates. The County Treasurer is authorized to make entry on this record accordingly.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

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

ATTEST:

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

November 9, 2015

RESOLUTION 2015-_____

WHEREAS, the fiscal year 2015-2016 budget for Clinton County requires a budget amendment as allowed per conditions under Iowa Code 331.435; and

WHEREAS, it is required per Iowa Code 331.435, Iowa Code 331.434(3) and Iowa Code 331.434(4) to set a time and place for a public hearing on the fiscal year 2015-2016 budget amendment to allow taxpayers to present objections to or arguments in favor of any part of the budget amendment;

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that a public hearing be held on Monday, November 30, at 9:30 a.m. in the Board of Supervisors Room, Clinton County Administration Center, 1900N. Third Street, Clinton Iowa, for the aforementioned purpose; and

BE IT FURTHER RESOLVED that the County Auditor is hereby directed to cause a publication to be made of a notice of the meeting in the official county newspapers and that such publication to be not less than 10 nor more than 20 days before the date of the public meeting on the fiscal year 2015-2016 budget amendment.

The above and foregoing resolution was adopted by the Board of Supervisors of Clinton County, Iowa the vote thereon being as follows:

Roll Call:
Hamerlinck: _____
Srp: _____
Staszewski: _____

Chairperson, John F. Staszewski

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION #2015 - ____

WHEREAS, the Clinton County Board of Supervisors (hereinafter “Board”) has determined certain Clinton County property is no longer needed for County purposes. The property, divided into 2 parcels, is located in the unincorporated town of Malone, Iowa. Specifically, the parcels are identified as Parcel “A” and Parcel “C”.

Parcel “A” is legally described as follows:

Being a part of the northwest quarter of the northeast quarter of section 24, township 81 north, range 4 east of the 5th p.m., Clinton County, Iowa, more particularly described as follows:

Beginning at the northwest corner of lot one in block one in the original town of Malone; thence north 81° 28’ 29” west, 47.81 feet to the east ROW line of 335th Avenue; thence north 89° 14’ 58” east, 251.09 feet; thence south 08° 31’ 31” west, 40.47 feet to the north line of block one in the original town of Malone; thence north 81° 28’ 29” west, 200.00 feet along the north line of block one in the original town of Malone to the point of beginning. Said parcel contains 5,015 square feet and is subject to easements of record.

Parcel “C” is legally described as follows:

Being a part of the northwest quarter of the northeast quarter of section 24, township 81 north, range 4 east of the 5th p.m., Clinton County, Iowa, more particularly described as follows:

Beginning at the northeast corner of lot four in block one in the original town of Malone; thence North 8° 31’ 31” east, 40.47 feet; thence north 89° 14’ 58” east, 48.65 feet; thence south 07° 45’ 26” west, 48.32 feet to the north line of block one in the original town of Malone; thence north 81° 28’ 29” west, 48.67 feet along the north line of block one in the original town of Malone to the point of beginning. Said parcel contains 2,147 square feet and is subject to easements of record.

(hereinafter “Malone Property”).

WHEREAS, the Board has determined – based upon recommendation of the Clinton County Engineer, that it would be best to sell the Malone Property to the neighboring property owners to provide owner access and property development, as well as reduce county road maintenance.

WHEREAS, the Malone Property is to be offered and sold by Special Warranty Deed.

WHEREAS, the Board proposes to sell Parcel “A” to Charles and Sandra Matthiesen, 3357 252 St., DeWitt, IA 52742 for \$230; and Parcel “C” to William D. and Pamela Sterbenz, 3359 252 St., DeWitt, IA 52742 for \$100. Another condition of sale is the purchasers will be required to retain their own legal counsel and be responsible for associated costs to do any title work, as well as prepare and record the special warranty deed.

BE IT RESOLVED by the Board pursuant to Iowa Code Sections 331.361(2)(a) and (b), public notice be given for a public hearing to be held as required for the sale of the Malone Property as stated in this Resolution; and in accordance with Iowa Code Section 331.305.

BE IT FURTHER RESOLVED the Board will hold the public hearing on December ____, 2015 at ____ __.m. in the Board of Supervisor's Conference Room "B", Clinton County Administration Building, 1900 N. 3rd St., Clinton, Iowa for the purpose of soliciting comment on the above-proposed disposition of the Malone Property. At the hearing, anyone may address the Board. Written comments need to be directed to the Board, P.O. Box 2957, Clinton, IA 52733-2957, or e-mailed to tkinney@clintoncounty-ia.gov, and must be received before the public hearing.

Roll Call:

Hammerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric VanLancker
County Auditor, County of Clinton, State of Iowa

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, November 16, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2015-305: Tax suspension requests – Code of Iowa Sec. 427.8 (Buckley)

RESOLUTIONS

- Award a contract for the Administration Building Retaining Wall Project

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. County Case Management Director Patti Robinson will discuss contracts with vendors for case management services.
2. County Engineer Todd Kinney and the Supervisors will discuss the need for a public meeting in regards to a request for an improvement to 170th Street near Bulger's Hollow.

9:30 a.m. Drainage Districts

The Board of Trustees will discuss and possibly take action on a repair award for Drainage District #7 Lateral B and discuss a request for to outlet a private tile into Drainage District #17.

November 16, 2015

RESOLUTION # 2015-305

WHEREAS, Sherry (Stahl) Buckley has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

538 7th Avenue S, Clinton IA

Parcel #8019880000

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 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: _____

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

ATTEST:

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

November 16, 2015

Resolution 2015-_____

BE IT RESOLVED by the Clinton County Board of Supervisors that Clinton County Case Management Services enter into contracts with Amerigroup Iowa, Inc., WellCare of Iowa, Inc. and UnitedHealthcare Plan of the River Valley, Inc. for the purpose of Medicaid payments beginning January 1, 2016.

THEREFORE, BE IT RESOLVED that the Chairperson of the Board of Supervisors be authorized to sign said contract for submission to Amerigroup, WellCare, and UnitedHealthcare.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

County Auditor
County of Clinton County
State of Iowa

Chairman
Clinton County Board of Supervisors

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, November 23, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Award a contract for the Administration Building Retaining Wall Project

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. County Case Management Director Patti Robinson will discuss contracts with vendors for case management services

9:30 a.m. Drainage Districts

The Board of Trustees will discuss and possibly take action on a request to outlet a private tile into Drainage District #17.

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, November 30, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2015-308: Resignation – Case Management
- RESOLUTION 2015-309: Resignation – Case Management
- RESOLUTION 2015-310: Mobile home property tax adjustments (various)
- RESOLUTION 2015-311: Mobile home property tax adjustments (James)
- RESOLUTION 2015-312: Award a contract for snow removal at the DeWitt Satellite Office
- RESOLUTION 2015-313: Tax suspension requests – Code of Iowa Sec. 427.8 (Otten)

RESOLUTIONS

- Authorize the board chairman to sign the agreement with the Samuels Group for professional services for value engineering and detailed budget estimates for the proposed replacement jail project.
- Set a public hearing date for proposed changes to the County Indigent Burial Policy

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Public Hearing with possible action
Public comment is welcome on a proposed FY2016 budget amendment.

9:35 a.m. Public Hearing with possible action
Public comment is welcome on a proposed subdivision application of Richard Samson for the S.A.M. Subdivision final plat approval.

9:40 a.m. Public Hearing with possible action
Public comment is welcome on a proposed subdivision application of Gerald Farrell and Carl McNamee for the Iron Hill Subdivision final plat approval.

9:50 a.m. Public Hearing with possible action
Public comment is welcome on the proposed disposition of two parcels of land owned by the County.

9:55 a.m. Drainage Districts

The Board of Trustees will discuss and possibly take action on the following:

- a request to outlet a private tile into Drainage District #17
- A request for a repair on Drainage District #23 for a main ditch berm elevation
- A request for repair on Drainage District #23 Lateral 2 for cleaning

November 30, 2015

RESOLUTION #2015-308

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the resignation of Amber Ledvina-Geurink, Targeted Case Manager, Office of Case Management, be and is hereby accepted effective midnight, November 30, 2015.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue pay checks effective said date.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

November 30, 2015

RESOLUTION #2015-309

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the resignation of Cynthia Griep, Targeted Case Manager, Office of Case Management, be and is hereby accepted effective midnight, November 30, 2015.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue pay checks effective said date.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

November 30, 2015

Resolution # 2015-310

Whereas, adjustments on the following mobile homes must be made according to code of Iowa Section 435.25 and 555B.8 to the Clinton County tax records of \$1028.00.

Stephanie Tague	Vin#47989040019	Dist 0780	Trailer moved to Muscatine Co	\$102.00
Royal Pines Village	Vin#SSDAL42641	Dist 0780	Trailer in dealer inventory	\$ 67.00
Royal Pines Village	Vin#MP1513207	Dist 0780	Trailer in dealer inventory	\$ 63.00
Royal Pines Village	Vin#18L02699	Dist 0780	Trailer in dealer inventory	\$109.00
Bevan Paarmann	Vin#M603183	Dist 0780	Trailer abandoned-tore down	\$207.00
Jamiee Bailey	Vin#60125315	Dist 0780	Trailer abandoned thru courts	\$220.00
Jack Reeves	Vin#06L14903	Dist 0780	Trailer abandoned thru courts	\$260.00

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the above changes.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

November 30, 2015

Resolution # 2015-311

Whereas, Mary L James purchased a mobile home and an adjustment must be made per code of Iowa Section 435.23 to the Clinton County tax records in the amount of \$109.00.

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the additional property tax on parcel 18L02699 in the county system.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

November 30, 2015

RESOLUTION # 2015 - 312

WHEREAS, the Clinton County Board of Supervisors has considered the Snow Removal Agreement and bids received for snow and ice removal of the parking lot, sidewalk and entrances of the Clinton County Satellite Offices located in DeWitt, Iowa for the fiscal year 2015-2016; and

WHEREAS, only one bid was received and that vendor is listed below:

- AEJ Enterprises LLC (dba J & L Enterprises LLC)

WHEREAS, the Building Maintenance Manager recommends entering into an agreement with AEJ Enterprises due in part the contractor's fees have not changed in the last three years for snow and ice removal at the Clinton County Satellite Office in DeWitt, Iowa;

THEREFORE BE IT RESLOVED by the Board of Supervisors of Clinton County Iowa that the bid be awarded to AEJ Enterprises LLC and the Chairperson of the Board of Supervisors be authorized to execute said agreement on behalf of Clinton County, Iowa.

ROLL CALL:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson

ATTEST:

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

November 30, 2015

RESOLUTION # 2015-313

WHEREAS, DONNA F. OTTEN has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

1215 8TH AVE N, CLINTON IA

PARCEL #80-28600000

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: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

November 30, 2015

RESOLUTION # 2015 - _____

WHEREAS, the Clinton County Board of Supervisors desire for Clinton County Justice Coordinating Commission (CCJCC) and CCJCC Jail Facility committee to continue to study a replacement Law Center for Clinton County; and

WHEREAS, CCJCC Jail Site Selection committee met and selected the site and a professional site evaluation was conducted; and

WHEREAS, preliminary architectural drawings and cost projections have been completed; and

WHEREAS, the Samuels Group provides professional services such as value engineering and detailed budget estimates for the design and development of the proposed replacement Law Center; and

WHEREAS, the Clinton County Sheriff's Office (CCSO) has a Jail Room and Board Fund established pursuant to Iowa Code 356.7, which would provide for costs of a professional budget estimate;

THEREFORE BE IT RESOLVED the Clinton County Board of Supervisors direct CCJCC to proceed with securing professional services with the Samuels Group in the amount of \$5,000 for the purpose of a detailed budget estimate and presentation, to be funded by the CCSO Jail Room and Board Fund.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski _____

Chairperson Staszewski
Clinton County Board of Supervisors

ATTEST:

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

Agreement for Professional Services

Clinton County



TABLE OF ARTICLES

- 1 INTENT
- 2 CONSULTANT'S RESPONSIBILITIES
- 3 CLIENT'S RESPONSIBILITIES

ARTICLE 1 - INTENT

This Agreement is between Clinton County known as the "Client" and The Samuels Group, Inc. known as the "Consultant" for the authorization of professional services to be provided regarding the pre-referendum services for the new Sheriff's office known as the "Project".

The Client identifies the following representative for the Project:

Corey Johnson
Clinton County Sheriff's Office
241 7th Avenue North
Clinton, IA 52732

The Samuels Group, Inc. identifies the following representative for the Project:

Kurt Berner, Vice President
The Samuels Group, Inc.
311 Financial Way, Suite 300
Wausau, WI 54401

PROJECT: To provide pre-referendum services to assist with the planning and evaluation of the proposed new Sheriff's office.

ARTICLE 2 - CONSULTANTS RESPONSIBILITIES

The services described below are for the planning and evaluation of the proposed new Sheriff's office in Clinton County, IA. The Samuels Group will work in collaboration with Shive-Hattery and the County to provide value engineering, detailed budget estimates and expert advice for the design and development of the proposed facility.

Budget Estimates and Presentation

Includes detailed budget estimate and one presentation to the stakeholders. The Samuels Group will work closely with Shive Hattery and the county to include project scope and details to ensure cost decisions align with project needs and budget.

Meeting Participation

The Samuels Group provides value engineering during the design phase of the project by evaluating the constructability of the design and layout. We will offer cost saving suggestions or alternative solutions. Cost implications regarding material and design decisions can be vet out quickly to keep project moving forward. The Samuels Group will also present to the board upon request.



Revisions

After a detailed budget is completed, any updates and revisions to the budget will be billed at an hourly rate.

FEE: Clinton County may pick and choose the level of involvement provided by The Samuels Group based on their needs. Service and fees include:

Budget Estimate and Presentation	\$5,000
Meeting Participation	\$1,200 per meeting
Revisions	\$85 per hour

ARTICLE 3 – CLIENT’S REPSONSIBILITIES

Unless otherwise provided for under this Agreement, the Client will provide information in a timely manner regarding requirements for the Project, including the Client’s program, other objectives, schedule, constraints and criteria, special equipment, systems, and site requirements.

The Samuels Group, Inc. shall review the program furnished by the Client and provide an evaluation to ascertain the requirements of Project. Collectively the Client and The Samuels Group shall arrive at a mutual understanding of such requirements.

Please sign and return the document to Kurt Berner, kberner@samuelsgroup.net.

ACKNOWLEDGEMENT OF AGREEMENT:

On behalf of Client: _____ dated this ____ day of _____, 201_.

On behalf of the Consultant: _____ dated this ____ day of _____, 201_.



RESOLUTION 2015 - _____

BE IT RESOLVED, that the Clinton County Board of Supervisors will hold a
Public Hearing on _____ at _____ in Conference Room
B at the Clinton County Administrative Building, 1900 N. 3rd Street, Clinton, Iowa 52732
for the purpose of soliciting public comment to proposed changes to the Clinton County
Indigent Burial Policy.

ROLL CALL:

Hamerlinck: _____

Srp: _____

Staszewski: _____

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

ATTEST:

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

STAFF REPORT

DATE: November 30, 2015

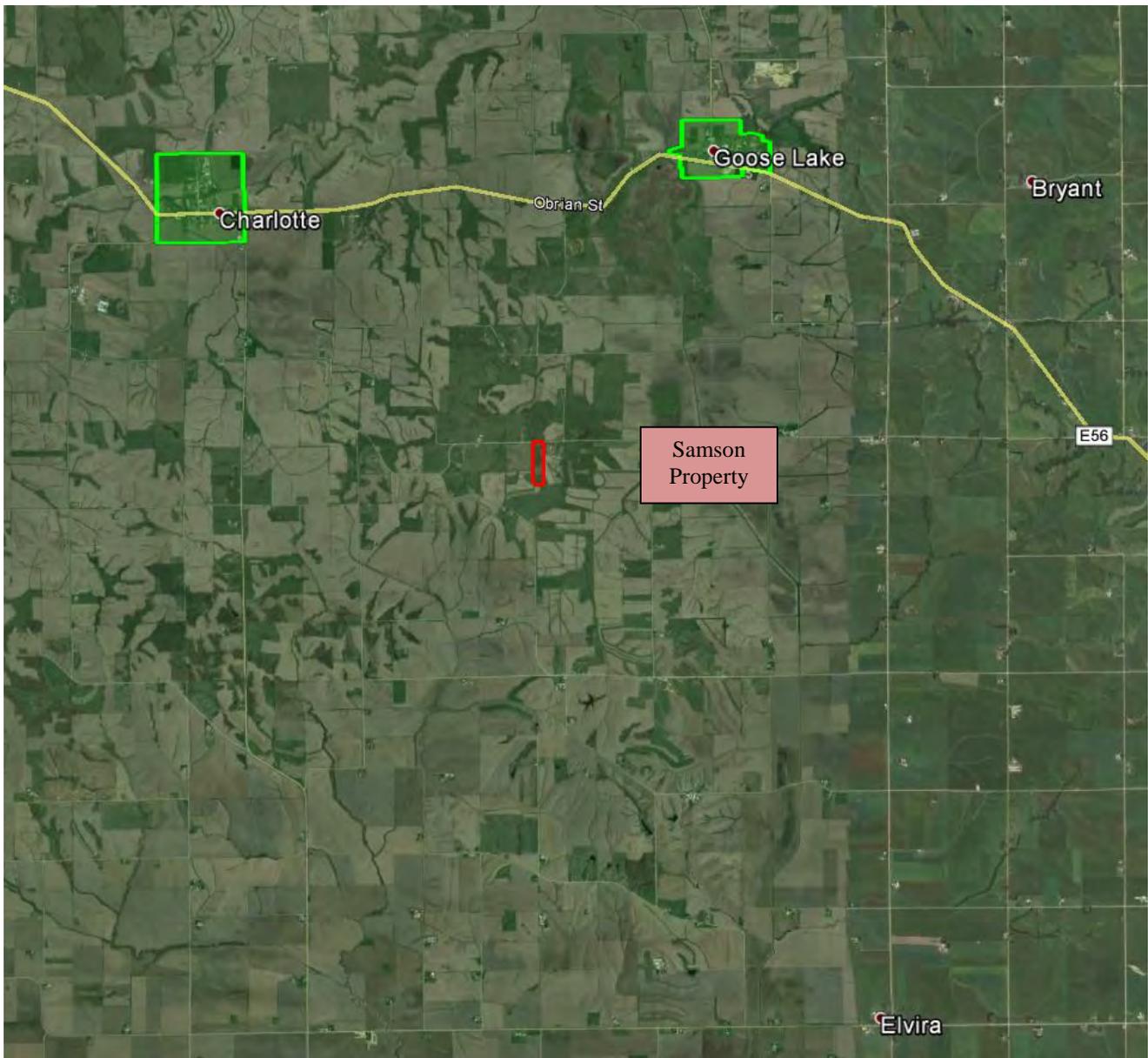
TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office
Nate Mueller

RE: Application 3909 of Richard Samson, requesting approval of an application to create a 3-lot Minor Subdivision to be known as S.A.M. Subdivision.

Location

The proposed subdivision is located in the W ½ of the NW ¼ of Section 8, Township 82 North, Range 5 East of the 5th P.M. in Clinton County, Iowa. This is a 3-lot subdivision consisting of 19.55 acres located on the south side of 170th Street approx. 1100 feet west of its intersection with 352nd Ave. in Center Township.



Proposed lots for S.A.M. Subdivision:



Background and Details

The purpose of this subdivision application is to split a lot with an existing home into 3 developable lots – Lot 1 will contain the existing home and be used as a residential lot, Lots 2 and 3 will remain undeveloped at this time, but will eventually be developed and used as non-farm lots as well. There are no existing buildings on proposed lot 2 or lot 3.

There are 3 residences within a ¼-mile and 10 within ½-mile. The site is currently zoned AR-1 and is primarily crop and timber ground. These residential lots will have agricultural uses on all sides. To help minimize future conflict between the ag operations in the area and the non-farm residence, ***Staff recommends that the applicants be required to record an Ag-Warning Notice with the plat proceeding as a condition of approval.***

Details of the Proposal:

The regular bulk standards, normally permitted uses, and special exception uses from the AR-1 Zoning District of the Clinton County Zoning Ordinance will apply to all lots in the proposed subdivision:

Lot size/	<u>Lot 1</u> – 2.82 acres – Residential — Lot will contain the existing home
Anticipated Use	<u>Lot 2</u> – 7.44 acres – Residential — Lot will contain a new non-farm home
	<u>Lot 3</u> – 9.29 acres – Residential — Lot will contain a new non-farm home
Front setback	50 feet
Side setback	15 feet
Rear setback	40 feet
Building Height - max	35 feet or 2 ½ stories
Density Allowed	1 lot per 5 acres

County Engineer’s Review of Proposed Driveway Access

The plat shows all lots utilizing the existing access. Any new accesses onto County roads are subject to permitting and review by the County Secondary Roads Department. Final location and design requirements of any new access will be determined at the time of permitting. New driveways must meet separation and site distance requirements.

County Health Department Review of Well and Septic System Suitability

With an existing system and a parcel size of 2.82 acres, the County Health Department does not foresee any problems replacing the septic system on proposed lot 1. With lot sizes of 7.44 and 9.29, the Department does not foresee problems developing adequate wastewater facilities on proposed Lot 2 or proposed Lot 3 ***subject to review of a soil analysis or percolation test.*** Any new or replacement wells or wastewater treatment systems installed on any lot in the future are subject to permitting and review by the County Health Department. Final wastewater suitability and design will be determined at the time of permitting.

Planning & Zoning Commission Recommendation

The Zoning Commission held a Public meeting on November 4th, 2015 in DeWitt. After taking public comment and reviewing the application, the Commission voted 3 – 0 (Hand and Whitman absent) to recommend approval of this application ***subject to the condition that an Ag-Warning notice prepared by Planning & Zoning staff be recorded with the final plat proceeding.***

Review of Preliminary Plat Subdivision Criteria (2.2.3.D) for Drake's Run Subdivision

- 1. The application conforms with environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal.**

An acceptable soil analysis or percolation test will be required before any septic systems can be constructed or reconstructed in this subdivision. New septic systems are subject to County Health Department approval and permitting and applicants are strongly encouraged to work closely with the County Sanitarian to make sure preliminary designs meet all applicable State and County regulations.

- 2. The applicant has shown the availability of water which meets applicable health standards and is sufficient for the reasonable foreseeable needs of the subdivision.**

Any new wells or connections to existing wells are subject to County Health Department approval and permitting. All lots within this subdivision are required to share a single water supply unless granted a variance by this Commission.

- 3. The site is served, or will be served at the time of development, with all necessary public utilities, including, but not limited to electric and telephone service.**

Utility Services are available at this location. Electrical Service is provided by Eastern Light & Power. Telephone service, if needed, is provided by Windstream.

- 4. The site is located in an area of the County that is appropriate for proposed development activity and which will not contribute to the need for inefficient extensions and expansions of public facilities, utilities and services.**

The final plat contains a 20 foot ingress/egress easement that will serve all proposed lots and utilize an existing access onto 170th Street; which is a gravel-surface County road. The applicant has indicated that they do not plan to install any new driveways at this time. No extension of public utilities is required for development on this site.

- 5. The applicant has shown the availability and accessibility of public services such as schools, public safety and fire protection.**

This subdivision is located in the Northeast School District. Fire protection will be provided by the Charlotte Volunteer Fire Department which is located within 5 miles. Police protection is provided by the Clinton County Sheriff's Department.

- 6. The site represents an overall development pattern that is consistent with the goals and policies on the Master Plan, the Capital Improvements Program, and any other applicable planning documents adopted by the County.**

This development is in an area designated Agricultural-Recreational on the Future Land Use Map, which allows for development of this type. The proposed non-farm lots are located in an area that contains minimal active farm ground due to the residence and timber. No infrastructure improvements are required for this development. To help minimize future conflict between the nearby cattle operation and the non-farm residence, *Staff recommends that the applicants be required to record an Ag-Warning Notice with the plat proceeding as a condition of approval.*

7. The site and application conform to all applicable provisions of these regulations.

The proper application procedures have been followed for this application.

The site is zoned AR-1, which allows 1 dwelling unit per 5 acres. This subdivision proposes to split 19.55 acres into 3 lots, which is a density of approximately 1 dwelling unit per 6.5 acres.

The Corn Suitability Ratings for Lot 1 and Lot 2 are not factored in as they contain no farmable land. These lots and their uses are within the limits set forth in the Zoning Ordinance. The active farm ground on proposed Lot 3 has a CSR of 58, which is within the limits for non-farm lots set forth by the Ordinance.

8. The application considers the effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision.

170th Street is a gravel-surface road which had a traffic count of 80 VPD in the most recent DOT study (2014). There is capacity for additional traffic on this road sufficient to handle any increased volume expected to be produced by 2 additional non-farm lots.

9. The Preliminary Plat shows the location, spacing and design of proposed streets, curb cuts and intersections, all of which are consistent with good traffic engineering design principles.

No new streets are proposed in this subdivision.

10. Each lot in the map of a residential development has adequate and safe access to/from a local street. If lot access is to/from a collector or arterial street, the Planning and Zoning Commission shall expressly find that such access is safe and that no other lot access or subdivision configuration is feasible.

With the provision of an acceptable Access Easement Agreement, development on any of the proposed lots will have adequate and safe access to 170th Street, which is a gravel-surface minor collector road. If the property owners wish to establish a new access they will have to meet driveway separation distances as well as Secondary Roads site distance, design, and permitting requirements.

11. The site contains a parcel, lot and land subdivision layout that is consistent with the Zoning Ordinance, good land planning and site engineering design principles.

The lot design for this subdivision meets the requirements of the ordinance and reflects good land planning and site engineering principles.

12. The site will be laid out and developed in a manner that is sensitive to environmental features and/or characteristics of the tract or parcel including, but not limited to, topography, slope, soils geology, hydrology, floodplains, wetlands, vegetation and trees.

The site is primarily timber ground with a small area of crop land. Approximately 3.5 acres of crop ground will be removed from production on Lot 3, but it is low quality ground (CSR = 58). There is no mapped floodplain on the property and there are no extreme slopes, topography, soil geology, or wetlands to consider on any of the proposed lots.

13. The applicant agrees to dedicate and improve land, right-of-way and easements, as may be determined to be needed to effectuate the purposes of these regulations and the standards and requirements incorporated herein.

No dedications of land or rights-of-way are required for this subdivision.

RESOLUTION # 2015 - _____
RESOLUTION APPROVING THE FINAL PLAT OF
S.A.M. SUBDIVISION, CLINTON COUNTY, IOWA

WHEREAS Richard Samson has filed subdivision application 3909 requesting preliminary and final approval of a proposed minor subdivision to be known and designated as S.A.M. Subdivision, located in the W ½ of the NW ¼ of Section 8, Township 82 North, Range 5 East of the 5th P.M. in Clinton County, Iowa, and

WHEREAS the Clinton County Planning and Zoning Commission held a public meeting on November 4, 2015 in DeWitt, Iowa to consider this application, and

WHEREAS the Clinton County Board of Supervisors held a public hearing on November 30, 2015 to hear comments for and against the application; and

WHEREAS it appears that all requirements of the Clinton County Zoning Ordinance, Subdivision Regulations, Master Plan, and the laws of the State of Iowa have been complied with,

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Final Plat of S.A.M. SUBDIVISION, CLINTON COUNTY, IOWA, be and the same is hereby approved subject to the following condition and the Chair is authorized to sign the final plat prior to recording:

1. An Ag-Warning notice prepared by Planning & Zoning staff be recorded with the final plat proceeding.

Roll Call: **Hamerlinck:** _____

Srp: _____

Staszewski: _____

John Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

STAFF REPORT

DATE: November 30, 2015

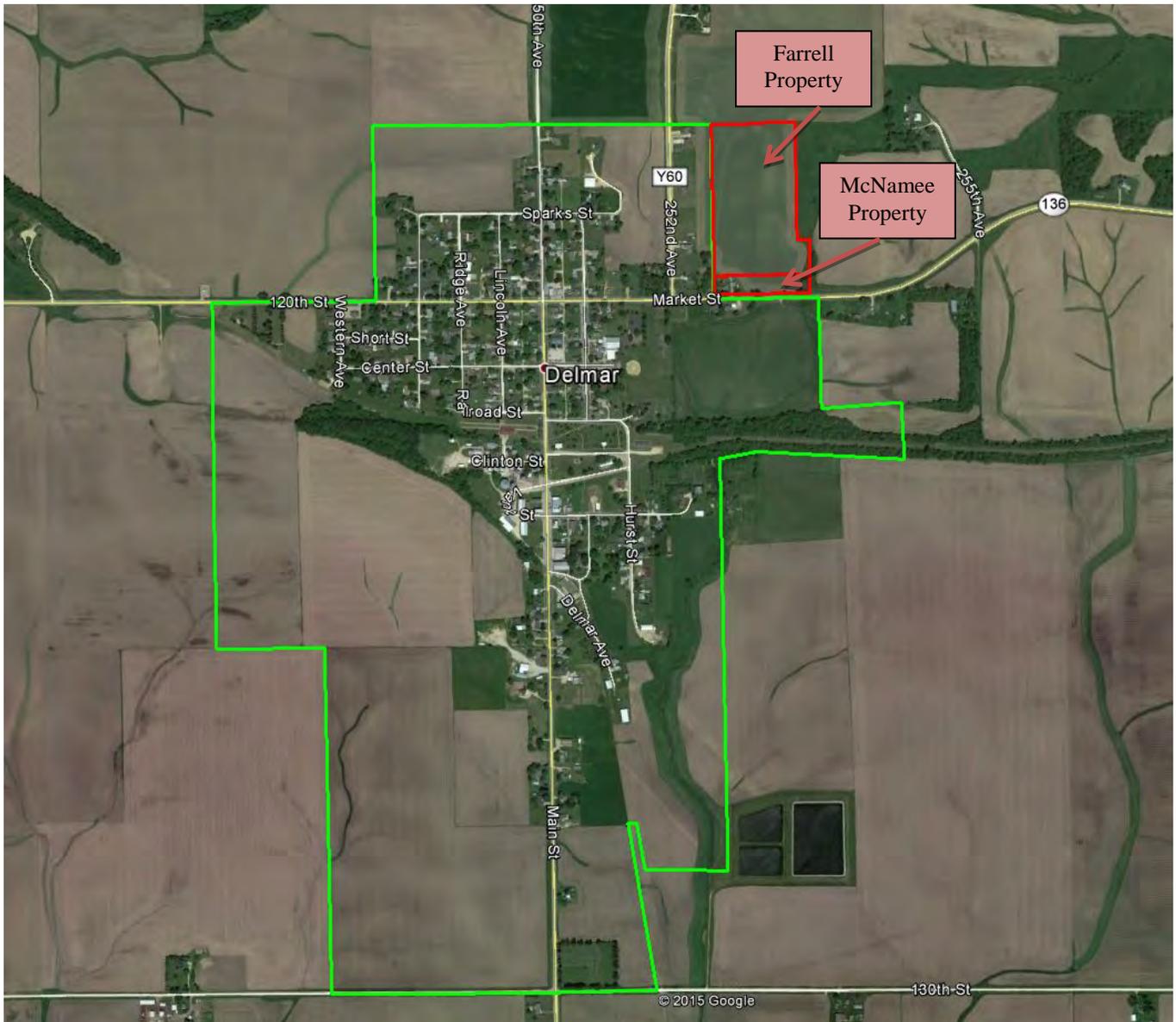
TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office
Nate Mueller

RE: Application 3916 of Ron Shanahan, Gerald Farrell, and Carl McNamee requesting approval of an application to create a 3-lot Minor Subdivision to be known as Iron Hill Subdivision.

Location

The proposed subdivision is located in the SE ¼ of the SW ¼ of Section 10 Township 83 North, Range 3 East of the 5th P.M. in Clinton County, Iowa. This is a 3-lot subdivision consisting of 19.66 acres located on the north side of Hwy 136 adjacent to the east corporate limit of Delmar in Bloomfield Township.



Proposed lots for Iron Hill Subdivision:



Background and Details

The purpose of this subdivision application is to split 2 existing lots – one non-farm residential lot and one undeveloped agricultural lot – into 3 total lots. Lot 1 will contain the existing residence and continue to be used as a residential lot, Lot 2 will be developed residentially and be used as a non-farm lot, and Lot 3 will contain the remaining ag ground and continue to be used for ag production. There are no existing buildings on proposed lot 2 or proposed lot 3.

There are over 30 residences within a ¼ mile due to the fact that the site is located directly adjacent to the Delmar City limits. The site is currently zoned A-1 and is primarily crop ground except for the existing residence. The new residential lot will have agricultural uses to the north and east, and residential uses (including incorporated city lots) to the east and south. The applicant has indicated that they intend to incorporate proposed Lot 2 into the City of Delmar and seek access to City water and City sewer.

Details of the Proposal:

The regular bulk standards, normally permitted uses, and special exception uses from the A-1 Zoning District of the Clinton County Zoning Ordinance will apply to all lots in the proposed subdivision:

Lot size/	<u>Lot 1</u> – 2.01 acres – Residential – Lot will contain the existing non-farm home
Anticipated Use	<u>Lot 2</u> – 2.87 acres – Residential — Lot will contain a new non-farm home
	<u>Lot 3</u> – 14.78 acres – Agricultural – Ground will remain in ag production
Front setback	50 feet
Side setback	15 feet
Rear setback	40 feet
Building Height - max	35 feet or 2 ½ stories
Density Allowed	1 lot per 40 acres - the applicant’s attorney has submitted an acceptable Agricultural Easement to allow for the increased density in this A-1 district.

County Engineer’s Review of Proposed Driveway Access

Lot 1 currently has access only Hwy 136. Lot 3 currently has access both from Hwy 136 and from Richland St. to the west. Any new accesses onto County roads are subject to permitting and review by the County Secondary Roads Department. New access for Lot 2 will be off State Highway 136, which is subject to permitting and review by the Iowa DOT. Final location and design requirements of any new access will be determined at the time of permitting.

County Health Department Review of Well and Septic System Suitability

With an existing system and a parcel size of 2.01, the County Health Department does not foresee any problems replacing the existing septic system on proposed Lot 1. With 2.87 acres, the department does not foresee problems developing adequate wastewater facilities on proposed Lot 2 subject to review of a soil analysis or percolation test. There is no new well or septic systems planned for Lot 3. Any new or replacement wells or wastewater treatment systems installed on any lot in the future are subject to permitting and review by the County Health Department. Final wastewater suitability and design will be determined at the time of permitting.

Planning & Zoning Commission Recommendation

The Zoning Commission held a Public meeting on November 4th, 2015 in DeWitt. After taking public comment and reviewing the application, the Commission voted 3 – 0 (Hand and Whitman absent) to recommend approval of this application.

Review of Preliminary Plat Subdivision Criteria (2.2.3.D) for Iron Hill Subdivision

- 1. The application conforms with environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal.**

An acceptable soil analysis or percolation test will be required before any septic systems can be constructed or reconstructed in this subdivision. New septic systems are subject to County Health Department approval and permitting and applicants are strongly encouraged to work closely with the County Sanitarian to make sure preliminary designs meet all applicable State and County regulations.

- 2. The applicant has shown the availability of water which meets applicable health standards and is sufficient for the reasonable foreseeable needs of the subdivision.**

Any new wells or connections to existing wells are subject to County Health Department approval and permitting. All lots within this subdivision are required to share a water supply unless they connect to a municipal water supply or are granted a variance by this Commission.

- 3. The site is served, or will be served at the time of development, with all necessary public utilities, including, but not limited to electric and telephone service.**

Utility Services are available at this location. Electrical Service is provided by Alliant Energy. Telephone service, if needed, is provided by F&B Communications. Both providers have approved the easements show on the Final Plat.

- 4. The site is located in an area of the County that is appropriate for proposed development activity and which will not contribute to the need for inefficient extensions and expansions of public facilities, utilities and services.**

All residential lots will have direct access onto Hwy 136 which is a hard-surface State highway. Lot 1 has an existing driveway, and Lot 3 has an existing field access. A new driveway will need to be installed to access proposed Lot 2. No extension of public utilities is required for development on this site.

- 5. The applicant has shown the availability and accessibility of public services such as schools, public safety and fire protection.**

This subdivision is located in the Delwood Community School District. Fire protection will be provided by the Delmar Volunteer Fire Department which is located within ½ mile. Police protection is provided by the Clinton County Sheriff's Department.

- 6. The site represents an overall development pattern that is consistent with the goals and policies on the Master Plan, the Capital Improvements Program, and any other applicable planning documents adopted by the County.**

This development is in an area designated Agricultural on the Future Land Use Map, which allows for limited development of this type. While the proposed non-farm lots include areas that are actively farmed, their location on a state highway and adjacent to an incorporated city boundary make development of this pattern at this location consistent with the Master Plan. The applicants have submitted an acceptable Agricultural Easement to allow for the increased density in the A-1 district. No infrastructure improvements are required for this development.

7. The site and application conform to all applicable provisions of these regulations.

The proper application procedures have been followed for this application.

The site is zoned A-1, which allows 1 dwelling unit per 40 acres. The applicants have submitted an acceptable Agricultural Easement to allow for the increased density in the A-1 district.

The Corn Suitability Ratings for Lot 1 are not factored in as the site contains existing buildings. As such, this lot and its uses are within the limits set forth in the Zoning Ordinance. Lot 2 does contain high-quality soils, but the applicant has indicated that this area is likely to be annexed into the City of Delmar. Lot 3 will remain a 'farm lot' primarily adapted for ag use so CSR values for this lot are not factored into the approval.

8. The application considers the effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision.

Hwy 136 is a hard-surface road which had a traffic count of 1200 VPD in the most recent DOT study (2014). There is capacity for additional traffic on this road sufficient to handle any increased volume, expected from one additional non-farm residential lot.

9. The Preliminary Plat shows the location, spacing and design of proposed streets, curb cuts and intersections, all of which are consistent with good traffic engineering design principles.

No new streets are proposed in this subdivision.

10. Each lot in the map of a residential development has adequate and safe access to/from a local street. If lot access is to/from a collector or arterial street, the Planning and Zoning Commission shall expressly find that such access is safe and that no other lot access or subdivision configuration is feasible.

Development on any of the proposed lots will have adequate and safe access to Hwy 136, which is a hard-surface arterial road. If the property owners wish to establish a new access they will have to meet driveway separation distances as well as Iowa DOT site distance, design, and permitting requirements.

11. The site contains a parcel, lot and land subdivision layout that is consistent with the Zoning Ordinance, good land planning and site engineering design principles.

The lot design for this subdivision meets the requirements of the ordinance and reflects good land planning and site engineering principles.

12. The site will be laid out and developed in a manner that is sensitive to environmental features and/or characteristics of the tract or parcel including, but not limited to, topography, slope, soils geology, hydrology, floodplains, wetlands, vegetation and trees.

The site is primarily crop ground with a few trees and an existing residence and out-buildings. Approx. 3 acres of crop ground could be removed from production, but the non-farm use is clustered along a state highway adjacent to an incorporated city. There is no mapped floodplain on the property and there are no extreme slopes, topography, soil geology, or wetlands to consider on either lot.

13. The applicant agrees to dedicate and improve land, right-of-way and easements, as may be determined to be needed to effectuate the purposes of these regulations and the standards and requirements incorporated herein.

No dedications of land or rights-of-way are required for this subdivision.

RESOLUTION #2015 - ____

WHEREAS, the Clinton County Board of Supervisors (hereinafter “Board”) has determined certain Clinton County property is no longer needed for County purposes. The property, divided into two parcels, is located in the unincorporated town of Malone, Iowa. Specifically, the parcels are identified as Parcel “A” and Parcel “C”.

Parcel “A” is legally described as follows:

Being a part of the northwest quarter of the northeast quarter of section 24, township 81 north, range 4 east of the 5th p.m. Clinton County, Iowa, more particularly described as follows: Beginning at the northwest corner of lot one in block one in the original town of Malone; thence north 81 degrees 28’ 29” west, 47.81 feet to the east row line of 335th Avenue; thence north 89 degrees 14’ 58” east, 251.09 feet; thence south 08 degrees 31’ 31” west, 40.47 feet to the north line of block one in the original town of Malone; thence north 81 degrees 28’ 29” west, 200.00 feet along the north line of block one in the original town of Malone to the point of beginning. Said parcel contains 5,015 square feet and is subject to easements of record.

Parcel “C” is legally described as follows:

Being a part of the northwest quarter of the northeast quarter of section 24, township 81 north, range 4 east of the 5th p.m. Clinton County, Iowa, more particularly described as follows: Beginning at the northeast corner of lot four in block one in the original town of Malone; thence North 8 degrees 31’ 31” east, 40.47 feet; thence north 89 degrees 14’ 58” east, 48.65 feet; thence south 07 degrees 45’ 26” west, 48.32 feet to the north line of block one in the original town of Malone; thence north 81 degrees 28’ 29” west, 48.67 feet along the north line of block one in the original town of Malone to the point of beginning. Said parcel contains 2,147 square feet and is subject to easements of record.

(hereinafter “Malone Property”).

WHEREAS, the Board has determined – based upon recommendation of the Clinton County Engineer, that it would be best to sell the Malone Property to the neighboring property owners to provide owner access and property development, as well as reduce county road maintenance.

WHEREAS, the Malone Property is to be offered and sold by Special Warranty Deed.

WHEREAS, the Board proposes to sell Parcel “A” to Charles and Sandra Matthiesen, 3357 252 St., DeWitt, IA 52742 for \$230; and Parcel “C” to William D. and Pamela Sterbenz, 3359 252 St., DeWitt, IA 52742 for \$100. Another condition of sale is the

purchasers will be required to retain their own legal counsel and be responsible for associated costs to do any title work, as well as prepare and record the special warranty deed.

WHEREAS, a public hearing regarding the sale of Parcels “A” and “C” was held on November 30, 2015 at 9:50 AM at the Clinton County Administration Building.

THEREFORE BE IT RESOLVED the Clinton County Board of Supervisors does hereby convey Parcel “A” as previously described to Charles and Sandra Matthiesen for the sale price of \$230.00 and does hereby convey Parcel “C” to William D. And Pamela Sterbenz for the sale price of \$100.00.

Roll Call:

Hammerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

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

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, December 7, 2015, 8:30 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

8:30 a.m. Canvass of votes cast in the Dec. 1 Runoff City Election for the City of Clinton

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2015-320: Resignation – Case Management
- RESOLUTION 2015-321: Approval of tax sale certificate compromise
- RESOLUTION 2015-322: Termination – Jail
- RESOLUTION 2015-323: Appointment – Sheriff
- RESOLUTION 2015-324: County board/commission appointments

RESOLUTIONS

- Set a public hearing date for proposed changes to the County Indigent Burial Policy
- Authorize the Chairperson to sign the 28E agreement with the City of Welton to administer federal aid bridge replacement funds.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Drainage Districts

The Board of Trustees will discuss and possibly take action on the following:

- A request to outlet a private tile into Drainage District #17
- A resolution approving a change order to the repair work in Drainage District #23 on Lateral 2
- A repair request in Drainage District #18

December 7, 2015

RESOLUTION #2015-320

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the resignation of Sandra Beck, Targeted Case Manager, Office of Case Management, be and is hereby accepted effective midnight, December 11, 2015.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue pay checks effective said date.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

December 7, 2015

Resolution # 2015-321

Whereas, Clinton County is the owner of tax sale certificate number 13-0503 for property located at 655 6th Ave S, Clinton, Iowa owned by Edwin Schaefer, a 92 year old disabled veteran residing in a nursing care facility in Minnetonka, Minnesota.

Further, attorney Micelle M Draewell of Rajkowski Hansmeier Ltd, requests a compromise and abatement from the Clinton County Board of Supervisors of all taxes due in the approximate amount of \$17,310.00 and offers an immediate payment of \$5,000.00 as a compromise payment on behalf of Edwin Schaefer.

Further the parcel is currently assessed at a value of \$3,990 with a net taxable value of \$2,224.00. The delinquent and outstanding tax due far exceeds the current land value due to a demolition of buildings that occurred in 2011.

Therefore be it resolved, by the Clinton County Board of Supervisors in accordance with section 445.16 and 445.18 Code of Iowa, that the tax value exceeds the existing property value and it is in the best interest of the county to accept a compromised tax value of \$5,000. It is further resolved that the county treasurer is hereby authorized to accept the payment of \$5,000 in lieu of the delinquent outstanding tax sale certificate #13-0503 and all outstanding taxes due effective Dec. 7, 2015.

Shawn Hammerlink _____

Dan Srp _____

John Staszewski, Chair _____

John Staszewski, Board Chairperson

Attest:

Eric Van Lancker, County Auditor

December 7, 2015

RESOLUTION 2015-322

WHEREAS, the Clinton County Sheriff has terminated the employment of PATRICIA EDWARDS, as a Correctional Officer.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks on the General Basic Fund, Office of JAIL, to PATRICIA EDWARDS after accrued benefits are paid effective after her last day of employment on November 30, 2015.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

December 7, 2015

RESOLUTION 2015 - 323

WHEREAS, the Clinton County Sheriff is an elected official and the Board of Supervisors does not consider nor appoint personnel for elected officials, but need to authorize payroll for the County Auditor.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be an is hereby authorized to issue biweekly paychecks on the General Basic Fund, Office of Sheriff to KELLY SCHEMERS, as a bailiff/security/transport officer, a part-time position. This will be in effect December 7, 2015 at an hourly rate of \$15.00 per hour.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

John F. Staszewski, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton
State of Iowa

December 7, 2015

RESOLUTION 2015-324

BE IT RESOLVED that the Clinton County Board of Supervisors of Clinton County, Iowa, hereby order the following appointments and re-appointments to various County boards and commission:

Board of Health (Three-Year Term)

Oduah "Daniel" Osaro, M.D. (re-appointment)

Compensation Commission (Right-of-Way) (One-Year Term)

Jerome Burken (re-appointment)	Shelly Leab (re-appointment)
Loren N. Burken (re-appointment)	Joanne Rogis (re-appointment)
Brian L. Holdgrafer (re-appointment)	Kate Sager (re-appointment)
Paul Ketelsen (re-appointment)	Mary Swanson (re-appointment)
Thomas Kinney (re-appointment)	Craig Temple (re-appointment)
Baird H. Smith (re-appointment)	Douglas R. Yegge (re-appointment)
Frederick Thiede (re-appointment)	William Hamilton (re-appointment)
Mathew R. Brisch (re-appointment)	Paul Mulholland (re-appointment)
John Eisenman (re-appointment)	Dennis Starling (re-appointment)
Scott Galloway (re-appointment)	Steven Tubbs (re-appointment)
Janet Hoffman (re-appointment)	David Whitman (re-appointment)
Alan D. Murhpy (re-appointment)	John D. Connole (appointment)
Edith R. Pfeffer (re-appointment)	John Jackson (appointment)
Tami Guy (re-appointment)	

Conservation Board (Five-Year Term)

Gloria Friederichsen (re-appointment) John P. Schnak (appointment)

Historic Preservation Commission (Three-Year Term)

Julie Neely (appointment)

Veterans Affairs Commission (Three-Year Term)

Thomas Cannon (re-appointment) Teresa Yegge (appointment)

Pioneer Cemetery Commission (Three-Year Term)

Earl Paarmann (re-appointment) Judy Henricksen (appointment)
Bill Fatchett (re-appointment) Bill Looney (appointment)

Jackson County EMS Advisory Board

Kendall Coates (appointment) Rod Syfert (appointment)

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Chairperson, John Staszewski

County Auditor, Eric Van Lancker

RESOLUTION #2015- _____

December 7, 2015

WHEREAS, under Chapter 28E of the Code of Iowa, Clinton County, Iowa, may, as a public agency, enter into an agreement with a public agency which is a political subdivision of the State of Iowa, such as a City governing body, to cooperate in such a way as to provide joint services to their constituents and to cooperate in other ways of mutual advantage; and

WHEREAS, the City of Welton has been awarded federal aid bridge replacement funds (Iowa DOT Funding Agreement 6-13-SBRU-17); and

WHEREAS, the funding mechanism is a reimbursement type of fund and the City requires assistance in the construction observation and inspection for the project; and

WHEREAS, a 28E agreement has been prepared identifying the roles and the responsibilities of each agency for the proposed project.

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that said 28E agreement be and is hereby approved and the chairperson and county auditor be and are hereby authorized to execute said 28E agreement on behalf of Clinton County, Iowa.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

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

**Chairperson
Clinton County Board of Supervisors**

Drainage District #23 2014 REPAIR PROJECT (Clinton County)

CHANGE ORDER

No. 1

Drainage District # 23

Project: Drainage District #23 2014 Repair Project

Date Prepared: 12-1-15

Kind of Work Ditch cleaning

Contractor Dexter Dozing & Scraping

You are hereby authorized to make the following changes to the contract documents:

A -- Description of change to be made or extra work to be done:

1. Add bid item 5. Channel excavation, spoil leveling and bank shaping on Lateral #2 (from Lateral#1 outlet north 1300 feet).
2. Add bid item 6. Bank seeding and fertilizing on Lateral #2 (from Lateral#1 outlet north 1300 feet).

B -- Reason for change or extra work:

To address a request from Tim Duwa regarding field tiles not draining properly in the last 1300 feet of Lateral #2 at its discharge into Lateral #1 (Lateral #2 cleaning was recommend in the Engineer's Condition Report).

C-1-Settlement for cost of work to be made as follows:

1. Negotiated price with contractor for \$3.25 per cubic yard (1200 cubic yards total). Total cost of \$3,900.00.
2. Negotiated price with contractor for \$652.34 per acre (0.7 acres total). Total cost of \$456.64.

Receipt is acknowledged of this change or extra work and terms of settlement are hereby agreed to:

Approved _____
Drainage District Trustee Date

Dexter Dozing & Scraping Date

Approved _____
Drainage District Trustee Date

Approved _____
Drainage District Trustee Date

December 7, 2015

RESOLUTION # 2015-DD23-01

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #23 have reviewed the proposed changes to the contract with Dexter Dozing & Scraping for the Drainage District #23 2014 Repair Project, and;

WHEREAS: the Clinton County Engineer has determined that the requested ditch cleaning on Lateral #2 is warranted, and;

WHEREAS: the Clinton County Engineer has prepared change order#1 detailing the contract changes and negotiated unit price and recommends approval.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, concurs with the Clinton County Engineer's recommendation that change order#1 for the contract changes be approved.

BE IT FURTHER RESOLVED that the Board of Supervisors acting as Trustees for Drainage District #23 execute change order#1 on behalf of Drainage District #23.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, December 14, 2015, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2015-327: Re-assignment – Case Management
- RESOLUTION 2015-328: Resignation – Case Management
- RESOLUTION 2015-329: Tax suspension requests – Code of Iowa Sec. 427.9 (Bailey)
- MOTION: Authorize the chairperson to sign the MOU with the City of Clinton for winter maintenance of roadways
- MOTION: Authorize the county engineer for out-of-state travel

RESOLUTIONS

- To authorize the auditor to make an adjustment on the County budget

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion/Possible Action
County Case Management Director Patti Robinson will update the Supervisors on issues involving her department.

9:40 a.m. Discussion/Possible Action
Local representatives of the State Department of Humans Services will address the Supervisors with proposed plans for its current location.

9:45 a.m. Discussion/Possible Action
County Auditor Eric Van Lancker will discuss annual audit firm options with the Board of Supervisors.

December 14, 2015

RESOLUTION #2015-_____

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the appointment of Christina McQuiston, current permanent part-time Targeted Case Manager, Office of Case Management, be and is hereby moved to temporary full-time Targeted Case Manager for the term of December 14, 2015 through January 22, 2016 at current hourly rate, is hereby approved. After said term Christina will return to the permanent part-time position without further action.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue bi weekly pay checks effective said date.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

December 14, 2015

RESOLUTION #2015-_____

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the resignation of David Huennekens, Targeted Case Manager, Office of Case Management, be and is hereby accepted effective midnight, December 30, 2015.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue pay checks effective said date.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, John Staszewski

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION NO. 2015-456

**RESOLUTION AMENDING A MEMORANDUM OF UNDERSTANDING WITH
CLINTON COUNTY, IOWA, FOR THE ROUTINE MAINTENANCE OF
AGGREGATE ROADWAYS**

WHEREAS, the City of Clinton and Clinton County presently have a Memorandum of Understanding for the routine maintenance of aggregate roadways within City limits; and,

WHEREAS, the City of Clinton expressed an interest to Clinton County for extending said Memorandum of Understanding to address snow removal on the aggregate roadways located in the area of the City known as the annex; and

WHEREAS, Clinton County has reviewed their routes for the areas and determined it is possible to taken on the additional lane miles of snow removal on their existing routes.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLINTON, IOWA, that the Mayor is hereby authorized to sign the attached Memorandum of Understanding with Clinton County and the City Clerk is directed to submit this to Clinton County for action by the Board of Supervisors.


_____, MAYOR

ATTEST:



CITY CLERK

ADOPTED: NOVEMBER 24, 2015

**Memorandum of Understanding
Routine Maintenance of Aggregate Roadways by Clinton County, Iowa
Within the City of Clinton Iowa's Corporate Limits**

This Memorandum of Understanding (MOU) is entered into by and between the City of Clinton, Iowa, hereinafter referred to as the City, and Clinton County, Iowa, hereinafter referred to as the County.

Whereas the City and County desire to enter into a MOU concerning the maintenance of certain roadways located within the City's corporate limits, and on shared City/County jurisdiction roadways.

Therefore, the parties, inconsideration of the mutual obligations and benefits contained herein, agree as follows:

1. The City and County desire to reach an equitable agreement concerning functions to be performed and financial responsibilities of each party for the maintenance of certain aggregate roadways. Pursuant to this MOU, the County will be responsible for the following routine maintenance of the roadway:
 - A. Grading of the aggregate surface
 - B. Placement and spreading of aggregate surfacing material
 - C. Ditch cleaning and seeding
 - D. Shoulder shaping and maintenance
 - E. Snow and ice removal (Per Table B.)

The County shall conduct the aforementioned routine maintenance activities on the roadways listed per the general maintenance practices commonly employed by the County on roadways of their own jurisdiction.

2. The aggregate roadways to be included within the scope of this agreement are listed in Table A and shown on the attached map, which shall be become a part of this agreement.

TABLE A

Aggregate Roadway Name	Beginning	End	Clinton Miles
2nd Avenue S (1/2 County)	West City Limits	Branden Drive	1.6
Hart's Mill Road	S 62nd Street	S 32nd Street	3.8
South 40th Street	Harts Mill Rd	Highway 30	0.5
South 54th Street	2nd Avenue S	South City Limits	3.5
South 62nd Street	2nd Avenue S	Harts Mill Rd	1.5
44th Avenue North	8th Street NW	West City Limits	0.5
8th Street Northwest	Stockwell Lane	44th Avenue N	0.75
East Deer Creek Road	Highway 67	North City Limits	0.56
West Deer Creek Road	Highway 67	North City Limits	0.64
			13.35

3. The City shall be responsible for the following maintenance activities for the aforementioned roadways:
 - A. Traffic signage
 - B. Culvert repair and replacement
 - C. Tree and brush clearing
 - D. Removal of obstructions in the right-of-way
 - E. Installation and repair of tile crossings
 - F. Snow and ice removal (for those road sections not included in the county's responsibility listed in Table B)
 - G. Noxious weed control
 - H. Other miscellaneous activities required but not listed in the County's responsibility section
4. The County shall send the City of Clinton invoices for all labor (including benefits), equipment, and materials used to perform the necessary work explained in section one. Invoices shall be sent no more than once per month.
5. City Responsibilities: Pursuant to this MOU, the City shall reimburse the County for all work (including materials, labor, and equipment) performed in section one. The City shall arrange for payment of invoice within 45 days after receipt of invoice.
6. The County Engineer and the City Engineer shall administer this MOU in consultation with the Board of Supervisors and the City Council.
7. The County Engineer and the City Engineer shall communicate throughout the duration of this MOU, to ensure the amount of work completed does not exceed the budgeted amount stipulated by the City at the beginning of each fiscal year. If necessary, the City may suspend the services provided by the County temporarily, if it is in the best interest of the City to do so. Service shall be temporarily suspended by sending written notice of same to the County Engineer.
8. This MOU shall be effective _____, 2015, and shall be in effect in perpetuity. However, the MOU may be terminated by either party in writing. Notice of termination shall be provided by the terminating party a minimum of 30 days in advance of the termination date. Notices shall be given by United States certified mail, return receipt requested, with proper postage thereon paid. All notices shall be deemed given when mailed. All outstanding claims for reimbursement shall be paid prior to MOU termination.
9. Each party is responsible for liability occurring as a result of the acts or omissions in performing its obligations under this MOU. The City shall protect, indemnify, defend, and hold harmless the County for acts or

omissions of the City, its officers, employees, agents, and assigns with respect to the obligations of the City under this MOU. The County shall protect, indemnify, defend, and hold harmless the City for acts or omissions of the County, its officers, employees, agents, and assigns with respect to the obligations of the County under this MOU.

10. This MOU shall be governed and construed in accordance with the laws of the State of Iowa. This MOU is not intended by the parties to constitute an agreement pursuant to Iowa Code Chapter 28E.
11. Also as a part of this MOU, the following Table B shall represent the snow and ice removal agreement between the City and County on certain roadways. This agreement is not eligible for reimbursement from either party, and shall be a no cost arrangement.

TABLE B

Roadway Name	Beginning	End	Snow & Ice Removal
44th Avenue North	8th Street NW	West City Limits	County
8th Street Northwest	Stockwell Lane	44th Avenue N	County
East Deer Creek Road	Highway 67	North City Limits	County
West Deer Creek Road	Highway 67	North City Limits	County
16th Street NW	Main Avenue	North City Limits	County
2nd Avenue South	West City Limits	Branden Drive	County
Hart's Mill Road	S 62nd Street	S 32nd Street	County
South 40th Street	Harts Mill Rd	Highway 30	County
South 54th Street	2nd Avenue S	South City Limits	County
South 62nd Street	2nd Avenue S	Harts Mill Rd	County
44 th Avenue South	West City Limits	South 54 th Street	County

IN WITNESS WHEREOF, the City and County have set their hands for the purposes herein expressed, on the dates indicated below.

By _____ By 
Chair, Board of Supervisors Mayor

Date _____ Date 11/24/2015

Attest _____ Attest 
County Auditor City Clerk

December 14, 2015

MOTION by Supervisor _____ to authorize the Chairperson to sign the Memorandum of Outstanding with the City of Clinton for the routine winter maintenance of aggregate roadways.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

MOTION: _____

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

December 14, 2015

Motion by Supervisor _____ to permit the Clinton County Engineer to travel out-of-state to attend the National Association of County Engineers (NACE) conference in April of 2016. Clinton County will pay the travel and lodging expenses for the County Engineer to attend the conference.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion: _____

December 14, 2015

RESOLUTION # _____

WHEREAS certain Departments in the Various Funds of the county may overspend and there are sufficient funds available in the said service areas to cover these expenditures.

Therefore Be It Resolved by the Board of Supervisors that the following office funds be adjusted to wit:

Sanitarian from \$184,043 to \$207,243

Be It Further Resolved that the County Auditor be and is hereby authorized to make the above adjustments.

Roll Call:

Hamerlinck _____

Srp _____

Staszewski _____

Chairperson, John F. Staszewski

Attest:

County Auditor

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, December 21, 2015, 8:45 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

8:45 a.m. Canvass of votes cast in the Dec. 15 Special Election for the City of Camanche

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2015-331: Resignation – Jail
- RESOLUTION 2015-332: Resignation – Sheriff's Office
- RESOLUTION 2015-333: Tax suspension requests – Code of Iowa Sec. 427.8 (McFarlane)
- MOTION: Authorize the chairperson to sign the final plans for the resurfacing of Y34 and E63 near Lost Nation
- MOTION: Utility Permit 10-80 for Eastern Iowa Light and Power
- MOTION: Authorize County Maintenance Department staff for out-of-state travel

RESOLUTIONS

- Authorize the chairman to sign a letter to CM & MHDS to inform it the County will withdraw from its contract for case management technical services.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Review the proposed FY17 budget work session calendar with County Auditor Eric Van Lancker.

9:30 a.m. Public Hearing with possible action
Public comment is welcome on proposed changes to the Clinton County Indigent Burial Policy.

9:40 a.m. Discussion with possible action
The Camanche-DeWitt Coalition will present information to the Supervisors about the Drug Free Communities Support Program Grant.

9:45 a.m. Drainage Districts

The Board of Trustees will discuss and possibly take action on the following:

- Review and approve Drainage District #7 Lateral B repair work
- Discuss a ditch cleaning request in Drainage District #15
- Review and discuss the Corps of Engineers' permit application response for Drainage District #17 Lateral A repair project
- Discuss a repair request in Drainage District #18

10:00 a.m. Discussion with possible action

County Justice Coordinating Commission Coordinator Margaret Kuhl will discuss with the Board of Supervisors the "Stepping Up" program—a national initiative to reduce the number people with mental illness in jails.

December 21, 2015

RESOLUTION 2015-331

WHEREAS, the Clinton County Sheriff has accepted the resignation of PAUL GIULIANI, as a Correctional Officer.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks on the General Basic Fund, Office of JAIL, to PAUL GIULIANI after accrued benefits are paid effective after his last day of employment on December 25, 2015.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

December 21, 2015

RESOLUTION 2015-332

WHEREAS, the Clinton County Sheriff has accepted the resignation of KELLY SCHEMERS, as a part-time bailiff.

THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks on the General Basic Fund, Office of Sheriff, to KELLY SCHEMERS, after accrued benefits are paid effective after her last day of employment on December 14, 2015.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

RESOLUTION # 2015-333

WHEREAS, Koby and Linda McFarlane have petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

345 3rd AVE N, CLINTON IA

PARCEL #80-14880000

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: _____

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

ATTEST:

**Eric Van Lancker
County Auditor**

**CLINTON COUNTY
BOARD OF SUPERVISOR
MOTION**

December 21, 2015

**Supervisor _____ moved to approve the final plans for
Project No. STP-S-CO23(102)--5E-23, HMA Resurfacing on Y34 (140th Ave) and
E63 (180th/190th St) from Lost Nation south to the intersection of Y44 (170th
Ave), by placing their signatures on said plans.**

Roll Call:

Staszewski: _____

Schmidt: _____

Davisson: _____

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: EASTERN IOWA LIGHT & POWER REC

Street Address: 1705 W. 3RD ST. PO. BOX 3003

City, State & Zip Code: WILTON, IA 52778-3003

Contact Person: CHAD RUDEK (800) 728-1242 EXT. 7337

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"		

- 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.

12-14-2015
DATE SUBMITTED

EASTERN IOWA LIGHT & POWER REC
NAME OF APPLICANT OR COMPANY

Ed Rudner
BY

APPROVAL:

12/21/15
DATE

Todd King
COUNTY ENGINEER

APPROVAL: Required for Franchise Utility Permit Applications Only

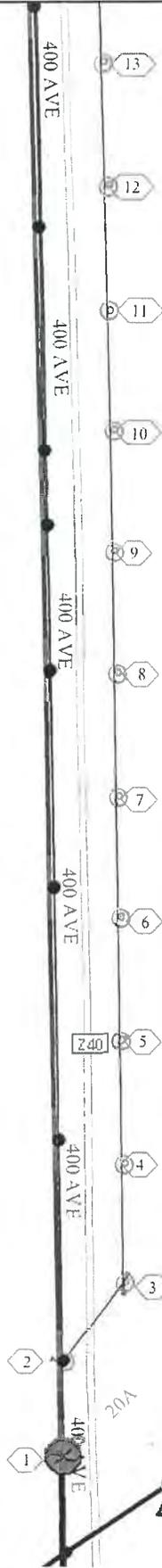
DATE

CHAIRPERSON, BOARD OF SUPERVISORS

83N-6E
Sec. 06

W#27836
AND-7
RUS 306-2014

83N-6E
Sec. 06



83N-5E
Sec. 01

5000

83N-5E
Sec. 01
Page 1 of 6



Date: 2015-11-10
 Workorder #: 27836
 Staker: Chad Ruden
 Job Type: N/A
 Op Code: 2A-OH Const. Line
 Extensions: 1 or 3 Phase
 Page 2 of 12

Member Name: ELLP
 Address: 600 EAST 5TH ST.
 Service Address: 240 or 400th Ave & 100th St
 Phone: 800-728-1242
 Location: 836E06,835E01, 845E36,846E31
 Substation: 15 ANDOVER
 Feeder: 4
 Phase: A
 District: 1 : Dewitt
 County: 23 CLINTON
 Township: 23 DEEP CREEK

UNIT SUMMARY
 PRIMARY WIRE
 New: 23094
 Retire: 0
 Phase: 0
 SERVICE WIRE
 New: 384
 Retire: 0
 Phase: 0
 TRANSFORMERS
 New: 3
 Retire: 0
 POLES
 New: 57
 Retire: 0

ONE-CALL #:
 County/State #:
 Inspection #:

1	NewOH 0 feet Source: none Angle: 180 deg, RT Lat: N 42.01966850930548 Lon: W -90.31581825725576 Comments:	2	NewOH 183 feet Source: 1 Angle: 36 deg, RT Lat: N 42.02016929+482397 Lon: W -90.31579906077098 Comments:	3	NewOH 182 feet Source: 2 Angle: 37 deg, LT Lat: N 42.02056860301556 Lon: W -90.31539393234667 Comments:	4	NewOH 219 feet Source: 3 Angle: 0 deg, RT Lat: N 42.021168994381526 Lon: W -90.31539609676562 Comments:	5	NewOH 221 feet Source: 4 Angle: 0 deg, LT Lat: N 42.02177547224834 Lon: W -90.31539804419714 Comments:	6	NewOH 220 feet Source: 5 Angle: 0 deg, LT Lat: N 42.022379714588155 Lon: W -90.31540132605086 Comments:
7	NewOH 220 feet Source: 6 Angle: 0 deg, RT Lat: N 42.02298308998284 Lon: W -90.31540485065999 Comments:	8	NewOH 221 feet Source: 7 Angle: 0 deg, RT Lat: N 42.02358997773695 Lon: W -90.31540771178436 Comments:	9	NewOH 220 feet Source: 8 Angle: 0 deg, LT Lat: N 42.02419462674389 Lon: W -90.31540896617514 Comments:	10	NewOH 221 feet Source: 9 Angle: 0 deg, LT Lat: N 42.024800726346825 Lon: W -90.31541179550194 Comments:	11	NewOH 221 feet Source: 10 Angle: 0 deg, RT Lat: N 42.025405883062035 Lon: W -90.31541944091428 Comments:	12	NewOH 221 feet Source: 11 Angle: 0 deg, LT Lat: N 42.02601141081862 Lon: W -90.31542688387206 Comments:



Date: 2015-11-10
 Workorder #: 27836
 Staker: Chad Ruden
 Job Type: N/A
 Op Code: 2A-OH Const. Line
 Extensions 1 of 3 Phase
 Page 3 of 12

Member Name: E.I.L.P
 Address: 600 EAST 5TH ST.
 Service Address: Z40 or 400th Ave & 100th St
 Phone: 800-728-1242
 Location: 836E06,835E01, 843E36,846E31
 Substation: 15 ANDOVER
 Feeder: 4
 Phase: A
 District: 1 : Dewart
 County: 23 CLINTON
 Township: 23 DEEP CREEK

UNIT SUMMARY

POLES	New: 57	PRIMARY WIRE	New: 23094
	Retire: 0		Retire: 0
TRANSFORMERS	New: 3	SERVICE WIRE	New: 384
	Retire: 0		Retire: 0
			Phase:

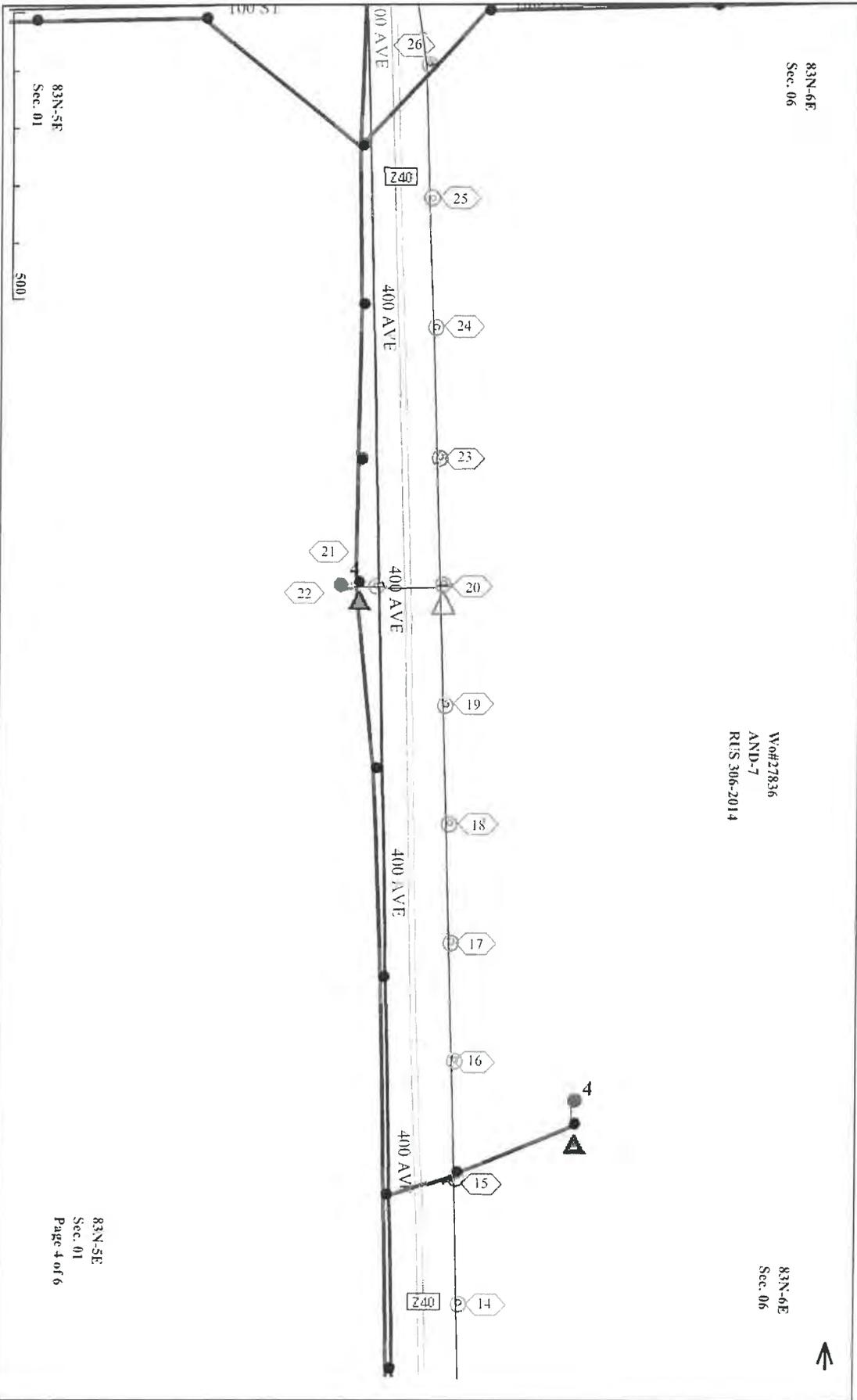
ONE-CALL #:
 County/State #:
 Inspection #:

13 NewOH 221 feet
 Source: 12
 Angle: 0 deg RT
 Lat: N 42.026616815243514
 Lon: W -90.31543470365746
 Comments:
 New (442) 2 ACSR 6/1
 New (1) 35-5
 New (1) A1,1P
 New (2) ZZZDAMPER

83N-6E
Sec. 06

Wof#27836
AND-7
RES 306-2014

83N-6E
Sec. 06



83N-5E
Sec. 01

500]

83N-5E
Sec. 01
Page 4 of 6



Date: 2015-11-10
 Workorder #: 27836
 Staker: Chad Ruden
 Job Type: N/A
 Op Code: 2A-OH Const. Line
 Extensions for 3 Phase
 Page 5 of 12

Member Name: EILLP
 Address: 600 EAST 5TH ST
 Service Address: Z40 or 400th Ave & 100th St
 Phone: 800-728-1242
 Location: 836E06,835E01, 845E36,846E31
 Substation: 15 ANDOVER
 Feeder: 4
 Phase: A
 District: 1 : Dewitt
 County: 23 CLINTON
 Township: 23 DEEP CREEK

UNIT SUMMARY
 PRIMARY WIRE
 New: 57
 Retire: 0
 SERVICE WIRE
 New: 384
 Retire: 0
 Phase:
 TRANSFORMERS
 New: 3
 Retire: 0
 ONE-CALL #:
 County/State #:
 Inspection #:

14 NewOH 220 feet Source: 13 Angle: 0 deg, RT Lat: N 42.02722083536878 Lon: W -90.31544181581187 Comments:	15 NewOH 222 feet Source: 14 Angle: 0 deg, LT Lat: N 42.02782883620927 Lon: W -90.3154475266236 Comments:	16 NewOH 209 feet Source: 15 Angle: 0 deg, RT Lat: N 42.02840277847994 Lon: W -90.31545794362415 Comments:	17 NewOH 209 feet Source: 16 Angle: 0 deg, RT Lat: N 42.02897618579128 Lon: W -90.31546774042926 Comments:	18 NewOH 209 feet Source: 17 Angle: 0 deg, LT Lat: N 42.02954975325499 Lon: W -90.3154772359242 Comments:	19 NewOH 208 feet Source: 18 Angle: 0 deg, RT Lat: N 42.03012131981411 Lon: W -90.31548746904943 Comments:
20 NewOH 211 feet Source: 19 Angle: 89 deg, LT, 0 deg, LT Lat: N 42.03069951950781 Lon: W -90.31549773055065 Comments:	21 NewOH 115 feet Source: 20 Angle: 0 deg, LT Lat: N 42.03070049112288 Lon: W -90.31582211185584 Comments:	22 NewOH 57 feet Source: 21 Angle: None Lat: N 42.03070089722456 Lon: W -90.31613289122526 Comments:	23 NewOH 230 feet Source: 20 Angle: 0 deg, RT Lat: N 42.031329688866714 Lon: W -90.31550893940327 Comments:	24 NewOH 230 feet Source: 23 Angle: 0 deg, LT Lat: N 42.03195939289491 Lon: W -90.31551872427514 Comments:	25 NewOH 230 feet Source: 24 Angle: 1 deg, RT Lat: N 42.032591049982884 Lon: W -90.31553510295205 Comments:

New (440) 2 ACSR 6/1
 New (1) 35-5
 New (1) A1,1P
 New (2) ZZZDAMPER

New (444) 2 ACSR 6/1
 New (1) 35-4
 New (1) A1,1P
 New (1) A5,1
 New (1) E1,1
 Comment: Lead 16ft West
 New (1) E1,5
 New (1) F3-12
 New (1) H1,1
 New (2) ZZZDAMPER

New (418) 2 ACSR 6/1
 New (1) 35-5
 New (1) A1,1P
 New (1) H1,1
 New (2) ZZZDAMPER

New (418) 2 ACSR 6/1
 New (1) 35-5
 New (1) A1,1P
 New (2) ZZZDAMPER

New (418) 2 ACSR 6/1
 New (1) 40-4
 New (1) A1,1P
 New (2) ZZZDAMPER

New (416) 2 ACSR 6/1
 New (1) 35-5
 New (1) A1,1P
 New (2) ZZZDAMPER

New (422) 2 ACSR 6/1
 New (1) 35-4
 New (1) A1,1P
 New (1) EB-2XL
 Comment: Lead 6ft East
 New (1) F3-12
 New (1) G1 6 (15 KVA)
 Comment: 15 KVA
 New (1) H1,1
 New (1) J2,1
 New (2) ZZZDAMPER

New (1) 30-4
 New (2) J2,1
 New (135) K3-1/0

New (77) K3-1/0

New (460) 2 ACSR 6/1
 New (1) 40-4
 New (1) A1,1P
 New (2) ZZZDAMPER

New (460) 2 ACSR 6/1
 New (1) 35-5
 New (1) A1,1P
 New (2) ZZZDAMPER

New (480) 2 ACSR 6/1
 New (1) 35-4
 New (1) A6,2
 New (1) H1,1
 New (2) ZZZDAMPER



Date: 2015-11-10
 Workorder #: 27836
 Staker: Chad Ruden
 Job Type: N/A
 Op Code: 2A-OH Const. Line
 Extensions 1 of 3 Phase
 Page 6 of 12

Member Name: E.I.L.P
 Address: 600 EAST 5TH ST
 Service Address: 240 or 400th Ave & 100th St
 Phone: 800-728-1242
 Location: 836E06,835E01, 845E36,846E31
 Substation: 15 ANDOVER
 Feeder: 4
 Phase: A
 District: 1 : Dewitt
 County: 23 CLINTON
 Township: 23 DEEP CREEK

UNIT SUMMARY

POLES	New: 57	PRIMARY WIRE	New: 23094
	Retire: 0		Retire: 0
TRANSFORMERS	New: 3	SERVICE WIRE	New: 384
	Retire: 0		Retire: 0
			Phase:

ONE-CALL #:
 County/State #:
 Inspection #:

26 NewOH 230 feet
 Source: 25
 Angle: 6 deg, LT
 Lat: N 42.03322208648227
 Lon: W .90.3154140816077
 Comments:

- New (480) 2 ACSR 6/1
- New (1) 35-4
- New (1) A2 3P
- New (1) E1.1
- New (1) E1.5
- New (1) F3-12
- New (2) ZZZDAMPER

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

December 21, 2015

Chad Ruden
Eastern Iowa Light & Power
1703 West 3rd Street
PO Box 3003
Wilton, Iowa 52778-3003
800-728-1242 x7337

Subject: Permit 10 – 80 for Electrical Utility Installation

Dear Chad,

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,

Todd Kinney
Clinton County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

December 21, 2015

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 10 – 80 for Eastern Iowa Light and Power to install new overhead lines and poles along the west side of 400th Avenue in Section 1 of Deep Creek Township, T83N-R5E and section 6 of Elk River Township T83N-6E on the south side of 100th Street.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion _____

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

December 21, 2015

Motion by Supervisor Srp to permit two County Building Maintenance department staff to travel out-of-state to attend a Southern Folger Detention Equipment Company for detention lock certification training the week of February 15, 2016. Clinton County will pay the travel and lodging expenses for the staff members to attend the conference.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Motion: _____

December 21, 2015

Resolution 2015- _____

BE IT RESOLVED by the Clinton County Board of Supervisors that Clinton County Case Management Services terminate its contract with CM & MHDS for technical services effective January 15, 2016.

THEREFORE, BE IT RESOLVED that the Chairperson of the Board of Supervisors be authorized to sign a letter of withdrawal to CM & MHDS.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

ATTEST:

County Auditor
County of Clinton County
State of Iowa

Chairman
Clinton County Board of Supervisors

RESOLUTION 2015 - _____

WHEREAS, Clinton County has an Indigent Burial Policy

WHEREAS, the Clinton County Board of Supervisors has revised the current Indigent Burial Policy with respect to the benefit limitations and eligibility criteria among other provisions. These changes meet the mandated requirements of Senate File 223.

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Clinton County, Iowa that the current Indigent Burial Policy be replaced with the revised Indigent Burial Policy and the Chairperson be and is hereby authorized to sign the Indigent Burial Policy, dated September 21, 2015 on behalf of Clinton County.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

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

ATTEST:

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



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, ROCK ISLAND DISTRICT
PO BOX 2004 CLOCK TOWER BUILDING
ROCK ISLAND, ILLINOIS 61204-2004

December 8, 2015

Operation Division

SUBJECT: CEMVR-OD-PP 2015-1425

Mr. Todd Kinney
Drainage District 17
1900 North 3rd Street
Clinton, Iowa 52732

Dear Mr. Kinney:

On November 26, 2015 we received your application for a Department of the Army permit for work associated with straightening a portion of Cherry Creek. The project is located in Section 17, Township 81 North, Range 5 East, Clinton County, Iowa. Your application has been assigned No. 2015-1425. Please refer to this number in future correspondence.

From the information submitted, it appears waters of the United States may be adversely impacted by this project and authorization from the Corps is required under Section 404 of the Clean Water Act. In order for us to continue processing your application you will need to submit the following additional information:

- A wetland delineation completed in accordance with the *Corps of Engineers Wetland Delineation Manual* (1987 Manual) and the Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Midwest Region. The wetland delineation should cover all areas where there is potential for wetlands to be present in the project area. As you can see on the attached map, the National Wetland Inventory indicates wetlands may be present within the project area. If you have questions on the scope of the wetland delineation, please contact the Corps contact listed below.
- Please provide the names and mailing addresses for all adjacent property owners.
- The schedule of the proposed activity.
- A list of authorizations required by other federal, interstate, state, or local agencies for the work, to include all prior approvals and denials received.
- Detailed plan view and cross sectional drawings (8.5" x 11", legible, and in black and white) of all aspects of your project including both the existing and proposed stream channels. The drawings must be to scale with the scale clearly labeled. The drawings must be detailed enough to show the lengths, widths, and depths of each existing meander as well as for each section of proposed stream channel. The drawings concerning any grading, land clearing, or tree removal must clearly show (with dimensions) the precise area to be graded or cleared, and must show the boundaries of any affected and adjacent wetland along with calculations of any affected wetland acreage.

Permits issued for placement of dredged and fill material under Section 404 of the Clean Water Act typically require us to evaluate a sequential analysis in order to minimize the negative impacts of the project on the environment. Therefore, we must have sufficient information to determine if less damaging alternatives to the proposed project exist. Our review must include alternatives which do not involve a discharge of dredged or fill material into the waters of the United States and alternative locations for the proposed discharges. Any alternatives must be considered if they are feasible after taking into consideration cost, existing technology, and logistics in light of overall project purposes. If the proposed alternative requires use of an area not presently owned by the applicant, that may be reasonably be obtained, utilized, expanded, or managed in order to fulfill the basic purpose of the proposed activity, we may consider it to be a practicable alternative for purposes of our review. The following information is required before the Corps of Engineers may approve a permit:

- Please fully describe the provisions in your plan to avoid and/or minimize any impacts to the aquatic environment. Examples of minimization may include (but are not limited to) confining the discharge to minimize smothering of organisms, using containment levees, sediment basins, vegetated buffers or cover crops to reduce erosion, maintaining and containing discharged material properly to prevent point and nonpoint sources of pollution, using machinery and techniques that are especially designed to reduce damage to wetlands or avoiding sites having unique habitat or other value, including habitat of threatened or endangered species. Please refer to the enclosed publications "*Stream Solutions*" and "*A Guide to Conservation Programs for the Iowa Landowner*". Your response should describe, in detail, the reasons the programs described in this publication are not suitable to fulfill the purposes of your project. You may also wish to confer directly with your local NRCS so they may assist you in determining if any USDA programs are available to you which could address your issues.

A project of this nature would also require an approved compensatory mitigation plan, designed to offset losses of wetland and stream function. The mitigation plan would require the following:

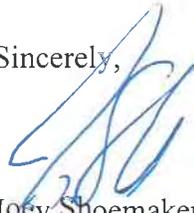
- Objectives. A description of the resource type(s) and amount(s) that will be provided, the method of compensation (i.e. restoration, establishment, enhancement, and/or preservation), and the manner in which the resource functions of the compensatory mitigation project will address the needs of the watershed, eco-region, or other geographic area of interest.
- Site Selection. A description of the factors considered during the mitigation site selection process. This should include consideration of watershed needs, onsite alternatives (where applicable), and the practicability of accomplishing ecologically self-sustaining aquatic resource restoration, establishment, enhancement, and/or preservation at the compensatory mitigation site (33 CFR 230.97(a)).
- Site Protection. A description of the legal arrangements and instrument, including site ownership, that will be used to ensure long-term protection of the compensatory mitigation site (33 CFR 230.97 (a)).

- Baseline information. A description of the ecological characteristics of the proposed compensatory mitigation site. This may include descriptions of historic and existing hydrology, historic and existing plant communities and soil types, and a map showing the location of the proposed compensatory mitigation site in relation to the project site. The baseline information must also include a wetland delineation of the proposed compensatory mitigation site.
- Mitigation Work Plan. Detailed written specifications and work descriptions for the compensatory mitigation project, including, but not limited to: the geographic boundaries of the project, construction methods, timing and sequence, source of hydrology (including connections to existing waters and uplands), methods for establishing desired plant communities, plans to control invasive/non-native species, establishment of upland buffers, the proposed grading plan including elevations and slopes of substrate, and soil management and erosion control.
- Maintenance Plan. A description and schedule of maintenance requirements to ensure the continued viability of the compensatory mitigation site once initial construction is complete.
- Performance Standards. Ecologically based standards that will be used to determine if the compensatory mitigation project is achieving its objectives.
- Monitoring Requirements. A description of parameters to be monitored in order to determine if the compensatory mitigation project is on track to meet performance standards and if adaptive management is needed. A schedule for monitoring (and providing monitoring reports to the District Engineer) must be included (33 CFR 230.6).
- Long-Term Management Plan. A description of how the compensatory mitigation site will be managed after performance standards have been met and annual monitoring is no longer required to ensure long-term sustainability of the resource. This includes long-term financing mechanisms and information on the party responsible for long-term management.
- Adaptive Management Plan. A management strategy to address unforeseen changes in site conditions or other components of the compensatory mitigation project, including the party responsible for implementing adaptive management measures. The adaptive management plan will guide decisions for revising compensatory mitigation plans and implementing measures to address both foreseeable and unforeseen circumstances that adversely affect compensatory mitigation success. (33 CFR 230.97(c)).
- Financial Assurances. A description of financial assurances (bonds, escrow accounts, etc.) that will be provided and how they are sufficient to ensure a high level of confidence that the compensatory mitigation project will be successfully completed in accordance with its performance standards (33 CFR 230.93(n)).

Please respond to the above request(s) within 30 days of the date of this letter. Your response should provide information sufficient for us to proceed with our public interest decision process, or justification why and how much additional time is necessary to submit the information. Pending your response, we will withhold further processing of your application. If you do not respond within 30 days from the date of this letter, we will consider this an indication that you do not intend to take further action and we will consider withdrawing your application.

Should you have any questions, please contact me by letter, telephone (309/794-5559), or email (joey.r.shoemaker@usace.army.mil).

Sincerely,



Joey Shoemaker
Regulatory Project Manager
Regulatory Branch

Enclosure(s)

Copy:
Chris Schwake (3)

30



1000 ft



December 9, 2015

To Clinton County Board of Supervisors
Trustees of Drainage District # 15

Phase one of clearing of trees and brush had been completed.

The cleaning of the trees and brush has done nothing to improve drainage. The ditch has silted in and various crossings and dam have retarded water flow for years.

Therefore I request that the drainage ditch now be cleaned to the original depth

Sincerely Ron Claussen
2323 270 ST
Grand Mound IA. 52751

Phone 5633204761

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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, January 4, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-02: Designation of official newspapers for County publications for 2016
- RESOLUTION 2016-03: Set reimbursable mileage rate for Clinton County Employees for 2016
- RESOLUTION 2016-04: Authorize the County Auditor to issue checks when the Board is not in session
- RESOLUTION 2016-05: Authorize the County Auditor to make allowed deductions from employee salaries
- RESOLUTION 2016-06: Reserve deputy firearm authorization
- RESOLUTION 2016-07: Set a public hearing date for a CDBG application for Skyline Center
- RESOLUTION 2016-08: Authorize the County Engineer to execute certification of completion of work and final acceptance of federal or state aid construction projects
- RESOLUTION 2016-09: Authorize the Chairperson to execute transfer of funds from Secondary Road Ram to Market Fund
- RESOLUTION 2016-10: Authorize the County Engineer to close County Secondary Roads as necessary

RESOLUTIONS

- Appointment of Board of Supervisors Chairman and Appointment of Vice Chairman for 2016.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. The Supervisors will discuss committee assignments for 2016.
2. The Supervisors will discuss the County Mental Health Tax Levy as it relates to the Mental Health Region.

January 4, 2016

RESOLUTION 2016 – 01

The Board of Supervisors of Clinton County, Iowa, proceeded to elect a Chairperson according to the following Roll Call:

Supervisor Staszewski voted for _____

Supervisor Hamerlinck voted for _____

Supervisor Srp voted for _____

Supervisor _____, having received the majority of the votes, was declared Chairperson of this Board of Supervisors for the year 2016.

Chairperson

ATTEST:

County Auditor, Eric Van Lancker

Chairperson _____ appointed Supervisor _____ Vice-Chairperson of the Clinton County Board of Supervisors for the Year 2015.

January 4, 2016

RESOLUTION 2016-02

WHEREAS, two (2) newspapers of Clinton County have made application for appointment as official newspapers of this County, in accordance with Section 349, Code of Iowa, as follows:

THE OBSERVER, DeWitt, Iowa

THE HERALD, Clinton, Iowa

THEREFORE, BE IT RESOLVED that *THE OBSERVER* and *THE HERALD* are hereby designated as the official newspapers for the publication of the proceedings of the Board of Supervisors of Clinton County, Iowa, for the year 2016.

Roll Call:

: _____
: _____
: _____

Chairperson

ATTEST:

County Auditor, Eric Van Lancker

January 4, 2016

RESOLUTION 2016-03

WHEREAS, the Internal Revenue Service annually issues the allowable maximum reimbursement rate for mileage; and

WHEREAS, the maximum allowable reimbursement rate for 2016 is 54 cents per mile as prescribed by the Internal Revenue Service;

BE IT RESOLVED by the Clinton County Board of Supervisors that the maximum reimbursable mileage rate for Clinton county employees be and is hereby approved at the rate of 54 cents per mile effective January 4, 2016.

Roll Call:

: _____
:
:
: _____

Chairperson

ATTEST:

County Auditor, Eric Van Lancker

January 4, 2016

RESOLUTION 2016-04

BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the various funds when said Board is not in session, in payment of such fixed charges as freight, express postage, water/sewer, other utilities and right of way, when duly certified claims have been properly filed with the County Auditor;

BE IT FURTHER RESOLVED that all bills paid under this provision shall be passed upon by the Board of Supervisors and shall then be entered upon the minutes as other claims allowed by the Board.

Roll Call:

: _____

: _____

: _____

Chairperson

ATTEST:

County Auditor, Eric Van Lancker

January 4, 2016

RESOLUTION 2016-05

WHEREAS, the employees of Clinton County have authorized certain deductions from their payroll, the accumulations of such deductions to be used in the purchase of United States Savings Bonds, Annuities, Life Insurance, Flex Plans, Union Dues, United Fund, Family Dental Coverage and Credit Unions;

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that Eric Van Lancker, County Auditor, be and is hereby authorized to hold said deductions and make payments to the proper entity or organization.

Roll Call:

: _____

: _____

: _____

Chairperson

ATTEST:

County Auditor, Eric Van Lancker

January 4, 2016

RESOLUTION 2016 - 06

WHEREAS, the Clinton County Sheriff is authorized to have a Sheriff's Reserve Unit, and whereas, from time to time new members are added to this unit, and that said members are trained in the use of various weapons.

THAT the following reserves have been locally trained by certified instructors in Firearms, Striking Instruments and Chemical Weapons,

AND after receiving training as prescribed by the Code of Iowa section 80D.3 and 501.1AC chapter 10; (3), Sheriff Rick Lincoln now seeks approval from the Clinton County Board of Supervisors for Reserve Deputy DAVID HURLA and Reserve Deputy ANDREW FRIEDERICHESEN to be authorized to carry weapons as required by Iowa Code Section 80D.7.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson

Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

January 4, 2015

RESOLUTION 2016-07

RESOLUTION: ESTABLISH A PUBLIC HEARING FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION

WHEREAS, the Clinton County desires to submit a CDBG application to provide funding toward the Skyline Center project; and

WHEREAS, the CDBG regulations require grantees of CDBG funding to hold a public hearing to solicit public comments on the proposed application.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CLINTON COUNTY, IOWA that a public hearing on the proposed Community Development Block Grant application be held on Monday, January 18, 2016 at 9:30 AM before the Clinton County Board of Supervisors in the Clinton County Administration Building Boardroom, 1900 North 3rd Street, Clinton, Iowa; and

BE IT FURTHER RESOLVED that notice of this hearing shall be published in accordance with the law.

Roll Call:

: _____
: _____
: _____

Chairperson

ATTEST:

Erik Van Lancker, County Auditor

January 4, 2016

RESOLUTION #2016-08

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that **Todd Kinney, County Engineer of Clinton County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all Farm to Market and federal or state aid construction projects in this county.**

Roll Call:

_____: _____
_____: _____
_____: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

January 4, 2016

RESOLUTION #2016-09

WHEREAS: From time to time it is necessary to procure various services from the Iowa Department of Transportation (IADOT) for the construction of Clinton County Secondary Road projects.

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the Chairperson of said Board of Supervisors of Clinton County, Iowa is hereby designated, authorized, and empowered to execute the transfer of funds from the Secondary Road Farm to Market Fund to the IADOT in payment for services provided to Clinton County on Secondary Road construction projects in this county.

Roll Call:

_____ : _____
_____ : _____
_____ : _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

RESOLUTION #2016-10

January 4, 2016

WHEREAS, Section 306.41 of the Code of Iowa provides that “The agency having jurisdiction and control over any highway in the state, or the chief engineer of said agency when delegated by such agency, may temporarily close sections of a highway by formal resolution entered upon the minutes of such agency when reasonably necessary because of construction, reconstruction, maintenance or natural disaster and shall cause to be erected ROAD CLOSED signs and partial or total barricades in the roadway at each end of the closed highway section and on the closed highway where that highway is intersected by other highways if such intersection remains open. Any numbered road closed for over forty-eight hours shall have a designated detour route. The agency having jurisdiction over a section of highway closed in accordance with the provisions of this section, or the persons or contractors employed to carry out the construction, reconstruction, or maintenance of the closed section of highway, shall not be liable for any damages to any vehicle that enters the closed section of highway or the contents of such vehicle or for any injuries to any person that enters the closed section of highway, unless the damages are caused by gross negligence of the agency or contractor.”

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the County Engineer be authorized to close Clinton County Secondary Roads as necessary with the actual dates of closure to be determined by the County Engineer as follows:

1. For Construction: Any project as described in the approved Clinton County Secondary Road Construction Program for the current fiscal year and any approved supplements thereto.
2. For Emergency Closure of any road for maintenance purposes: Any route deemed necessary by the County Engineer.

Roll Call:

_____ : _____
 _____ : _____
 _____ : _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

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

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

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, January 11, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-11: Resignation – Sheriff’s Reserves
- RESOLUTION 2016-12: Resignation – Annual master matrix authorization

RESOLUTIONS

- Accept updates to the County Emergency Action Plan

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. County Library Directors Discussion with possible action
The Clinton County Association of Public Libraries will present its proposed FY17 budget.

9:45 a.m. Clinton Regional Development Corporation Discussion with possible action
Representatives of the CRDC will speak to the Supervisors about their proposed FY17 budget request.

10:00 a.m. Discussion/Possible Action
The Clinton County Justice Coordinating Commission will present a recommendation to the Supervisors concerning a proposed Jail/Sheriff’s Office/Communications Center replacement project bond referendum.

1:00 p.m. Budget Discussion with Board of Health & Sanitarian
County Sanitarian Shane McClintock will present his proposed FY17 budgets.

1:15 p.m. Budget Discussion with County Planning & Zoning
County Planning and Zoning Director Nate Mueller will present his proposed FY17 budgets.

1:30 a.m. Budget Discussion
The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

January 11, 2016

RESOLUTION 2016 - 11

WHEREAS, the Clinton County Sheriff has accepted the resignation of Paul Giuliani as Reserve Deputy Sheriff.

THEREFORE, BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa be and hereby accepts the resignation of Paul Giuliani as a Reserve Deputy Sheriff for the Clinton County Sheriff's Office effective on December 30, 2015.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson

Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

S: Admin/Resolutions/2016//

**RESOLUTION #2016-12
CONSTRUCTION EVALUATION RESOLUTION**

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a Board of Supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the Board of Supervisors between February 1, 2016 and January 31, 2017 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the Board of Supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the Board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that this construction evaluation resolution pursuant to Iowa Code section 459.304(3) is hereby adopted.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker County Auditor
County of Clinton State of Iowa

January 11, 2016

RESOLUTION 2016- _____

WHEREAS Clinton County is dedicated to managing the risks of providing services for the public and will do all it can to prevent losses and create a safe work place for employees; and

WHEREAS recognizing that losses may occur, Clinton County considers no losses acceptable and will make efforts to identify and treat all loss exposures; and

WHEREAS Clinton County recognizes the need to adopt, review and update the Emergency Action Plans for its facilities;

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors approves the Clinton County Satellite Offices (DeWitt), Clinton County Administration Building, Clinton County Courthouse Emergency Action Plans developed, reviewed and presented by the Risk Management Committee.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, January 25, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-19: Mobile home tax adjustments
- RESOLUTION 2016-20: Designate the County Auditor as the Title VI Coordinator
- RESOLUTION 2016-21: Authorize the County Sheriff into agreements to provide temporary security

RESOLUTIONS

- Set a public hearing for proposed changes to the County Indigent Burial

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Muddy River Camera Club – Discussion of providing art work to the County Administration Building.
2. Budget Work Session -- The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

11:00 a.m. Clinton County Conference Board

The Supervisors will participate in the Clinton County Conference Board to discuss the County Assessor's proposed budget.

11:15 a.m. Budget Discussion

The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

Resolution # 2015- 16

Whereas, the following mobile home tax records in Clinton County have been adjusted in accordance with Iowa Code section 435.25 amounting to total adjustments in the amount of \$260.00 for various reasons as noted below.

<u>DISTRICT</u>	<u>Township/Seq</u>	<u>Name</u>	<u>Reason</u>	<u>AMOUNT</u>
0780	M0376661	Maggie Huling	Trlr Purchased	83.00
0780	20901CH53966	Royal Pines	Trlr rented	87.00
0780	MY02117971L	Royal Pines	Trlr rented	90.00

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted by the county treasurer on the county system to reflect the adjustments as noted on the above listed parcels.

John Staszewski _____

Shawn Hammerlink _____

Dan Srp, Chair _____

Daniel A. Srp

John Staszewski, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

January 25, 2016

RESOLUTION #2016-20

WHEREAS, Title VI of Civil Rights Act of 1964 provides that no person in the United States shall, on the grounds of race, color, national origin, or sex be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving federal assistance (23 CFR 200.9 and 49 CFT 21); and

WHEREAS, the Civil Rights Restoration Act of 1987 broadened the scope of Title VI coverage by expanding the definition of terms "programs or activities" to include all programs and activities of Federal Aid recipients, sub-recipients, and contractors, whether such programs and activities are federally assisted or not (Public Law 100-259 {S.557} March 22, 1988); and

WHEREAS, Clinton County further assures every effort will be made to ensure nondiscrimination in all of its committees, programs and activities, regardless of the funding source; and

WHEREAS, Clinton County designates County Auditor Eric Van Lancker as the Title VI Coordinator to be responsible for initiating and monitoring Title VI activities, and all other responsibilities as required; and

THEREFORE BE IT RESOLVED, that County Auditor Eric Van Lancker is here by designated as the Title VI Coordinator.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairman

ATTEST :

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

January 25, 2016

RESOLUTION 2016 - _____

WHEREAS, a business located in Clinton County may request the Clinton County Sheriff's Office to provide temporary security; and

WHEREAS, Sheriff Rick Lincoln desires the authority to enter into said agreements in a timely manner;

THEREFORE, BE IT RESOLVED that the Clinton County Board of Supervisors authorize the County Sheriff to sign said agreements pending review by the County Attorney.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

RESOLUTION 2016 - _____

BE IT RESOLVED, that the Clinton County Board of Supervisors will hold a Public Hearing on _____ at _____ in Conference Room B at the Clinton County Administrative Building, 1900 N. 3rd Street, Clinton, Iowa 52732, for the purpose of soliciting public comment to proposed changes to the Clinton County Indigent Burial Policy.

ROLL CALL:

Staszewski: _____

Hamerlinck: _____

Srp: _____

**Dan Srp, Chairperson
Clinton County Board of Supervisors**

ATTEST:

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

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Dan Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John Staszewski

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

www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: **Tuesday, January 12, 2016, 1:00 P.M.**; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

1:00 p.m. Budget Discussion with Veterans Affairs
County VA Director Ed Staszewski will present his proposed FY17 budget.

1:15 p.m. Budget Discussion with County Information Technology
County IT Director Betsy Smith will present her proposed FY17 budget.

1:30 p.m. Budget Discussion
The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: **Wednesday, January 13, 2016, 9:00 A.M.**; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Budget Discussion with County Building Maintenance
County Building Maintenance Manger Corey Johnson will present his proposed FY17 budgets.

1:15 p.m. Budget Discussion with County Community Justice Coordinating Commission
CCJCC Coordinator Margaret Kuhl will present her proposed FY17 budget.

1:30 p.m. Budget Discussion with County Sheriff
County Sheriff Rick Lincoln will present his proposed FY17 budgets.

2:00 p.m. Budget Discussion
The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: **Thursday, January 14, 2016, 9:00 A.M.**; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Budget Discussion with County Mental Health
County MH Director Becky Eskildsen will present her proposed FY17 budget.

9:15 a.m. Budget Discussion with County General Assistance
County GA Director Kim Ralston will present her proposed FY17 budget.

9:30 a.m. Budget Discussion with County Case Management
County Case Management Director Patti Robinson will present her proposed FY17 budget.

9:45 a.m. Budget Discussion with County Pioneer Cemetery Commission
Representatives of the County Pioneer Cemetery Commission will present their proposed FY17 budget.

10:00 a.m. Budget Discussion
The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: **Friday, January 15, 2016, 9:00 A.M.**; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Budget Discussion with County Treasurer
County Treasurer Rhonda McIntyre will present her proposed FY17 budget.

9:15 a.m. Budget Discussion with County Attorney
County Attorney Mike Wolf will present his proposed FY17 budget.

9:30 a.m. Budget Discussion with County Board of Supervisors
County Supervisors will discuss their proposed FY17 budgets.

9:35 a.m. Budget Discussion
The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: **TUESDAY, January 26, 2016, 1:30 P.M.**; Clinton County Administration Building, Conference Room D, 1900 N. 3rd St., Clinton, IA.

1:30 p.m. Budget Discussion with DHS
DHS representatives will present their proposed FY17 budgets.

2:00 p.m. Felix Adler Discovery Center Budget Request Discussion
Discovery Center representatives will present its proposed FY17 budget request.

2:10 p.m. RSVP Budget Request Discussion
RSVP representatives will present its proposed FY17 budget request.

2:15 p.m. Budget Discussion
The Supervisors will discuss the previously presented proposed budgets, outside agency funding and other budget-related issues

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: **THURSDAY, January 28, 2016, 1:45 P.M.**; Clinton County Administration Building, Conference Room D, 1900 N. 3rd St., Clinton, IA.

1:45 p.m. Limestone Bluffs Budget Request Discussion
Limestone Bluffs representatives will present its proposed FY17 budget request.

2:00 p.m. Medical Examiner Proposed FY17 Budget Discussion
Representatives of the EMA will present the proposed FY17 Medical Examiner budget.

2:10 p.m. Budget Discussion
The Supervisors will discuss the previously presented proposed budgets and other budget-related issues.

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, February 1, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-23: Authorize a refund payment to the Iowa Clerk of Courts
- RESOLUTION 2016-24: Authorize a credit card application for the Board of Supervisors Office
- RESOLUTION 2016-25: Approve the County Title VI Plan as amended
- MOTION: Utility permit number 16-181 for Windstream Communications of Iowa

RESOLUTIONS

- Proclamation of Puppy Mill Awareness Day

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Fiscal Year 17 proposed budget discussion
2. Review proposal from potential bond agents for the replacement jail/communication center/sheriff's office

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: TUESDAY, February 2, 2016, 3:00 P.M.; City of Clinton City Hall, City Council Chambers, 611 S. 3rd St., Clinton, IA.

3:00 p.m. City of Clinton Conference Board

The Supervisors will participate in the City of Clinton Conference Board to discuss the City of Clinton Assessor's proposed budget.

February 1, 2016

Resolution # 2016-

Whereas, the Clerk of Court has a requested a refund of fees paid to the Clinton County Sheriff in error in the amount of \$70.00 posted to receipt # 33903.0 into the fund 0025-1-05-1050-555100 on November 19, 2015, with Clerk of Court Check number 252296 dated Oct 30, 2015 in the total amount of \$140.00.

Therefore be it resolved, by the Clinton County Board of Supervisors that county records be adjusted to reflect a refund to the Iowa Clerk of Courts for \$70.00 from receipt #33903.0 by the county treasurer on the county system and the Auditor is hereby authorized to issue said refund as a county check payable to the Clerk of Court.

John Staszewski _____

Shawn Hamerlinck _____

Dan Srp, Chair _____

Daniel A. Srp, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

February 1, 2016

RESOLUTION 2016-_____

WHEREAS, per the Clinton County Credit Card Policy all departmental credit cards and credit limits must be approved by the Board of Supervisors;

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Board of Supervisors Office is authorized to complete a credit card application with Clinton National Bank to request a credit card limit request of \$3,000.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson

ATTEST:

County Auditor, Eric Van Lancker

February 1, 2016

RESOLUTION 2016-_____

WHEREAS, the Clinton County Board of Supervisors previously adopted the Clinton County Title VI Plan; and

WHEREAS, it is in the best interest of Clinton County to amend established policies from time to time; and

WHEREAS, the Clinton County Title VI Plan has been updated and reviewed by the Clinton County Supervisors;

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors approve the Clinton County Title VI Plan as revised in February of 2016;

BE IT FURTHER RESOLVED that the Clinton County Board of Supervisors chairman is hereby authorized to sign the Clinton County Title VI Plan as amended.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

**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
Street Address: 11101 Anderson Dr., Suite 100
City, State & Zip Code: Little Rock, AR 72212
Contact Person: Dan Cole or Kijana Royal (563) 927-3120 or (501) 748-7628
(W/O# 713469081-00002)

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:

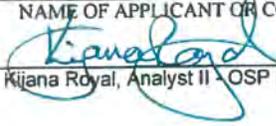
Telecommunications	...36"	Electric	...48"
Gas48"	Water60"
Sewer60"		

- 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.

January 25, 2016
DATE SUBMITTED

Windstream Iowa Communications, Inc.
NAME OF APPLICANT OR COMPANY

BY  Kijana Royal, Analyst II - OSP Eng.

APPROVAL:

DATE

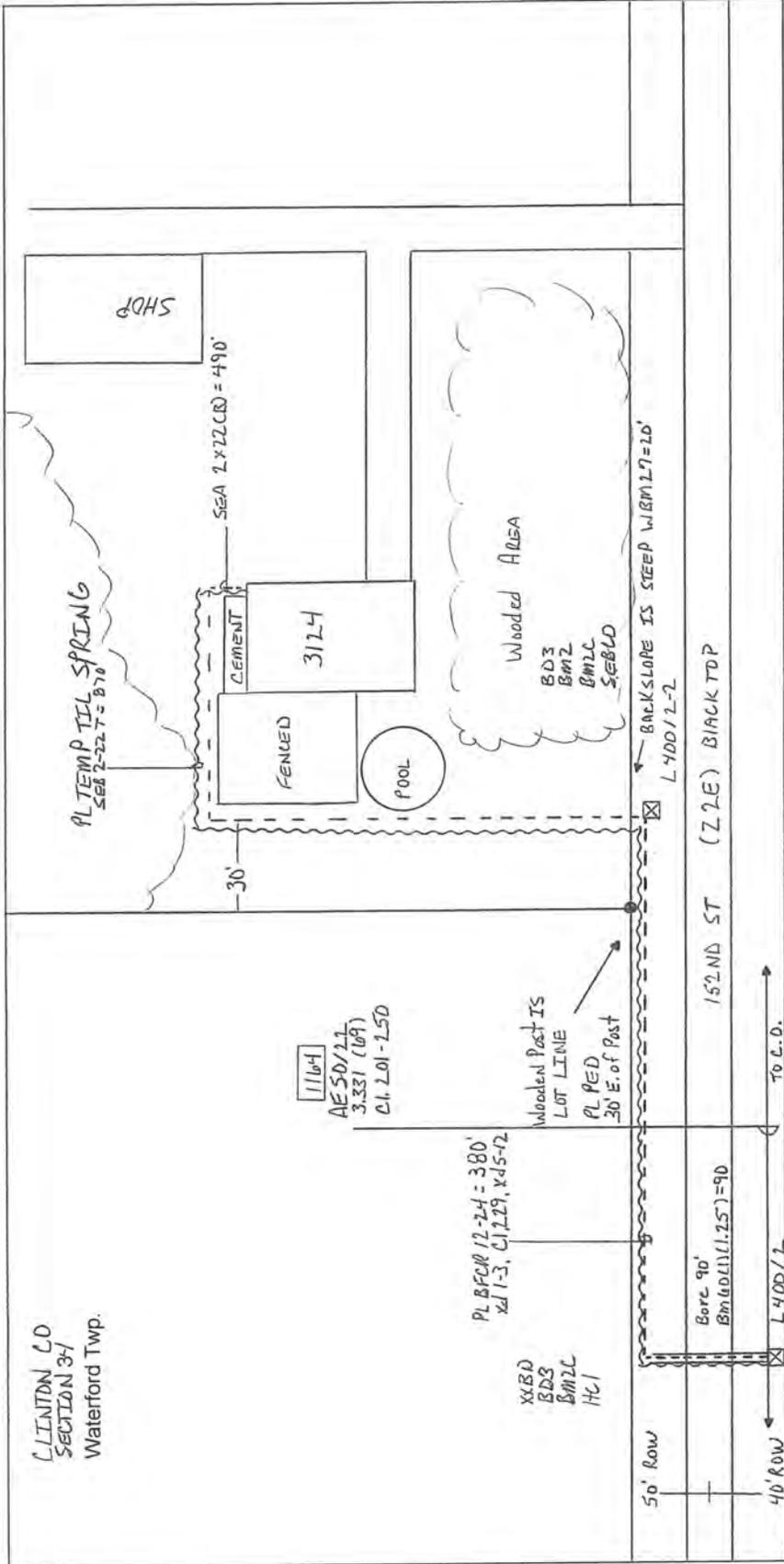
COUNTY ENGINEER

APPROVAL: Required for Franchise Utility Permit Applications Only

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

CLINTON CO
SECTION 34
Waterford Twp.



1164
AESD/12
3.331 (69)
C1.201-150

X1B1
BDS
BMLC
HC1

EXCH #:	EXCH NAME:	REM CODE:
W071344001-0002	CHARLOTTE	
TWP: 83N	RNG: 4E	SEC: 34
DATE:	REV. DATE:	SCALE:
FILE:	DRWN: DC	ENGR: DC
	APPRVD:	PRINT #:
		1071

CALL ONE-CALL: 1-800-292-8989
48 HOURS PRIOR TO CONSTRUCTION.

windstream.

ALL KNOWN OBSTRUCTIONS HAVE BEEN SHOWN.
THOSE AND OTHERS, IF ANY, ARE THE RESPONSIBILITY
OF THE CONTRACTOR OR THE WINDSTREAM CREW.

NOTE AREA: Contact Home owner
RYAN JOHNSON with any Q's
@ 563-244-7742
would like temp placed ASAP.

UNIT CODE	ESTIMATED QUANTITY	AS BUILT QUANTITY
BMLC	90	
12-24	380'	
BDS	2	
BMLC	2	
HC1	2	
SEB CO	1	
XX 80	1	
SEG 2-22-7	870	

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

February 1, 2016

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

Subject: Permit #16-181 WO#: 713469081-00002

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, #843614) 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**

February 1, 2016

Motion by Supervisor _____ to authorize the Chairperson to sign
Utility Permit Number 16-181 is for Windstream Communications of Iowa to bore and
install underground fiber optic under and along the north side of 152nd Street in Section
34 of T83N-R4E of Waterford Township.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

February 1, 2016

RESOLUTION 2016-_____

PROCLAMATION

WHEREAS, Iowa’s proud agricultural heritage has ingrained a tradition of responsible stewardship of the animals in our care; and

WHEREAS, the worldwide use of dogs as service animals for the handicapped or visually impaired, as vital partners in search-and-rescue efforts, for law-enforcement and military duty, for medical and therapeutic solutions, and other noble roles serves as testimony to the intelligence, devotion, and value of these animals and to the respectful treatment they deserve; and

WHEREAS, these traditions has been compromised in our state by more than 200 large-scale commercial dog-breeding operations, approximately half of which are cited annually for violations to the federal Animal Welfare Act; and

WHEREAS, tolerating the inhumane treatment of adult breeding dogs and the sale of often unhealthy or genetically compromised puppies to consumers in Iowa and other states constitutes an abdication of the responsibilities of good citizenship; and

WHEREAS, greater transparency within and oversight of this industry will likely yield greater professionalism and better outcomes for dogs, responsible dog breeders, consumers, and for Iowa’s standing among our fellow citizens;

NOW, THEREFORE WE, THE MEMBERS OF THE CLINTON COUNTY BOARD OF SUPERVISORS, HEREBY PROCLAIM FEBRUARY 3, 2016, AS IOWA PUPPY MILL AWARENESS DAY

in Clinton County, Iowa, and encourage our citizens to support efforts to promote responsible dog breeding.

IN WITNESS WHEREOF, we hereunto set our hands and cause the Seal of Clinton County to be affixed. Done at Clinton, the County Seat on this 1st day of February, 2016.



ATTEST:

John F. Staszewski, Board Member

Shawn A. Hamerlinck, Board Member

Eric Van Lancker, County Auditor

Daniel A. Srp, Chairperson

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: WEDNESDAY, February 3, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Fiscal Year 17 proposed budget discussion

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, February 8, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-27: Appointment – Jail
- RESOLUTION 2016-28: Appointment – Courthouse Security

RESOLUTIONS

- Set a public hearing date for a budget amendment to the FY16 County budget

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Review proposals from potential bond agents for the replacement jail/communication center/sheriff's office

9:30 a.m. Discussion with possible action

Representatives of Health Solutions will present a report on the County Wellness program.

9:45 a.m. Public Hearing followed by possible action

Comments are welcome on proposed changes to the County Indigent Burial Policy.

9:50 a.m. Discussion with possible action

The Supervisors will discuss a request for a County ordinance for mandatory alcohol compliance training.

10:00 a.m. Discussion with possible action

County Engineer Todd Kinney will present to the Supervisors for consideration updates to the Secondary Roads Department safety policy.

4:30 p.m. Clinton County Conference Board (Clinton County Satellite Office – DeWitt)

The Supervisors will participate in the Clinton County Conference Board to discuss the County Assessor's proposed budget.

5:30 p.m. Clinton County Farm Bureau meeting at 514 8th St, DeWitt

The Supervisors are invited to join the Clinton County Farm Bureau for its meeting in DeWitt.

6:00 p.m. Drainage District #15 Meeting (Clinton County Satellite Office – DeWitt)

The Supervisors as Board of Trustees for Drainage District #15 will conduct a public meeting to discuss a repair request.

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: WEDNESDAY, February 10, 2016, 10:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

10:00 a.m. Review Correspondence & Claims

Call to Order

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Fiscal Year 17 proposed budget discussion

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, February 22, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-33: Liquor license approval – Wapsi Oaks Country Club
- RESOLUTION 2016-34: Approve HSIP Secondary Funding agreement with IDOT for shoulder paving on E-63 curves
- RESOLUTION 2016-35: Tax suspension request – Code of Iowa Sec. 427.8 (Johnson)
- RESOLUTION 2016-36: Void Resolution 2016-14

RESOLUTIONS

- Award a contract for a fog sealing project on Z-50

UNFINISHED BUSINESS

TABLED – RESOLUTION 2016-30: Approve updates to the County Indigent Burial Policy

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Annual audit proposal recommendation.
2. Various building maintenance updates

9:30 a.m. Public Hearing with possible action to follow
Public comment is welcome on a proposed fiscal year 2016 budget amendment.

9:35 a.m. Drainage Districts

The Board of Trustees will discuss and possibly take action on the following:

- Review and approve Drainage District #17 Lateral A realignment project
- Approve a survey for a repair request in Drainage District #15

Clinton County
Board of Supervisors

Clinton County Administration Building
1900 North Third Street

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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: TUESDAY, February 23, 2016, 3:00 P.M.; City of Clinton City Hall, City Council Chambers, 611 S. 3rd St., Clinton, IA.

3:00 p.m. City of Clinton Conference Board

The Supervisors will participate in the City of Clinton Conference Board for the public hearing for the City of Clinton Assessor's proposed budget.

February 22, 2016

RESOLUTION 2016-33

BE IT RESOLVED by the Clinton County Board of Supervisors that G.T. Flint, d/b/a Wapsi Oaks Country Club, will electronically file a renewal application for liquor license number LC0021894 with an endorsement for Sunday Sales and Outdoor Sales, effective March 22, 2016. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION #2016 -34

February 22, 2016

WHEREAS: Clinton County has been awarded Federal Aid funds in accordance with the Highway Safety Improvement Program (HSIP) – Secondary, for the paving of four feet wide shoulders on two curves located south of Lost Nation on County Road E-63 and installation of edge line rumble strips, Project number HSIP-S-CO23(104)—6C-23 and,

WHEREAS: To receive Federal Aid funds in accordance with the HSIP Secondary Program it is necessary for Clinton County and the IaDOT to enter into an agreement for administration and funding of the project.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, shall approve the IADOT Agreement No: 6-16-HSIPS-08.

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

RESOLUTION # 2016-35

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

759 12th Avenue S, CLINTON IA

PARCEL #8064550000

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:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

February 22, 2016

RESOLUTION #2016-36

Whereas, it has been determined that Rick Hey is not the property owner of parcel #8070310000.

Therefore, be it resolved by the Clinton county Board of Supervisors that Resolution 2016-14, approved January 18, 2016, that approved Rick Hey for a property tax suspension under IA Code 427.9 for the above parcel be and is hereby rescinded and declared null and void.

Roll Call:

Staszewski _____

Hamerlinck _____

Srp _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

ERIC VAN LANCKER
Clinton County Auditor
County of Clinton
State of Iowa

February 22, 2016

RESOLUTION # 2016-_____

WHEREAS: The Clinton County Board of Supervisors has considered the bids received by the Iowa Department of Transportation (IDOT) on January 20, 2016 for a fog sealing project located on Z-50 (from HWY 136 to E-50), Project No. FM-C023 (101)—55-23.

WHEREAS: the total amount of each bid was as follows:

Fahrner Asphalt Sealers, LLC	\$129,516.19
Gee Asphalt Systems, INC.	\$130,713.50

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, concurs in the IaDOT's recommendation that the contract for said work be awarded to the low bidder, as follows:

Fahrner Asphalt Sealers, LLC	\$129,516.19
Plover, WI	

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

RESOLUTION 2016 - 30

WHEREAS, Clinton County has an Indigent Burial Policy

WHEREAS, the Clinton County Board of Supervisors has revised the current Indigent Burial Policy with respect to the benefit limitations and eligibility criteria among other provisions. These changes meet the mandated requirements of Senate File 223.

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Clinton County, Iowa that the current Indigent Burial Policy be replaced with the revised Indigent Burial Policy and the Chairperson be and is hereby authorized to sign the Indigent Burial Policy, dated February 8, 2016 on behalf of Clinton County.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:


Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

BY _____
MOTION TO TABLE
THE RESOLUTION
TO THE FEB. 22ND
BOARD OF SUPERVISOR
MEETING
ROLL CALL:
STASZEWSKI : YES
HAMERLINCK : YES
SRP : YES

MOTION CARRIED.

February 22, 2016

RESOLUTION # _____

WHEREAS certain Departments in the Various Funds of the county may overspend and there are sufficient funds available in the said service areas to cover these expenditures.

Therefore Be It Resolved by the Board of Supervisors that the following office funds be adjusted to wit:

Board of Health	from	\$532,977	to	\$530,977
Local Elections	from	\$51,313	to	\$72,313

Be It Further Resolved that the County Auditor be and is hereby authorized to make the above adjustments.

Roll Call:

Hamerlinck _____

Srp _____

Staszewski _____

Chairperson, John F. Staszewski

Attest:

County Auditor

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: TUESDAY, March 8, 2016, 1:00 P.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

1:00 p.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

1:15 p.m. Public Hearing followed by possible action
Comments are welcome on the proposed Fiscal Year 2017 Clinton County budget.

1:25 p.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-45: County business license
- MOTION: Approve 2016 Drainage District Assessments

RESOLUTIONS

- Set salaries for elected officials
- Authorize the chairman to sign the application to be a Home Base Iowa partner
- Resolution calling special election on the issuance of General Obligation Bonds in an amount not to exceed \$22,000,000 for the proposed replacement jail/sheriff's office/communications center
- MOTION to approve pay requests for Grant Township from the previous fiscal year

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

March 8, 2016

RESOLUTION 2016-45

WHEREAS, several persons have filed applications for Business Licenses as required by Section 331.427 (1)(a), Code of Iowa, said applications being accompanied by the necessary fee of \$25.00 each.

BE IT RESOLVED by the Clinton County Board of Supervisors that said applications be and are hereby approved and accepted and the County Auditor is hereby authorized to issue Business Licenses to the following for the year 2015:

1. Canyon Creek Golf Course, Jessie Vroegh, 1871 420th Ave., Clinton

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

March 8, 2015

Motion by Supervisor _____ to assess the following assessment amounts to their respective Drainage Districts and the Board of Supervisors will allow waivers as indicated for these assessments:

DRAINAGE DISTRICT		AMOUNT LEVIED	WAIVER AMORTIZATION
DRAINAGE DISTRICT 5	ALL POINTS	\$6,854.98	N/A
DRAINAGE DISTRICT 7	ALL POINTS	\$2,452.19	N/A
DRAINAGE DISTRICT 7	LATERAL B	\$2,725.00	10 YEAR
DRAINAGE DISTRICT 7	LATERAL D	\$6,022.25	10 YEAR
DRAINAGE DISTRICT 8	MAIN	\$890.62	N/A
DRAINAGE DISTRICT 12	LATERAL 19	\$523.20	N/A
DRAINAGE DISTRICT 15	ALL POINTS	\$435.69	N/A
DRAINAGE DISTRICT 15	LATERAL 6	\$18.26	N/A
DRAINAGE DISTRICT 15	LATERAL 7	\$18.26	N/A
DRAINAGE DISTRICT 17	ALL POINTS	\$11,120.78	20 YEAR
DRAINAGE DISTRICT 20	ALL POINTS	\$1,451.87	N/A
DRAINAGE DISTRICT 22	ALL POINTS	\$17,642.97	20 YEAR
DRAINAGE DISTRICT 23	ALL POINTS	\$435.68	N/A
DRAINAGE DISTRICT 23	MAIN	\$12,747.02	20 YEAR
DRAINAGE DISTRICT 23	LATERAL 1	\$14,656.21	20 YEAR
DRAINAGE DISTRICT 23	LATERAL 2	\$2,462.31	10 YEAR
	TOTAL	\$80,457.29	

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____.

March 8, 2016

RESOLUTION 2016-_____

WHEREAS, The Clinton County Compensation Board met January 12, 2016, and made a recommendation to the Clinton County Board of Supervisors, on a unanimous vote, that elected officials of Clinton County receive the following salary adjustment for FY 2017:

Supervisors	\$918
Attorney	\$13,259
Auditor	\$6,223
Recorder	\$6,334
Sheriff	\$12,812
Treasurer	\$6,403

and WHEREAS, the Clinton County Board of Supervisors desires to reduce the salary increases recommended by the Clinton County Compensation Board by two-thirds with the exception of the Board of Supervisors recommendation which will be reduced by 100%;

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the salaries of Clinton County Elected Officials are as follows for FY 2017:

Supervisors	\$38,889.00	(\$0)
Supervisor Chair	\$40,089.00	(\$0)
Attorney	\$109,757.00	(\$4,419)
Auditor	\$67,202.00	(\$2,074)
Recorder	\$65,504.00	(\$2,111)
Sheriff	\$91,445.00	(\$4,270)
Treasurer	\$66,226.00	(\$2,134)

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

March 8, 2016

RESOLUTION 2016-_____

WHEREAS, the Iowa Legislature in 2014 overwhelmingly passed the HBI Act, known as Home Base Iowa, which is a one-of-a-kind program assisting veterans and transitioning service members from active duty military to civilian life; and

WHEREAS, Home Base Iowa’s private-public partnership provides a high-level of commitment and resources for our veterans, transitioning service members and their families; and

WHEREAS, the program helps connect businesses with qualified veterans looking for career opportunities; and

WHEREAS, the program offers countless resources to help veterans and their families with education and in transitioning to a new community with focused support and individuals who want to help; and

WHEREAS, the Home Base Iowa vision to become the “State of Choice” for veterans and transitioning service members for employment, education and/or continued service; and service members are valued in communities which are welcoming, affordable, safe and family-friendly; and

WHEREAS, the Home Base Iowa mission is to provide veterans and transitioning service members and their families with opportunities and benefits for a successful transition in Iowa — a place to call home;

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors support the mission, vision and objectives of herein and authorize the chairperson to sign the application to become a Home Base Iowa Community Partner.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

The Board of Supervisors then proceeded to discuss the matter of calling a special county election.

Board Member: _____ introduced the following Resolution entitled "RESOLUTION CALLING A SPECIAL COUNTY ELECTION", and moved its adoption.
Board Member: _____ seconded the motion to adopt. The roll was called and the vote was,

AYES: _____

NAYS: _____

Whereupon, the Chairperson declared the following Resolution duly adopted:

RESOLUTION 2016 -- _____
RESOLUTION CALLING A SPECIAL COUNTY ELECTION

WHEREAS, Clinton County, State of Iowa, proposes to contract indebtedness and issue general obligation bonds to provide funds to pay costs of a general county purpose project hereinafter described; and

WHEREAS, Section 331.442 of the Code of Iowa, provides that before the Board may institute proceedings for the issuance of bonds for a general county purpose, it shall call a special county election to vote upon the proposition of issuing bonds in accordance with the provisions of such statute; and

WHEREAS, neither the proposal for the issuance of the bonds hereinafter set forth, nor any other proposal incorporating any portion of it, has or will have been submitted to the registered voters of the County for a period of more than six months prior to the date of election hereinafter provided; and

WHEREAS, the "Clinton Herald", is a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, and is published in the County and of general circulation therein;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CLINTON, STATE OF IOWA:

Section 1. That there is hereby called a special County election on Tuesday, the 3rd day of May, 2016, at which election there shall be submitted to the registered voters of the County the following question, to-wit:

“SHALL THE COUNTY OF CLINTON, STATE OF IOWA, ISSUE ITS GENERAL OBLIGATION BONDS IN AN AMOUNT NOT EXCEEDING THE AMOUNT OF \$22,000,000 FOR THE PURPOSE OF PAYING THE COSTS OF DESIGNING, CONSTRUCTING, EQUIPPING AND FURNISHING A COUNTY LAW ENFORCEMENT AND EMERGENCY OPERATIONS CENTER AND DEMOLITION OF THE EXISTING FACILITY?”

Section 2. That the voting place or places for the election, and the hours the polls shall be opened and closed shall be as set out in the notice of election, such notice to be prepared and approved by the County Commissioner of Elections.

Section 3. That the form of ballot to be used at the election shall be of the type authorized by the Code of Iowa that will permit the use of electronic counters and will be in substantially the form set forth in the Notice of Election. That, if more than one public measure shall be submitted to the electors at the time of the election, all such measures shall be printed upon one ballot.

Section 4. That the Election Board for the voting precinct or precincts shall be appointed by the County Commissioner of Elections, not less than 15 days before the date of said election.

Section 5. That the Auditor of Clinton County, Iowa, being the County Commissioner of Elections, is hereby directed to publish the notice of election once in the "Clinton Herald", being a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, published in said County and of general circulation therein, the publication to be not less than four clear days nor more than twenty days prior to the date of the election.

Section 6. That the County Commissioner of Elections shall cause to be prepared all such ballots and election registers and other supplies as may be necessary for the proper and legal conduct of said election.

Section 7. That the Auditor is hereby directed to file a certified copy of this Resolution in the office of the County Commissioner of Elections, which filing shall also constitute the "written notice" to the County Commissioner of Elections of the election date required to be given by the governing body under the provisions of Chapter 47 of the Code of Iowa.

PASSED AND APPROVED this 8th day of March, 2016.

Chairperson, Board of Supervisors

ATTEST:

County Auditor

March 8, 2016

MOTION by Supervisor _____ to authorize the County Auditor to fulfill the pay requests from Grant Township officials for time submitted from FY15.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

MOTION: _____

Clinton County Board of Supervisors

Clinton County Administration Building
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Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, March 14, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- MOTION: Authorize the chairman to sign the FY15 cost allocation plan

RESOLUTIONS

- Approval of the Fiscal Year 2017 Clinton County Budget
- Set a public hearing for the FY17 Secondary Road Budget and Construction Program
- Engage French-Reneker-Associates for engineering assistance for the Elvira wastewater system project

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

County Engineer Todd Kinney will discuss a possible 28E agreement with Wheatland for a bridge replacement project.

March 14, 2016

MOTION by Supervisor _____ to authorize the chairperson to sign the Certification of FY15 Cost Allocation Plan.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

MOTION: _____

March 14, 2015

RESOLUTION 2016-_____

WHEREAS, the Clinton County Board of Supervisors has considered the proposed FY 2016-2017 county budget, and

WHEREAS, a public hearing concerning the proposed county budget was held March 08, 2016.

BE IT RESOLVED by the Clinton County Board of Supervisors that the County budget FY 2016-2017 as set forth in the budget summary, is hereby adopted, and the County Auditor is directed to make the necessary filing of said budget and to establish the accounting records in accordance with the attached schedules.

BE IT FURTHER RESOLVED that the Chairperson and the County Auditor be and are hereby authorized to sign the approved 2016-2017 county budget.

Roll Call:

Hamerlinck: _____

Srp: _____

Staszewski: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

March 14, 2016

RESOLUTION # 2016-_____

WHEREAS, in accordance with Section 309.93 and Section 309.22 Code of Iowa, it is required that a County Secondary Road Budget and Construction Program be adopted by the Board of Supervisors, on or before April 15th each year, now

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that a public hearing for the purpose of soliciting public comment on said County Secondary Road Budget and Construction Program for the 2016-2017 FYE, be scheduled for April 4, 2016 at 9:30 a.m. in the Board of Supervisors Room.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

March 14, 2016

RESOLUTION 2016 - ____

WHEREAS, Clinton County desires to retain outside engineering services for all purposes in connection with the design and monitoring of onsite wastewater systems for Elvira, Iowa, as outlined and designed by French-Reneker-Associates, Inc. (FRA, Inc.); and

WHEREAS, Clinton County recognizes the complication of installing subsurface onsite wastewater systems in Elvira, Iowa, to meet the current Iowa Administrative Code 567, Chapter 69 and is being required by the Iowa DNR; and the specialized engineering expertise for such an undertaking; and

WHEREAS, it is in the best interests of Clinton County to receive such assistance from French-Reneker-Associates, Inc. (FRA, Inc.);

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that Clinton County retains French-Reneker-Associates, Inc. (FRA, Inc.) at the fee of \$36,500.00 to provide engineering assistance and supervision of installation to Clinton County, the Clinton County Board of Health and the Clinton County Sanitarian for the Elvira, Iowa wastewater project as outlined by FRA, Inc.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton
State of Iowa

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, March 21, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-52: County business license
- MOTION: Utility permit number 3-25 for Preston Telephone Company

RESOLUTIONS

- Approve a change order for the Administration Building retaining wall project
- Approve the Business Property Tax Credit allowance list
- Approve the Business Property Tax Credit disallowance list

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Discussion with possible action

The Supervisors will hear a request from the Gateway Impact Coalition to apply for a continuation of a JAG grant for the Medicine Abuse Reduction Project.

10:00 a.m. Discussion with possible action

The Supervisors will host a public meeting to discuss maintenance on 170th Street (Bulgers Hollow Road) east of Iowa Highway 67.

11:00 a.m. Clinton County Conference Board

The Supervisors will participate in the Clinton County Conference Board meeting.

March 21, 2016

RESOLUTION 2016-52

WHEREAS, several persons have filed applications for Business Licenses as required by Section 331.427 (1)(a), Code of Iowa, said applications being accompanied by the necessary fee of \$25.00 each.

BE IT RESOLVED by the Clinton County Board of Supervisors that said applications be and are hereby approved and accepted and the County Auditor is hereby authorized to issue Business Licenses to the following for the year 2015:

1. Schaeffer Trailers & Accessories, 2716 285th Ave., DeWitt

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

**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: Preston Telephone Company

Street Address: 111 North Anna Street, P.O. Box 167

City, State & Zip Code: Preston, Iowa 52069

Contact Person: Roger A. Kilburg, Sec.-Treas.

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"		

- 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.

3/10/16
DATE SUBMITTED

Preston Telephone Company
NAME OF APPLICANT OR COMPANY

Ragna Kelburg, Co-Treas
BY

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

March 21, 2016

Preston Telephone Company
Attn: Roger Kilburg, Sec.-Treas.
P.O. Box 167
Preston, IA 52069

Subject: Permit #3-25

Dear Roger,

Please find enclosed one signed copy of your requested permit for Underground construction 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.

The \$100.00 permit fee has been paid, check number 41788.

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**

March 21, 2015

Motion by Supervisor _____ to authorize the Chairperson to sign Utility Permit Number 3-25 for Preston Telephone Company to bury cable within the county right-of-way in Sections 1, 4-6, 8, 9, 15-22, 27-29, 34, and 35 of Deep Creek Township, Sections 1-4, 9-11, 13, and 24 of Waterford Township, and Sections 2-5, 8, and 9 of Center Township.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

March 21, 2016

RESOLUTION # 2016 - _____

WHEREAS; the Clinton County Board of Supervisors has considered the change order from Reen Construction for finishing the parking lot drain at the Clinton County Administration Building located in Clinton, Iowa; and

WHEREAS; the vendor is listed below;

- Reen Construction \$11,301.25

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, award the contract to Reen Construction for the amount of \$11,301.25 and authorize the chairperson to sign the change order.

ROLL CALL:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairman

ATTEST:

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

March 21, 2016

RESOLUTION 2016-_____

WHEREAS, Code of Iowa Chapter 426C provides a business property tax credit for qualifying properties; and

WHEREAS, the Clinton County Assessor's Office and City of Clinton Assessor's Office recommends the attached list of parcels qualify for the business property tax credit as defined by Code of Iowa Section 426C.4(1)(a);

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the attached list of parcels is allowed the business property tax credit per Code of Iowa chapter 426C.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson, Daniel A. Srp
Clinton County Board of Supervisors

March 21, 2016

RESOLUTION 2016-_____

WHEREAS, Code of Iowa Chapter 426C provides a business property tax credit for qualifying parcels; and

WHEREAS, the Clinton County Assessor's Office and City of Clinton Assessor's Office recommends the attached list of parcels be disallowed for the business property tax credit as defined by Code of Iowa Sections 426C.4(1)(a) and 426C.4(1)(b);

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the attached list of parcels is disallowed the business property tax credit per Code of Iowa chapter 426C.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson, Daniel A. Srp
Clinton County Board of Supervisors

**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

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: THURSDAY, March 24, 2015, 12:30 P.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

12:30 p.m. Canvass of City of Clinton March 22, 2016, Special Election

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, March 28, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-56: Tax suspension request – Code of Iowa Sec. 427.8 (Odell)
- RESOLUTION 2016-57: Appointments to the Eastern Iowa Regional Housing Authority
- MOTION: Utility permit number 10-81 for Eastern Iowa Light and Power REC
- MOTION: Authorize the chairman to sign the contracts for the Sheriff's Office to provide law enforcement in various Clinton County towns.

RESOLUTIONS

- Approve final payment to Determann Asphalt Paving, LLC for Clinton County Project No. FLAP-C023(99) – 6L-23

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

The Board will discuss the annual fund balance payment to the mental health region.

March 28, 2016

RESOLUTION # 2016-

WHEREAS, Barbara (Petersen) Odell has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

116 180th Street, Wheatland, IA

PARCEL #34-02890500

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

March 28, 2016

RESOLUTION 2016-57

WHEREAS, Clinton County, Iowa, is a member government that has adopted the Articles of Agreement of the Eastern Iowa Regional Housing Authority within the Iowa counties of Cedar, Clinton, Delaware, Dubuque, Jackson and Jones; and

WHEREAS, said Agreement provides for the appointment of Commissioners to the Regional Housing Authority;

NOW, THEREFORE, pursuant to the provisions of Chapter 403A, Code of Iowa, the Board of Supervisors of Clinton County, Iowa, hereby appoints the persons hereafter named to serve as Commissioners of the Eastern Iowa Regional Housing Authority to serve for the term after their name respectively.

<u>Commissioner</u>	<u>Term Expiration</u>
Dave Necker	3/1/18
Lucas Frobish	3/1/18

BE IT FURTHER RESOLVED that this Resolution be filed in the office of the County Auditor and certified copies of such Resolution be forwarded by the County Auditor to the Eastern Iowa Regional Housing Authority.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

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

March 28, 2016

Chad Ruden
Eastern Iowa Light & Power
1703 West 3rd Street
PO Box 3003
Wilton, Iowa 52778-3003
800-728-1242 x7337

Subject: Permit 10 – 81 for Electrical Utility Installation

Dear Chad,

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
Asst. Clinton County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

March 28, 2016

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 10 – 81 for Eastern Iowa Light and Power to install new overhead lines and poles along the north and south side of 125th Street in Section 17 and the west side of 425th Avenue in Section 16 of Elk River Township T83N-6E.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

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: EASTERN IOWA LIGHT & POWER REC

Street Address: 1703 W. 3RD ST. PO. BOX 3003

City, State & Zip Code: WILTON, IA 52778-3003 *Chad.Ruden@EasternIowa.co*

Contact Person: CHAD RUDEN (800) 728-1242 EXT 7337

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.

3-21-2016
DATE SUBMITTED

EASTERN IOWA LIGHT & POWER REC
NAME OF APPLICANT OR COMPANY

Ed Rudine
BY

APPROVAL:

DATE

COUNTY ENGINEER

APPROVAL: **Required for Franchise Utility Permit Applications Only**

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

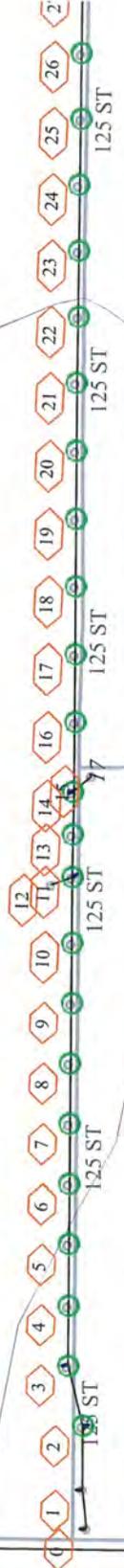


83N-6E
SEC.17

W#28545
AND-9
RUS 308-2014
#2 ACSR
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83N-6E
SEC.17

83N-6E
SEC.18



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SEC.15

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SEC.16

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SEC.16

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AND-9
RUS 308-2014
#2 ACSR
83N-6E

425 AVE



125 ST

125 ST

125 ST

125 ST

125 ST

83N-6E
SEC.16

83N-6E
SEC.16

1500

March 28, 2016

MOTION by Supervisor _____ to authorize the Chairperson to sign the town contracts to provide law enforcement patrol by the Clinton County Sheriff's Office for fiscal year 2017.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

MOTION: _____

March 28, 2016

RESOLUTION # 2016-_____

WHEREAS: The Clinton County Secondary Roads Five Year Construction Program includes the HMA Resurfacing with Cold In-Place Recycling of County road 170th Street, Bulger's Hollow, Project No. FLAP-CO23(99)—6L-23, and

WHEREAS: Construction of said project FLAP-CO23(99)—6L-23 has been completed by the Contractor and the work has been approved and accepted by the County Engineer.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, shall approve the final payment to said Contractor, and

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

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

**Daniel A. Srp, Chairperson
Clinton County Board of Supervisors**

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, April 4, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- MOTION: Utility permit number 16-182 for Windstream Communications of Iowa

RESOLUTIONS

- Set a public hearing date for the proposed Courthouse Roof Replacement project

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Consider an offer on Tax sale certificate #13-0516 offer
2. Clinton County Home Base Iowa incentives

9:30 a.m. Public hearing with possible action to follow

The Supervisors will solicit public comment on the FY17 County Secondary Road Budget and Construction Program.

9:35 a.m. Community Partnership for Protecting Children

The Supervisors will hear a presentation from Gwen Deming of Community Partnership for Protecting Children organization.

Clinton County
Permit No. 16-182

**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

Street Address: 11101 Anderson Dr., Suite 100

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

Contact Person: Dan Cole or Brandie Mcgehee (641) 891-5457 or (501) 748-4342

(W/O#713460066-00002)

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 sited 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.

March 23, 2016
DATE SUBMITTED

Windstream Iowa Communications, Inc.

NAME OF APPLICANT OR COMPANY

BY Brandie McGehee, 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

April 4, 2016

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

Subject: Permit #16-182 WO#: 713460066-00002

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, #843614) 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**

April 4, 2016

Motion by Supervisor _____ to authorize the Chairperson to sign Utility Permit Number 16-182 is for Windstream Communications of Iowa to bore and install underground fiber optic along the east side of 250th Avenue in Section 22 and along the south side of 140th Street in Section 27 T83N-R3E of Bloomfield Township.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

April 4, 2016

RESOLUTION # 2016 - _____

WHEREAS; the Clinton County Board of Supervisors desire to replace the roof on the Clinton County Court House at 612 N 2nd St., Clinton, Iowa; and

WHEREAS; the Board of Supervisors wish to solicit public input on the proposed completion of the plan and specifications by IIW for the Clinton County Court House roof replacement; and

WHEREAS; the public hearing has been set for April 25, 2016 at 9:30 a.m. in the Clinton County Administration Building, Conference Room B, 1900 N 3rd St., Clinton, Iowa;

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors do hereby approve the date and place of above mentioned solicitation for public comment and authorize and submit the proper Public Hearing Notice to the appropriate media outlets.

ROLL CALL:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson

ATTEST:

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

RESOLUTION # _____

April 4, 2016

WHEREAS, in accordance with Section 309.22 and Section 309.93 Code of Iowa, it is required that a County Secondary Road Budget and Five Year Construction Program be adopted by the Board of Supervisors, on or before April 15th of each year, and

WHEREAS, such a budget and program setting forth the amounts to spend on the various items of construction and maintenance for the said year, has been prepared, and

WHEREAS, said budget and program are subject to the approval of the Iowa Department of Transportation, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that said budget and program as set forth in detail be and are hereby adopted and that same be submitted to the Iowa Department of Transportation for their approval.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman, Daniel A. Srp
Clinton County Board of Supervisors

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, April 11, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-61: Set a public hearing for the Beedle's Second Addition application
- RESOLUTION 2016-62: Set a public hearing for the Suhr First Addition application
- MOTION: Authorize the Chairperson to sign the Iowa Department of Health grant application for training for the Clinton County EMS Association.

RESOLUTIONS

- Approve the Business Property Tax Credit City of Clinton allowance list
- Approve the Business Property Tax Credit City of Clinton disallowance list
- Approve the amended Fiscal Year 2016 County Secondary Road Budget and Five-Year Construction Program
- Approve County incentives for its Home Base Iowa Community program

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Consider an offer on Tax sale certificate #13-0516 offer
2. County wellness exercise class update and proposal

9:30 a.m. Drainage District Board of Trustees for Districts 7, 15, 17 and 23

The Supervisors will convene as the Drainage District Board of Trustees to discuss and possibly take action on the following:

- Drainage District 7 Lateral D culvert installation request
- Drainage District 15 repair project update
- Drainage District 17 Lateral A repair project update
- Drainage District 23 repair project update

April 11, 2016

MOTION by Supervisor _____ to authorize the Chairman to sign the Fiscal Year 2017 Iowa Department of Public Health grant application to provide funds for training for the Clinton County EMS Association.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

MOTION: _____

April 11, 2016

RESOLUTION 2016-_____

WHEREAS, Code of Iowa Chapter 426C provides a business property tax credit for qualifying properties; and

WHEREAS, the City of Clinton Assessor's Office recommends the attached list of parcels qualify for the business property tax credit as defined by Code of Iowa Section 426C.4(1)(a);

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the attached list of parcels is allowed the business property tax credit per Code of Iowa chapter 426C.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson, Daniel A. Srp
Clinton County Board of Supervisors

April 11, 2016

RESOLUTION 2016-_____

WHEREAS, Code of Iowa Chapter 426C provides a business property tax credit for qualifying parcels; and

WHEREAS, the City of Clinton Assessor's Office recommends the attached list of parcels be disallowed for the business property tax credit as defined by Code of Iowa Sections 426C.4(1)(a) and 426C.4(1)(b);

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the attached list of parcels is disallowed the business property tax credit per Code of Iowa chapter 426C.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson, Daniel A. Srp
Clinton County Board of Supervisors

RESOLUTION 2016-_____

April 11, 2016

WHEREAS, in accordance with Section 309.22 and Section 309.93 Code of Iowa, the Clinton County Board of Supervisors adopted a Fiscal Year 2016 County Secondary Road Budget and Five-Year Construction Program, and

WHEREAS, the Fiscal Year 2016 plan was adopted on March 31, 2015, by Resolution 2015-85; and

WHEREAS, it has become necessary to amend the Fiscal Year 2016 plan due to changes in reporting required by the Iowa Department of Transportation, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that said program as amended and set forth in detail be and are hereby adopted and that same be submitted to the Iowa Department of Transportation for its approval.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman, Daniel A. Srp
Clinton County Board of Supervisors

April 11, 2016

RESOLUTION 2016-_____

WHEREAS, the Iowa Legislature in 2014 overwhelmingly passed the HBI Act, known as Home Base Iowa, which is a one-of-a-kind program assisting veterans and transitioning service members from active duty military to civilian life; and

WHEREAS, the Home Base Iowa program private-public partnership provides a high-level of commitment and resources for our veterans, transitioning service members and their families; and

WHEREAS, the program offers countless resources to help veterans and their families with education and in transitioning to a new community with focused support and individuals who want to help; and

WHEREAS, Clinton County, Iowa, became a Home Base Iowa Community Partner through formal action on March 8, 2016; now

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors commits to its Home Base Iowa partnership by offering the following incentives to veterans who qualify through a prescribed application process:

- Reimbursement of expenses up to \$275 per visit, up to two times a year, for a qualifying veteran to interview with a business in Clinton County
- A one-time home purchase closing cost reimbursement of up to \$1,500 for a home located in Clinton County while engaging a loan institution and legal counsel based in Clinton County
- A first-year waiver of the Clinton County Business license fee for a veteran opening a business in an unincorporated area of Clinton County

BE IT FURTHER RESOLVED that the Clinton County Board of Supervisors will consider the said incentives within the first 12 months after a veteran has been honorably discharged from military service.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

April 11, 2016

MOTION by Supervisor _____ to accept the offer by Mr. and Mrs. Charles Creeley in the amount of \$1,000 for the tax sale certificate #13-0516

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

MOTION: _____

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: FRIDAY, April 15, 2016, 10:00 A.M.; Clinton County Satellite Office, Large Conference Room, 226 11th St, DeWitt, IA.

10:00 a.m. Clinton County Economic Development Coordinating Commission
The Supervisors will participate in economic development discussions.

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, April 18, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-67: Tax suspension request – Code of Iowa Sec. 427.8 (Lampe)
- RESOLUTION 2016-68: Tax suspension request – Code of Iowa Sec. 427.9 (Shipler)
- MOTION: Authorize the Community Assistance Programs Director to sign the County Substance Abuse Prevention Programs grant application.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. The Supervisors will consider a proposed purchase by the Sheriff's Office of video surveillance equipment from the Public Safety Special Levy (Room and Board Fund)
2. The Supervisors will consider a proposed County Procurement Policy
3. The Supervisors will consider a proposed County Code of Conduct (Conflict of Interest) Policy
4. The Supervisors will hear a plan for custodial services at the DHS building due to a retirement
5. The Supervisors will discuss safety fence options for the retaining wall project at the Administration Building

9:30 a.m. Clinton County Local Road Safety Plan

The Supervisors will hear a presentation by the Clinton County Engineer about the Clinton County Local Road Safety Plan.

April 18, 2016

RESOLUTION # 2016-67

WHEREAS, RICHARD C. LAMPE, II has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

631 9TH AVE SOUTH, CLINTON IA

PARCEL #80-36860000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairman
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

April 18, 2016

RESOLUTION # 2016-68

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

1120 5th Street, De Witt, IA

Parcel #: 2009450000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

April 18, 2016

Motion by Supervisor _____ to authorize Kim Ralston, Community Assistance Programs Director to be the Board of Supervisors Authorized Signatory for the County Substance Abuse Prevention Programs grants application.

ROLL CALL:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____.

April 18, 2016

RESOLUTION 2016-

WHEREAS, Iowa Code Chapter 356.7 details the collection and disbursement of funds pertaining to the Public Safety Special Levy, also known as Room and Board, and

WHEREAS, Chapter 356.7(5) states that the sheriff may submit a plan or recommendation to the county board of supervisors for the use of the funds as provided in this subsection or the sheriff and board may jointly develop a plan for the use of the funds; and

WHEREAS, County Jail Administrator Lt. Craig Eberhart recommends adding a video recording system into the Jail booking office as it has been identified as a high liability area; and

WHEREAS, County Sheriff Rick Lincoln certifies that the proposed project meets the requirements of Iowa Code Chapter 356.7; now

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the Sheriff is authorized to purchase video-recording equipment for the Jail not to exceed \$4,500.00 using Room and Board funds.

Roll Call:

Staszewski: _____

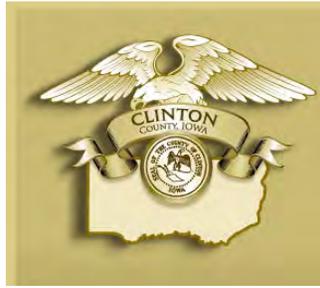
Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

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



CLINTON COUNTY PROCUREMENT POLICY

DEFINITIONS

"Purchase" shall mean the purchase of any and all supplies, material, equipment and/or services on behalf of the County by any department, and shall include any and all articles and supplies which shall be furnished to or used by any department, including any and all printing, periodicals, stationary and the rental, repair and maintenance of equipment and machinery.

"Department" shall mean any office, department, board, commission or agency of the County.

"Department Head" shall mean an elected official or department head of the County government or a person selected as a designee for that department for the purpose of investigating, making and verifying purchases. Designee names shall be submitted to the Board prior to becoming effective.

"Proposal" shall mean a price given by a vendor for the supplies, material, equipment and services, as described to the vendor, but does not mean an authorization to ship.

"Board" shall mean the Clinton County Board of Supervisors.

POLICY

This Procurement Policy shall take effect upon adoption by the Board and shall remain in effect until amended by the Board. All departments shall be covered by this Policy.

PROCUREMENT POLICY

Subject to Board approval (if statutorily applicable), the Department Head of a Department, or their designee, shall make and account for all purchases whenever practical and feasible. Chapter 26 and Section 331.341 of the Iowa Code will be followed on all applicable purchases. All other appropriate sections of the Iowa Code shall also apply. Title 2, Part 200 of the Code of Federal Regulations effective December 26, 2014, shall also be applicable when federal funds are used for purchases.

A. PROPOSALS

- 1) Two (2) or more written Proposals may be solicited on purchases for an item or group of items when it is felt that it is advantageous to the Board and County. Purchases are to be approved by the appropriate department head.
- 2) All proposals must be in writing. (Typed or Ink)

B. NO PROPOSAL

- 1) If no Proposal will be required as outlined in Iowa Code, it is recommended, but not required, that quotes be received on these items.
- 2) The Department Head, or their designee, shall determine if the purchase is in the best interest of the County and whether Proposals will be required.

C. CONTRACT PURCHASES

- 1) Contract purchases shall be approved and entered into by the Board. The Board shall determine if it is in the best interest of the County to enter into such a contract and award the contract based on what is determined to be in the best interest of the County. The Board reserves the right to reject any or all of the proposals or bids associated to a contractual agreement.

D. LEASE AGREEMENTS

- 1) The Board shall have the authority to approve and enter into lease agreements for the County when the affected department head and the Board determine it necessary.

EMERGENCY PURCHASES

Emergency purchases may be made by a Department Head or the Board if situations or circumstances have arisen where immediate action is needed for the betterment of the public. In emergency situations, this policy may not be followed and Department Heads may purchase as necessary.

EXEMPTIONS

The following items shall be exempted from this policy. Please note this list is not all inclusive.

- Wages
- Employee Benefits
- Utility Payments for the County
- Payments made on behalf of Human Resource Recipients
- Rent – Buildings and Land
- Judgements, Damages and Settlements
- Publications
- Debt/Lease payments
- Insurance payments

Passed and adopted this _____ day of _____, 20_____

Daniel A. Srp
Chair, Board of Supervisors

ATTEST:

Eric Van Lancker
Clinton County Auditor

April 18, 2016

RESOLUTION 2016-_____

WHEREAS, it is in the best interest of Clinton County to establish and review policies from time to time; and

WHEREAS, the Clinton County Board of Supervisors desires to provide guidance and assurances to follow local, state and federal guidelines when applicable for purchases made by the County; now

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Procurement Policy filed in the County Auditor's Office be and is hereby adopted effective this date;

BE IT FURTHER RESOLVED that this policy be distributed by the County Auditor's Office to all County elected officials and department heads.

Roll Call:

Staszewski: _____

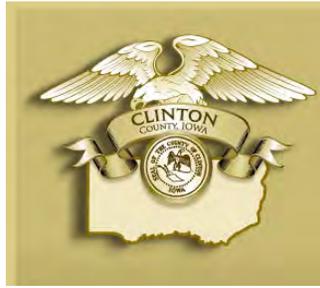
Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker



CLINTON COUNTY CODE OF CONDUCT POLICY

PURPOSE

The purpose of this Code of Conduct is to ensure the efficient, fair, and professional administration of federal grant funds in compliance with 24 CFR; Part 85 (85.36(b)(3)) and other applicable federal and state standards, regulations, and laws.

APPLICATION

This Code of Conduct applies to all officers, employees, or agents of Clinton County engaged in the award or administration of contracts supported by federal grant funds.

REQUIREMENTS

No officer, employee, or agent of Clinton County shall participate in the selection, award, or administration of a contract supported by federal grant funds, if a conflict of interest, real or apparent, would be involved. Such a conflict would arise when:

- a. The employee, officer, or agent;
- b. Any member of his/her immediate family;
- c. His/her partner; or
- d. An organization which employs, or is about to employ any of the above;

has a financial or other interest in the firm selected for award.

Clinton County officers, employees or agents shall neither solicit nor accept gratuities, favors or anything of monetary value from contractors, potential contractors or subcontractors.

REMEDIES

To the extent permitted by federal, state or local laws or regulations, violation of these standards may cause penalties, sanctions or other disciplinary actions to be taken against Clinton County officers, employees or agents, or the contractors, potential contractors, subcontractors or their agents.

Passed and adopted this _____ day of _____, 20____

ATTEST:

Daniel A. Srp
Chair, Board of Supervisors

Eric Van Lancker
Clinton County Auditor

April 18, 2016

RESOLUTION 2016-_____

WHEREAS, it is in the best interest of Clinton County to establish and review policies from time to time; and

WHEREAS, the Clinton County Board of Supervisors desires to provide guidance and assurances to follow federal guidelines when applicable when an officer, employee or agent of the County engages in the award or administration of contracts supported by federal grant funds; now

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Code of Conduct Policy filed in the County Auditor's Office be and is hereby adopted effective this date;

BE IT FURTHER RESOLVED that this policy be distributed by the County Auditor's Office to all County elected officials and department heads.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, April 25, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-72: First-half County library allocations
- RESOLUTION 2016-73: First-half outside agency allocations
- RESOLUTION 2016-74: Appointments to County boards and commissions
- RESOLUTION 2016-75: Mobile homes tax adjustments
- MOTION: Utility permit number 28-15 for IIW
- MOTION: Utility permit number 8-33 for Alliant Energy

RESOLUTIONS

- Provide support for an application for an anhydrous Ammonia Storage Installation at Agvantage FS of Wheatland
- Set a public hearing for a proposed budget amendment
- Authorize the County Auditor to be the fiscal agent/payee of record for the Clinton/Jackson Early Childhood Iowa Board

UNFINISHED BUSINESS

- Tabled RESOLUTION 2016-66: Approve County incentives for its Home Base Iowa Community program

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

9:30 a.m. Public Hearing – Clinton County Courthouse Roof Replacement Project
The Supervisors welcome public comment on the proposed Courthouse Roof Replacement Project.

9:35 a.m. Public Hearing – Subdivision Request
The Supervisors welcome public comment on subdivision application 3942 of Shane Beedle requesting preliminary and final plat approval of Beedle's Second Addition.

9:40 a.m. Public Hearing – Subdivision Request
The Supervisors welcome public comment on subdivision application 3941 of Darin Suhr requesting preliminary and final plat approval of Suhr First Addition.

9:45 a.m. Discussion – Proposed zoning fee adjustments
The Supervisors will consider proposed increases to County zoning application fees.

April 25, 2016

RESOLUTION 2016 - _____

WHEREAS, Clinton County has allocated \$70,000.00 in County funds for county libraries FY 2015-2016; and

WHEREAS, thirty percent (30%) of the funds, \$21,000, are divided equally to the libraries in the cities of Calamus, Camanche, Clinton, DeWitt, Lost Nation and Wheatland, in the amount of \$3,500.00; and

WHEREAS, seventy percent (70%) of the funds, \$49,000 are disbursed to the libraries based on circulation as follows:

	Circulation	% of Total	Amount
Calamus	89	0.23%	\$113.09
Camanche	1,312	3.4%	\$1,667.47
Clinton	6,402	16.6%	\$8,136.94
DeWitt	28,542	74.0%	\$36,277.15
Lost Nation	1,673	4.34%	\$2,126.11
Wheatland	534	1.39%	\$678.65

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the Rural Basic Fund in the following amounts representing the first half allocation for each library:

Calamus	\$1,750.00	\$56.55	\$1,806.55
Camanche	\$1,750.00	\$833.74	\$2,583.74
Clinton	\$1,750.00	\$4,068.47	\$5,818.47
Frances Banta Waggoner Community Library, DeWitt	\$1,750.00	\$18,138.58	\$19,888.58
Lost Nation	\$1,750.00	\$1,063.06	\$2,813.06
Wheatland	\$1,750.00	\$339.33	\$2,089.33

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A.Srp, Chairperson

Attest:

Eric Van Lancker, County Auditor

April 25, 2016

RESOLUTION 2016-_____

BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the General Basic Fund and Rural Basic Fund to the following listed entities for the amounts detailed, representing the first half allocation FYE 2016:

Camanche Historical Society/Gateway Genealogical Society	\$ 1,000.00
Carroll Assistance Center	\$ 1,500.00
Clinton Municipal Airport Commission	\$ 6,750.00
Quality Jobs 4 A Strong Future	\$33,000.00
Clinton Symphony	\$ 500.00
Clinton County Agriculture Society	\$17,500.00
Clinton County Fireworks Association	\$ 2,500.00
Clinton County Historical Society	\$ 2,250.00
Clinton County Soil and Water Conservation	\$ 1,750.00
Clinton County Solid Waste Agency (R.B.)	\$41,655.00
Concerned DeWitt Citizens, Ltd.	\$ 2,000.00
DeWitt Development Company (includes business education coordinator)	\$14,680.00
Felix Adler Child Discovery Center	\$ 1,250.00
Milestone Agency on Aging	\$ 3,000.00
Community Action of Eastern Iowa	\$ 2,100.00
Retired Senior Volunteer Program	\$ 3,500.00
River Bend Services, Inc.	\$ 3,203.50
YWCA Domestic Violence/Sexual Assault Resource Center	\$ 12,500.00
Clinton Humane Society	\$ 2,500.00

Roll Call:

Staszewski: _____
Hamerlinck: _____
Srp: _____

Daniel A. Srp, Chairperson

Attest:

Eric Van Lancker, County Auditor

April 25, 2016

RESOLUTION 2016-

BE IT RESOLVED that the Clinton County Board of Supervisors of Clinton County, Iowa, hereby order the following re-appointments to various County boards and commission:

Elwood Community Sanitary District (Three-Year Term)

Darrell L. Cain. (re-appointment)

Planning & Zoning Commission (Five-Year Term)

Jerome Burken (re-appointment)

Board of Adjustment (Five-Year Term)

Frederick Thiede (appointment)

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Chairperson, Daniel A. Srp

County Auditor, Eric Van Lancker

April 25, 2016

Resolution # 2016-

Whereas, the following mobile homes were purchased from a dealer and adjustments must be made per code of Iowa section 435.23 to the Clinton County tax records in the amount of \$92.00.

Kacey Myers	Vin#137C2899	Dist 0780	Trailer purchased from Dealer	\$58.00
Victoria Tanner	Vin#SSDAL426041	Dist 0780	Trailer purchased from Dealer	\$34.00

Therefore be it resolved by the Clinton County Board of Supervisors that county records be adjusted by the County Treasurer on the county system to reflect the pro-rated tax due.

John Staszewski _____

Shawn Hammerlink _____

Dan Srp, Chair _____

Daniel A. Srp, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

**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: City of Calamus

Street Address: 198 2nd Street P.O. Box 248

City, State & Zip Code: Calamus, IA 52729

Contact Person: Laurie Ganzer, City Clerk OR Marc Ruden (Engineer) IIW, P.C.

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.

4/13/2016
DATE SUBMITTED

City of Calamus, Iowa
Applied for by IIW, P.C.
NAME OF APPLICANT OR COMPANY

BY Marc Ruden, P.E.

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

April 25, 2016

City of Calamus
198 2nd Street
PO Box 248
Calamus, IA 52729

Subject: Permit #28-15

Dear Laurie,

Please find enclosed one signed copy of your requested permit for Underground construction 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.

The \$100.00 permit fee has been waived.

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**

April 25, 2016

Motion by Supervisor _____ to authorize the Chairperson to sign Utility Permit Number 28-15 for IIW to bore underground pipe within the county right-of-way in Section 7 and 8 of Olive Township, T81N-R2E.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

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: INTERSTATE POWER & LIGHT
Street Address: 200 1ST STREET SE
City, State & Zip Code: CEDAR RAPIDS, IA 52401
Contact Person: MIKE ADRIAN, PROJECT MANAGER

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.

4/13/16	INTERSTATE POWER & LIGHT
DATE SUBMITTED	NAME OF APPLICANT OR COMPANY
	 BY

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

April 25, 2016

Matt Cramer
1921 51st Street NE
Cedar Rapids, IA 52402
319-423-2624

Subject: Permit # 8-33 Underground Gas Line Rectifier Installation

Dear Matt,

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:

- Alliant Energy shall bore all utility work within County ROW at a minimum depth of 48-inches.
- Rectifier placement shall be in the backslope and within 8 feet of the west ROW line along 380th Ave.

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. If you have any questions, please call the office at the above listed number. Thank you.

Elliott Pennock, EIT
Assistant County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

April 25, 2016

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 8-33 for Alliant Energy to install a new underground gas line rectifier system within the county right-of-way located in section 10 of Eden Township, T81N-R5E, on the west side of 380th Avenue.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

April 25, 2016

RESOLUTION 2016-_____

WHEREAS, Agvantage FS in Wheatland is filing an application with the Iowa Department of Agriculture and Land Stewardship to expand its anhydrous ammonia storage capacity; and

WHEREAS, said application requires public notice and approval by the County Board of Supervisors; and

WHEREAS, information about the proposed anhydrous ammonia storage capacity expansion has been presented and discussed by the Clinton County Board of Supervisors on April 25, 2016, following appropriate public notice on the Board's meeting agenda; and

WHEREAS, Clinton County staff has reviewed the proposed expansion and it appears that all requirements of the Clinton County Code of Ordinances and the laws of the State of Iowa have been complied with, and all necessary local permits have been issued; now

THEREFORE, BE IT RESOLVED that the Clinton County Board of Supervisors finds no objection to, and therefore supports, the Agvantage FS application to the Iowa Department of Agriculture and Land Stewardship to expand its anhydrous ammonia storage capacity.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

AgVantage FS
1063 HWY 30
Wheatland, IA 52777

STORAGE
SHED

LP 30,000

NH3 26,000

NH3 26,000

86 FT

25 FT

9 FT

26 FT

63 FT

9 FT

5 FT

9 FT

3 FT

136 FT

57 FT

NORTH

© 2016 Google

Google earth

April 25, 2016

RESOLUTION 2016-_____

WHEREAS, the fiscal year 2015-2016 budget for Clinton County requires a budget amendment as allowed per conditions under Iowa Code 331.435; and

WHEREAS, it is required per Iowa Code 331.435, Iowa Code 331.434(3) and Iowa Code 331.434(4) to set a time and place for a public hearing on the fiscal year 2015-2016 budget amendment to allow taxpayers to present objections to or arguments in favor of any part of the budget amendment;

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that a public hearing be held on _____, May _____, 2016, at _____m. in the Board of Supervisors Room, Clinton County Administration Center, 1900N. Third Street, Clinton Iowa, for the aforementioned purpose; and

BE IT FURTHER RESOLVED that the County Auditor is hereby directed to cause a publication to be made of a notice of the meeting in the official county newspapers and that such publication to be not less than 10 nor more than 20 days before the date of the public meeting on the fiscal year 2015-2016 budget amendment.

The above and foregoing resolution was adopted by the Board of Supervisors of Clinton County, Iowa the vote thereon being as follows:

Roll Call:
Hamerlinck: _____
Srp: _____
Staszewski: _____

Chairperson, John F. Staszewski

ATTEST:

County Auditor, Eric Van Lancker

April 25, 2016

RESOLUTION #2016 - ____

WHEREAS, the Clinton Jackson Early Childhood Iowa Board ("Childhood Board") requests Clinton County, Iowa, by and through the Office of Clinton County Auditor serve as Fiscal Agent and Payee of Record for the position of Clinton Jackson Early Childhood Iowa Director ("Director"); and

WHEREAS, the Childhood Board requests the Clinton County Auditor be authorized to compensate the Director in the gross total amount of \$24.50 per hour (which shall include required deductions for FICA and IPERS) at 20 hours per week effective April 18, 2016; and

WHEREAS, the Childhood Board requests the Clinton County Auditor should not be authorized to provide the Director accrual of sick leave, holiday, vacation or wellness pay; now

BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Auditor is authorized to serve as Fiscal Agent and Payee of Record for the position of Clinton Jackson Early Childhood Iowa Director ("Director"). The Clinton County Auditor is also authorized to compensate the Director in the maximum gross total amount of \$24.50 per hour (FICA and IPERS deductions are to be included in the calculation of the maximum gross total amount and not to exceed it) at 20 hours per week effective April 18, 2016; now

BE IT FURTHER RESOLVED all accountings of the funds must be reported to the Clinton County Board of Supervisors and Childhood Board at least once a year.

Staszewski: _____

Hammerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson

ATTEST:

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

April 11, 2016

RESOLUTION 2016- 66

WHEREAS, the Iowa Legislature in 2014 overwhelmingly passed the HBI Act, known as Home Base Iowa, which is a one-of-a-kind program assisting veterans and transitioning service members from active duty military to civilian life; and

WHEREAS, the Home Base Iowa program private-public partnership provides a high-level of commitment and resources for our veterans, transitioning service members and their families; and

WHEREAS, the program offers countless resources to help veterans and their families with education and in transitioning to a new community with focused support and individuals who want to help; and

WHEREAS, Clinton County, Iowa, became a Home Base Iowa Community Partner through formal action on March 8, 2016; now

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors commits to its Home Base Iowa partnership by offering the following incentives to veterans who qualify through a prescribed application process:

- Reimbursement of expenses up to \$275 per visit, up to two times a year, for a qualifying veteran to interview with a business in Clinton County
- A one-time home purchase closing cost reimbursement of up to \$1,500 for a home located in Clinton County while engaging a loan institution and legal counsel based in Clinton County
- A first-year waiver of the Clinton County Business license fee for a veteran opening a business in an unincorporated area of Clinton County

BE IT FURTHER RESOLVED that the Clinton County Board of Supervisors will consider the said incentives within the first 12 months after a veteran has been honorably discharged from military service.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:



County Auditor, Eric Van Lancker

MOTION BY
HAMERLINCK
TO TABLE
FOR A
FUTURE
MEETING 4/25
ROLL CALL
STASZEWSKI: yes
HAMERLINCK: yes
SRP: yes
MOTION CARRIED

STAFF REPORT

DATE: April 25, 2016

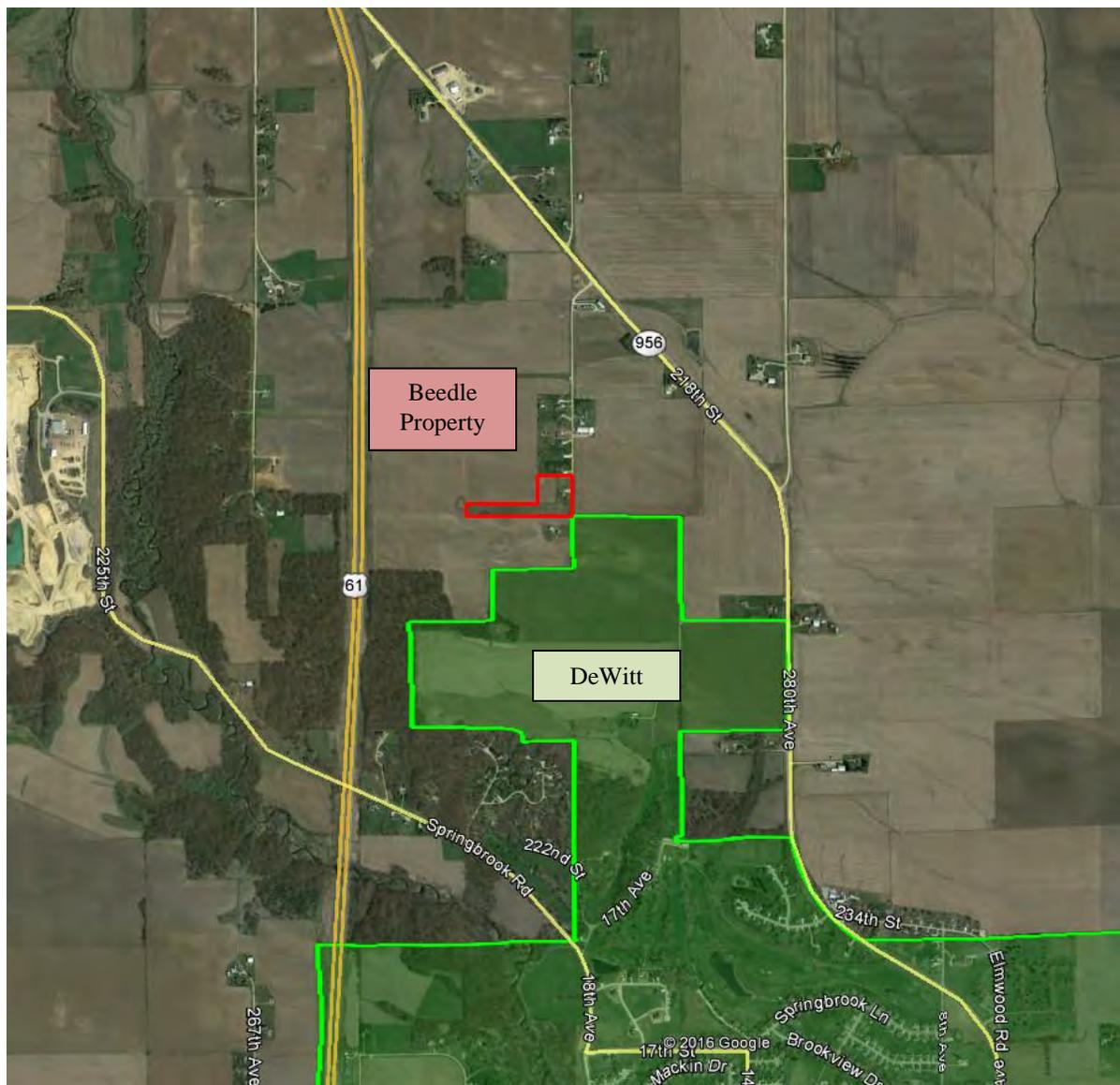
TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office
Nate Mueller

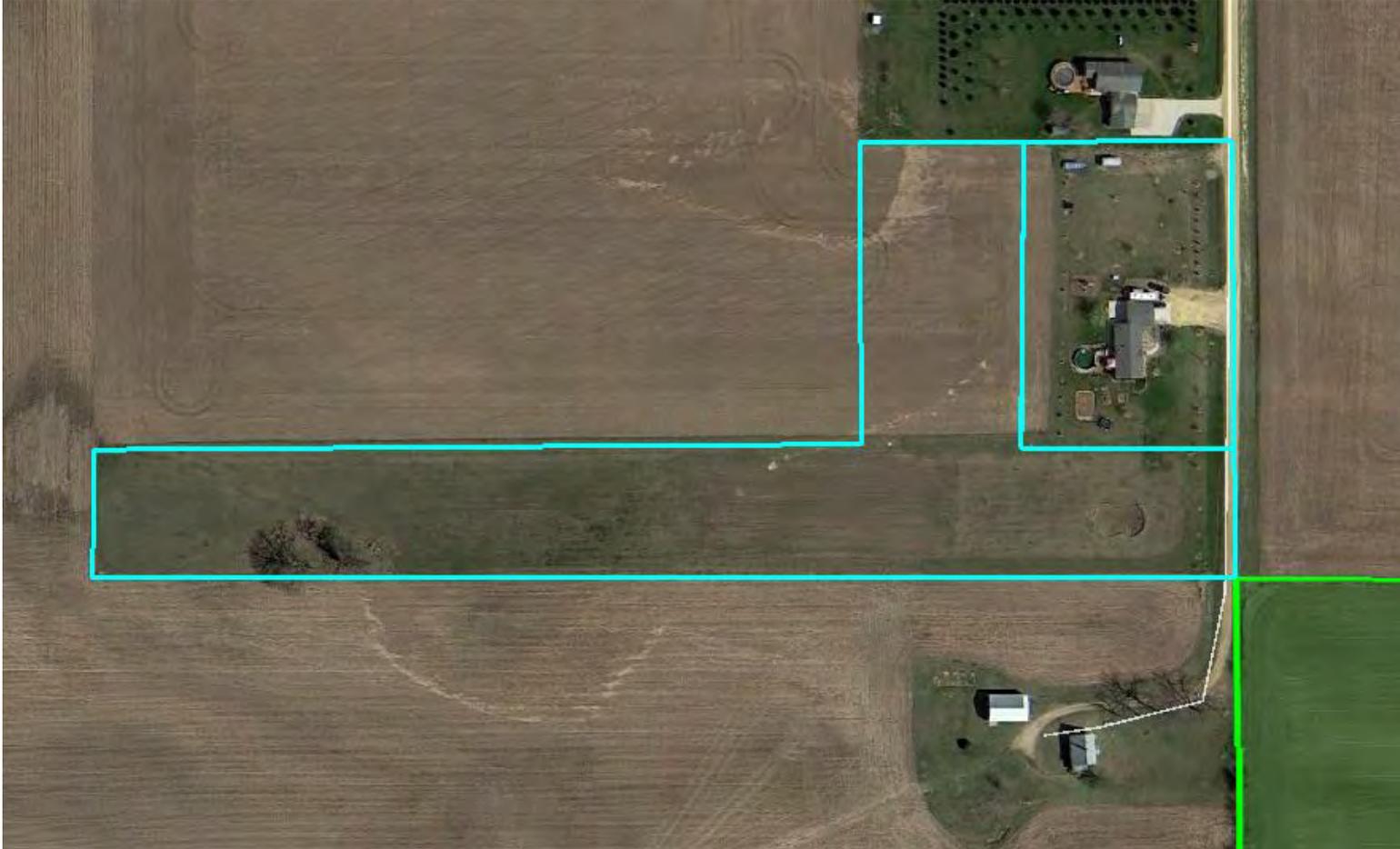
RE: Application 3942 of Shane Beedle, requesting approval of an application to create a 2-1ot Minor Subdivision to be known as Beedle's Second Addition.

Location

The proposed subdivision is located in the SE ¼ of the NW ¼ of Section 1, Township 81 North, Range 3 East of the 5th P.M. in Clinton County, Iowa. This is a 2-lot subdivision consisting of 8.10 acres located on the west side of 275th Street approx. 2100 feet south of its intersection with 218th Street in DeWitt Township.



Proposed lots for Beedle's Second Addition:



Background and Details

The purpose of this application is to split a lot with an existing home into 2 developable lots – Lot 2 will contain the existing home and continue to be used as a residential lot, Lot 1 will remain undeveloped at this time, but will eventually be developed and used as a residential lot as well. The applicant intends to retain ownership of both lots for the foreseeable future. There are no existing buildings on proposed lot 1.

There are 9 residences within a ¼-mile and 16 within ½-mile. The property is adjacent to an undeveloped area of the City of DeWitt (Shindel Farm) at the southeast corner. The site is currently zoned A-1 and is primarily open grass/pasture. These lots will have residential uses to the north and agricultural uses to the south, east, and west. It is anticipated that there will be urban-density residential uses very near this property to the south in the future. The subdivision is subject to extra-territorial review and must be approved by the DeWitt City Council. Because official approval has not yet been granted, *staff recommends that City approval of the subdivision be listed as a condition of approval.*

Details of the Proposal:

The regular bulk standards, normally permitted uses, and special exception uses from the A-1 Zoning District of the Clinton County Zoning Ordinance will apply to all lots in the proposed subdivision:

Lot size/	<u>Lot 1</u> – 6.10 acres – Residential — Lot will remain undeveloped but may contain a new home in the future.
Anticipated Use	<u>Lot 2</u> – 2.00 acres – Residential — Lot will contain existing residence.
Front setback	50 feet
Side setback	15 feet
Rear setback	40 feet
Building Height - max	35 feet or 2 ½ stories
Density Allowed	1 lot per 40 acres - the applicant’s attorney will need to submit an acceptable Agricultural Easement to allow for the increased density in this A-1 district.

County Engineer’s Review of Proposed Driveway Access

Lot 2 has existing access onto 275th Street. Any new accesses onto County roads are subject to permitting and review by the County Secondary Roads Department. Final location and design requirements of any new access will be determined at the time of permitting. New driveways must meet separation and site distance requirements.

County Health Department Review of Well and Septic System Suitability

With an existing system and a parcel size of 2.00 acres, the County Health Department does not foresee any problems replacing the septic system on proposed lot 2. With a lot size of 6.10, the Department does not foresee problems developing adequate wastewater facilities on proposed Lot 1 *subject to review of a soil analysis or percolation test*. Any new or replacement wells or wastewater treatment systems installed on any lot in the future are subject to permitting and review by the County Health Department. Final wastewater suitability and design will be determined at the time of permitting.

Planning & Zoning Commission Review and Recommendation

The Zoning Commission held a Public meeting on April 6, 2016 in DeWitt. After taking public comment and reviewing the application, the Commission voted 4 – 0 (Ralston absent) to recommend approval of this application *subject to the following conditions*:

- 1. The Subdivision is approved by the City of DeWitt.*
- 2. Use of Lots 1 & 2 shall be limited to those uses found in the R-1 Suburban Residential section of the Clinton County Zoning Ordinance.*

Review of Preliminary Plat Subdivision Criteria (2.2.3.D) for Beedle's Second Addition

- 1. The application conforms with environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal.**

An acceptable soil analysis or percolation test will be required before any septic systems can be constructed or reconstructed in this subdivision. New septic systems are subject to County Health Department approval and permitting and applicants are strongly encouraged to work closely with the County Sanitarian to make sure preliminary designs meet all applicable State and County regulations.

- 2. The applicant has shown the availability of water which meets applicable health standards and is sufficient for the reasonable foreseeable needs of the subdivision.**

Any new wells or connections to existing wells are subject to County Health Department approval and permitting. All lots within this subdivision are required to share a single water supply unless granted a variance by this Commission and the Board of Supervisors.

- 3. The site is served, or will be served at the time of development, with all necessary public utilities, including, but not limited to electric and telephone service.**

Utility Services are available at this location. Electrical Service is provided by Eastern Iowa Light & Power. Telephone and internet service, if needed, are provided by either Windstream or Mediacom.

- 4. The site is located in an area of the County that is appropriate for proposed development activity and which will not contribute to the need for inefficient extensions and expansions of public facilities, utilities and services.**

All proposed lots have existing access or sufficient frontage to site a new access onto 275th Street; which is gravel-surface dead end County road. The applicant will need to work with Secondary Roads if they desire to install any new driveways in the future. No extension of public utilities is required for development on this site.

- 5. The applicant has shown the availability and accessibility of public services such as schools, public safety and fire protection.**

This subdivision is located in the Central Community School District. Fire protection will be provided by the DeWitt Volunteer Fire Department which is located within 3 miles. Police protection is provided by the Clinton County Sheriff's Department.

- 6. The site represents an overall development pattern that is consistent with the goals and policies on the Master Plan, the Capital Improvements Program, and any other applicable planning documents adopted by the County.**

This development is in an area designated Agricultural on the Future Land Use Map, which allows for limited development of this type. The proposed lots are located in an area that contains minimal active farm ground due to the existing use as a residential lot, however because of the A-1 zoning the applicants will have to submit an acceptable Agricultural Easement to allow for the increased density in the A-1 district. No infrastructure improvements are required for this development. To help minimize future conflict between the incorporated area and rural residential subdivisions in the area, *staff recommends that approval of the application be subject to the use of Lot 1 be restricted to those uses found in the R-1 Suburban Residential section of the Zoning Ordinance.*

7. The site and application conform to all applicable provisions of these regulations.

The proper application procedures have been followed for this application.

The site is zoned A-1, which allows 1 dwelling unit per 40 acres. The applicants will have to submit an acceptable Agricultural Easement to allow for the increased density in the A-1 district

The Corn Suitability Ratings for proposed lot 2 is not considered in as it contains the existing residence. The intended use of lot 2 is within the limits set forth in the Zoning Ordinance. Lot 1 will contain approximately 19% high-CSR crop ground, which is within the 25% limit for non-farm lots set forth by the Ordinance.

8. The application considers the effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision.

275th Street is a gravel-surface local road which had a traffic count of 25 VPD in the most recent DOT study (2014). There is capacity for additional traffic on this road sufficient to handle any increased volume expected to be produced by 1 additional residential lot.

9. The Preliminary Plat shows the location, spacing and design of proposed streets, curb cuts and intersections, all of which are consistent with good traffic engineering design principles.

No new streets are proposed in this subdivision.

10. Each lot in the map of a residential development has adequate and safe access to/from a local street. If lot access is to/from a collector or arterial street, the Planning and Zoning Commission shall expressly find that such access is safe and that no other lot access or subdivision configuration is feasible.

Development on either of the proposed lots will have adequate and safe access to 275th Street, which is a dead end gravel-surface local road. If the applicant wishes to establish a new access they will have to meet driveway separation distances as well as Secondary Roads site distance, design, and permitting requirements.

11. The site contains a parcel, lot and land subdivision layout that is consistent with the Zoning Ordinance, good land planning and site engineering design principles.

The lot design for this subdivision meets the requirements of the ordinance and reflects good land planning and site engineering principles.

12. The site will be laid out and developed in a manner that is sensitive to environmental features and/or characteristics of the tract or parcel including, but not limited to, topography, slope, soils geology, hydrology, floodplains, wetlands, vegetation and trees.

The site is primarily pasture ground with an existing residence and an area of crop land. Up to 1.8 acres of crop ground could be removed from production at the time that Lot 1 is developed. There is no mapped floodplain on the property and there are no extreme slopes, topography, soil geology, or wetlands to consider on any of the proposed lots.

13. The applicant agrees to dedicate and improve land, right-of-way and easements, as may be determined to be needed to effectuate the purposes of these regulations and the standards and requirements incorporated herein.

No dedications of land or rights-of-way are required for this subdivision.

Staff Recommendation

Planning & Zoning staff recommends approval of this Subdivision subject to the conditions listed in this staff report and recommended by the Planning & Zoning Commission.

RESOLUTION # 2016 - _____
RESOLUTION APPROVING THE FINAL PLAT OF
BEEDLE'S SECOND ADDITION, CLINTON COUNTY, IOWA

WHEREAS Shane Beedle has filed subdivision application 3942 requesting preliminary and final approval of a proposed minor subdivision to be known and designated as Beedle's Second Addition, located in the SE ¼ of the NW ¼ of Section 1, 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 April 6, 2016 in DeWitt, Iowa to consider this application, and

WHEREAS the Clinton County Board of Supervisors held a public hearing on April 25, 2016 to hear comments for and against the application; and

WHEREAS it appears that all requirements of the Clinton County Zoning Ordinance, Subdivision Regulations, Floodplain Ordinance, Airport Overlay Ordinance, Master Plan, and the laws of the State of Iowa have been complied with; now

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Final Plat of BEEDLE'S SECOND ADDITION, CLINTON COUNTY, IOWA, be and the same is hereby approved subject to the following conditions and the Chair is authorized to sign the final plat prior to recording:

1. The Subdivision is approved by the City of DeWitt.
2. Use of Lot 1 shall be limited to those uses found in the R-1 Suburban Residential section of the Clinton County Zoning Ordinance.

Roll Call: Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

STAFF REPORT

DATE: April 25, 2016

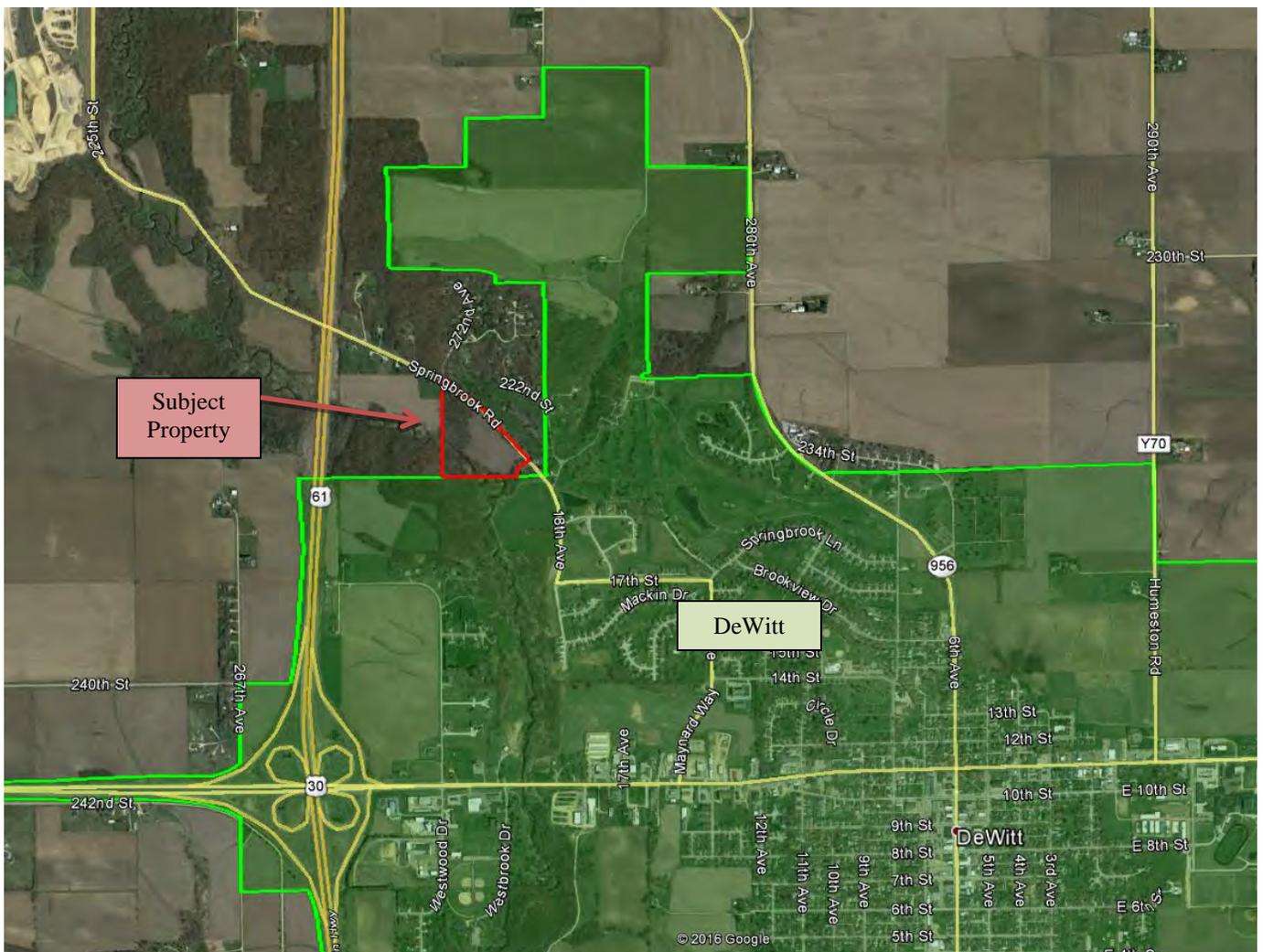
TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office
Nate Mueller

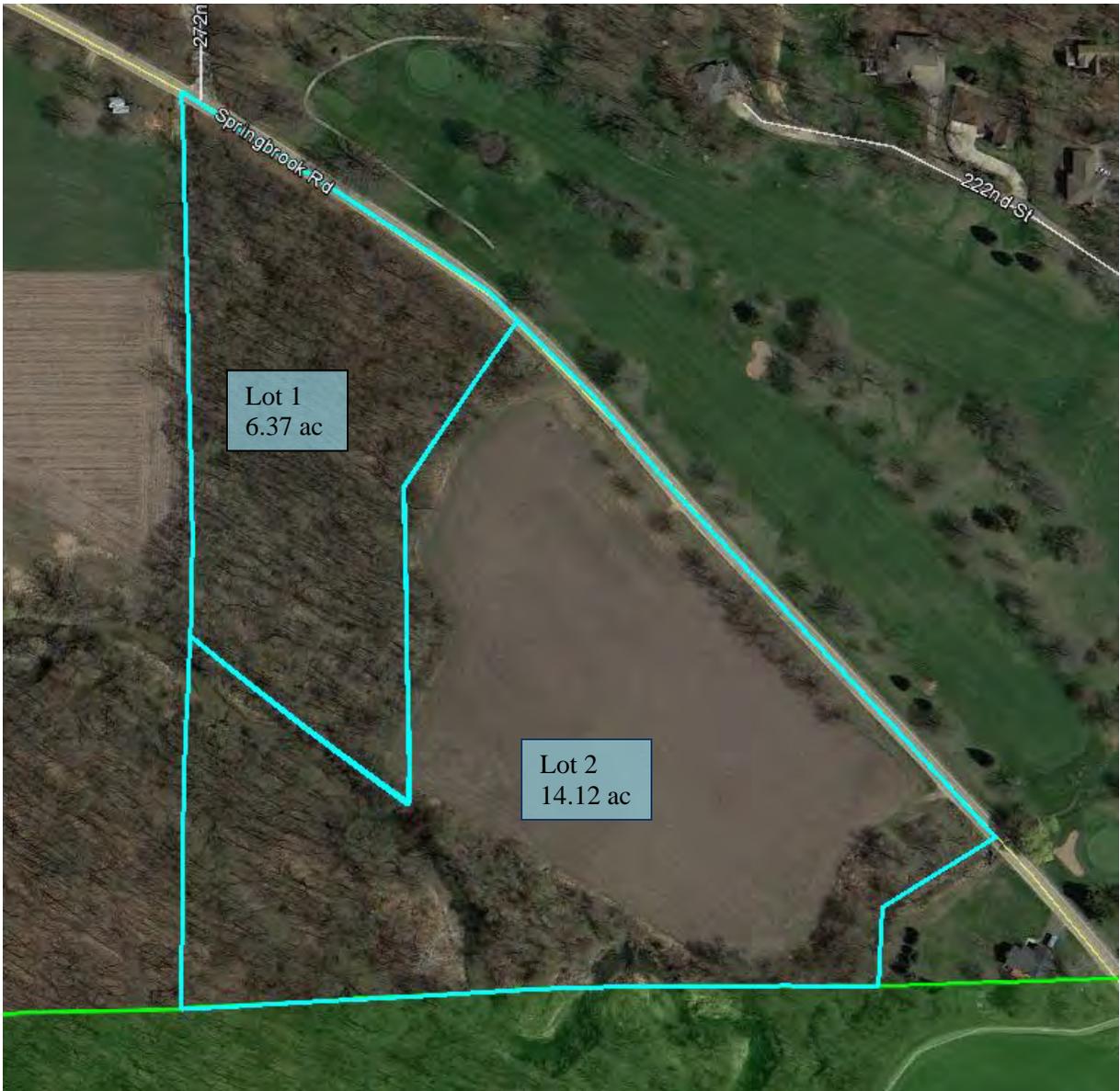
RE: Application 3941 of Darin Suhr, requesting approval of an application to create a 2-1ot Minor Subdivision to be known as Suhr 1st Addition.

Location

The proposed subdivision is located in the SE ¼ of the NW ¼ of Section 12, Township 81 North, Range 3 East of the 5th P.M. in Clinton County, Iowa. This is a 2-lot subdivision consisting of 20.49 acres located on the south side of 225th Street approx. 1300 feet northwest of DeWitt city limits in DeWitt Township.



Proposed lots for Suhr 1st Addition:



Background and Details

The purpose of this application is to split an existing parcel into 2 developable lots – Lot 1 will be purchased by Darin Suhr and will be developed as a residential lot in the near future, Lot 2 will remain with Transition Partners and will remain undeveloped at this time. Future development on Lot 2 will likely be limited as the entirety of the developable area of the lot is located in the 100-yr floodplain of Silver Creek. There are no existing buildings on either proposed lot.

There are 50 residences within a ¼-mile, most of which are in the corporate limits of DeWitt which is adjacent to the subject property on the south side. The site is currently zoned AR-1 and is primarily crop and timber ground. The proposed lots will have residential uses on all sides. Because of the proximity to the City of DeWitt, the subdivision is subject to extra-territorial review and must be approved by the DeWitt City Council. Because official approval has not yet been granted, *staff recommends that City approval of the subdivision be listed as a condition of approval.*

Details of the Proposal:

The regular bulk standards, normally permitted uses, and special exception uses from the AR-1 Zoning District of the Clinton County Zoning Ordinance will apply to all lots in the proposed subdivision:

Lot size/	<u>Lot 1</u> – 6.37 acres – Residential — Lot will contain a new home
Anticipated Use	<u>Lot 2</u> – 14.12 acres – Agricultural — Lot will remain as crop/floodplain area
Front setback	50 feet
Side setback	15 feet
Rear setback	40 feet
Building Height - max	35 feet or 2 ½ stories
Density Allowed	1 lot per 5 acres

County Engineer’s Review of Proposed Driveway Access

Lot 1 will have a new access onto 225th Street/Springbrook Rd. Any new accesses onto County roads are subject to permitting and review by the County Secondary Roads Department. Final location and design requirements of any new access will be determined at the time of permitting. New driveways must meet separation and site distance requirements.

County Health Department Review of Well and Septic System Suitability

With parcel sizes of 6.37 and 14.12 acres, the County Health Department does not foresee any problems finding area to site a septic system on proposed lot 1. Because much of the property is mapped floodplain, there is potential for high ground water which could make siting a conventional sub-surface treatment field difficult. The applicant is aware of these potential complications and understands that an alternative treatment system may be necessary *subject to staff review of a soil analysis or percolation test*. Any new or replacement wells or wastewater treatment systems installed on any lot in the future are subject to permitting and review by the County Health Department. Final wastewater suitability and design will be determined at the time of permitting.

Planning & Zoning Commission Review and Recommendation

The Zoning Commission held a Public meeting on April 6, 2016 in DeWitt. After taking public comment and reviewing the application, the Commission voted 4 – 0 (Ralston absent) to recommend approval of this application *subject to the following conditions*:

- 1. The Subdivision is approved by the City of DeWitt.*
- 2. Use of Lot 1 shall be limited to those uses found in the R-1 Suburban Residential section of the Clinton County Zoning Ordinance.*

Staff Recommendation

Planning & Zoning staff recommends approval of this Subdivision subject to the conditions listed in this staff report and recommended by the Planning & Zoning Commission.

Review of Preliminary Plat Subdivision Criteria (2.2.3.D) for Suhr 1st Addition

- 1. The application conforms with environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal.**

An acceptable soil analysis or percolation test will be required before any septic systems can be constructed or reconstructed in this subdivision. New septic systems are subject to County Health Department approval and permitting. The applicants will need to work closely with the County Sanitarian to make sure preliminary designs are flood resistant and meet all applicable State and County regulations.

- 2. The applicant has shown the availability of water which meets applicable health standards and is sufficient for the reasonable foreseeable needs of the subdivision.**

Any new wells or connections to existing wells are subject to County Health Department approval and permitting. All lots within this subdivision are required to share a single water supply unless granted a variance by this Commission and the Board of Supervisors or if one of the lots is annexed into the City of Dewitt.

- 3. The site is served, or will be served at the time of development, with all necessary public utilities, including, but not limited to electric and telephone service.**

Utility Services are available at this location. Electrical Service is provided by Alliant Energy. Telephone and internet service, if needed, is provided by Windstream.

- 4. The site is located in an area of the County that is appropriate for proposed development activity and which will not contribute to the need for inefficient extensions and expansions of public facilities, utilities and services.**

All proposed lots have sufficient frontage to site a new access onto 225th Street; which is hard-surface County road. The applicant has indicated that they will work with Secondary Roads to install a new driveway servicing proposed lot 1 at the time of development. No extension of public utilities is required for development on this site.

- 5. The applicant has shown the availability and accessibility of public services such as schools, public safety and fire protection.**

This subdivision is located in the Central Community School District. Fire protection will be provided by the DeWitt Volunteer Fire Department which is located within 1 mile. Police protection is provided by the Clinton County Sheriff's Department.

- 6. The site represents an overall development pattern that is consistent with the goals and policies on the Master Plan, the Capital Improvements Program, and any other applicable planning documents adopted by the County.**

This development is in an area designated Urban Residential on the Future Land Use Map, which allows for development of this type. The proposed lots are located in an area that contains minimal active farm ground due to the timber cover and floodplain. No infrastructure improvements are required for this development. To help minimize future conflict between the incorporated area and nearby rural residential subdivisions, *staff recommends that approval of the application be subject to the use of Lot 1 be limited to those uses found in the R-1 Suburban Residential section of the Clinton County Zoning Ordinance.*

7. The site and application conform to all applicable provisions of these regulations.

The proper application procedures have been followed for this application.

The site is zoned AR-1, which allows 1 dwelling unit per 5 acres. This subdivision proposes to split 20.49 acres into 2 lots, which is a density of approximately 1 dwelling unit per 10.2 acres.

The Corn Suitability Ratings for proposed lot 1 is not considered as it contains no tillable land. The intended use of lot 1 is within the limits set forth in the Zoning Ordinance. 17% of the active farm ground on proposed lot 2 has a CSR of 88-90, which is within the 25% limit for non-farm lots set forth by the Ordinance.

8. The application considers the effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision.

225th Street is a hard-surface minor-collector road which had a traffic count of 200 VPD in the most recent DOT study (2014). There is capacity for additional traffic on this road sufficient to handle any increased volume expected to be produced by 1 additional residential lot.

9. The Preliminary Plat shows the location, spacing and design of proposed streets, curb cuts and intersections, all of which are consistent with good traffic engineering design principles.

No new streets are proposed in this subdivision.

10. Each lot in the map of a residential development has adequate and safe access to/from a local street. If lot access is to/from a collector or arterial street, the Planning and Zoning Commission shall expressly find that such access is safe and that no other lot access or subdivision configuration is feasible.

Development on either of the proposed lots will have adequate and safe access to 225th Street, which is a hard-surface minor collector road. If the property owners wish to establish a new access they will have to meet driveway separation distances as well as Secondary Roads site distance, design, and permitting requirements.

11. The site contains a parcel, lot and land subdivision layout that is consistent with the Zoning Ordinance, good land planning and site engineering design principles.

The lot design for this subdivision meets the requirements of the ordinance and reflects good land planning and site engineering principles.

12. The site will be laid out and developed in a manner that is sensitive to environmental features and/or characteristics of the tract or parcel including, but not limited to, topography, slope, soils geology, hydrology, floodplains, wetlands, vegetation and trees.

The site is primarily timber ground with a small area of low-productivity crop land. No crop ground will be removed from production at this time. There is significant areas of mapped floodplain on both proposed lots, but the applicant should have adequate area to develop lot 1 without building in the 100-yr floodplain. There are no extreme slopes or other unique topography on the site, and any unique soil geology or wetlands should be located near the stream away from the development areas for both proposed lots.

13. The applicant agrees to dedicate and improve land, right-of-way and easements, as may be determined to be needed to effectuate the purposes of these regulations and the standards and requirements incorporated herein.

No dedications of land or rights-of-way are required for this subdivision.

RESOLUTION # 2016 - _____
RESOLUTION APPROVING THE FINAL PLAT OF
SUHR 1ST ADDITION, CLINTON COUNTY, IOWA

WHEREAS Darin Suhr has filed subdivision application 3941 requesting preliminary and final approval of a proposed minor subdivision to be known and designated as Suhr 1st Addition, located in the SE ¼ of the NW ¼ of Section 12, 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 April 6, 2016 in DeWitt, Iowa to consider this application, and

WHEREAS the Clinton County Board of Supervisors held a public hearing on April 25, 2016 to hear comments for and against the application; and

WHEREAS it appears that all requirements of the Clinton County Zoning Ordinance, Subdivision Regulations, Floodplain Ordinance, Airport Overlay Ordinance, Master Plan, and the laws of the State of Iowa have been complied with; now

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Final Plat of SUHR 1ST ADDITION, CLINTON COUNTY, IOWA, be and the same is hereby approved subject to the following conditions and the Chair is authorized to sign the final plat prior to recording:

1. The Subdivision is approved by the City of DeWitt.
2. Use of Lot 1 shall be limited to those uses found in the R-1 Suburban Residential section of the Clinton County Zoning Ordinance.

Roll Call: **Staszewski:** _____
Hamerlinck: _____
Srp: _____

ATTEST:

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

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

Current Fee Schedule for Clinton County	Fee Schedule recommended by PZC on 4.6.16
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Construction

Primary Structure	\$75	\$100
Accessory Structure	\$35	\$50
Home Addition	\$35	\$50
Sign	\$10	\$10
Communication Tower	\$300	\$300
C-WECS Tower	\$1,500	\$1,500

Permit fees double if construction begins without an approved permit being obtained.

Zoning Commission

Zoning		
Rezoning Application	\$100 + \$2/Acre (Maximum fee = \$200)	\$100 + \$2/Acre (Maximum fee = \$200)
PUD Application	\$125 + \$5/acre + \$5/lot	\$125 + \$5/acre + \$5/lot
Subdivision		
Minor Subdivision	\$50	\$100
Major Subdivision		
Concept Plan	\$50	\$50
Preliminary Plat	\$100 + \$5/lot	\$100 + \$5/lot
Final Plat	\$100 + \$5/lot	\$100 + \$5/lot

Board of Adjustment

Variance Application	\$50	\$100
Special Exception Applicat	\$50	\$100
Appeal	\$50	\$100

Other/Misc

Floodplain Development	\$25	\$25
Temp Use	\$25 initial/\$10 renewal	\$25
Plat of Survey (for Lot Split or Lot Line	\$15	\$15*

- Recommended changes by Zoning Commission
- * Fee already, but has never been enforced

Clinton County Planning & Zoning Fee Schedule

Construction

Primary Structure	\$100
Accessory Structure	\$50
Home Addition	\$50
Sign	\$10
Communication Tower	\$300
C-WECS Tower	\$1,500

Permit fees double if construction begins without an approved permit being obtained.

Zoning Commission

Zoning	
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Subdivision	
Minor Subdivision	\$100
Major Subdivision	
Concept Plan	\$50
Preliminary Plat	\$100 + \$5/lot
Final Plat	\$100 + \$5/lot

Board of Adjustment

Variance Application	\$100
Special Exception Application	\$100
Appeal	\$100

Other/Misc

Floodplain Development	\$25
Temp Use	\$25 initial/\$10 renewal
Plat of Survey (for Lot Split or Lot Line)	\$15

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, May 9, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

Canvass of May 3, 2016, County Special Election

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-88: Tax suspension request – Code of Iowa Sec. 427.8 (H. Kuchlenz)
- RESOLUTION 2016-89: Tax suspension request – Code of Iowa Sec. 427.8 (C. Kuchlenz)
- RESOLUTION 2016-90: Appointment – Case Management
- MOTION: Approve Clinton YWCA request to use the Courthouse grounds for the Clinton Half Marathon event on September 11.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

9:30 a.m. Drainage Districts

Drainage District #23 – set a public hearing for final acceptance of the repair project.

11:00 a.m. Clinton County Conference Board

The Supervisors will participate in the Clinton County Conference Board to discuss the County Assessor's proposed budget.

May 9, 2016

RESOLUTION # 2016-

WHEREAS, Henrieta R. Kuchlenz has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

1102 49th Avenue, Camanche, IA

Parcel #1019890000

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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

May 9, 2016

RESOLUTION # 2016-

WHEREAS, Carmen D. Kuchlenz has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

5116 9th Street, Camanche, IA

Parcel #1018180000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

May 9, 2016

RESOLUTION #2016-

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the appointment of Christina McQuiston, current permanent part-time Targeted Case Manager, Office of Case Management, be and is hereby moved to temporary full-time Targeted Case Manager for the term of May 15, 2016, through May 28, 2016, at current hourly rate, is hereby approved. After said term Christina will return to the permanent part-time position without further action.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue bi weekly pay checks effective said date.

Roll Call:

Staszweski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lanker

May 9, 2016

MOTION by Supervisor _____ to grant the County facility request from the Clinton YWCA to use the Clinton County Courthouse grounds for the Clinton Half Marathon on Sept. 11, 2016, from 5 a.m. to 2 p.m. and also grant the request to use electricity from the Courthouse.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

MOTION: _____

CLINTON COUNTY ENGINEER

Clinton County Administration Building
1900 North Third Street
P.O. Box 2957
Clinton, Iowa 52733-2957



Phone: 563/244-0564

Fax: 563/243-3739

TO: Drainage District #23 Trustees
CC: Dexter Dozing & Scraping-Contractor of Record for Project
FROM: Clinton County Engineer, Todd Kinney
SUBJECT: Drainage District #23 2014 Repair Project
DATE: May 3, 2016

The Clinton County Board of Supervisors acting as Trustees for Drainage District #23 appointed Todd Kinney, the Clinton County Engineer as the engineer in charge of construction for the project. The required work to be completed under the contract has been inspected by the Clinton County Engineer and it has been determined that the work has been completed in general accordance with the plans and specifications as prepared by Clinton County Engineer's Office, dated December 2014.

This report shall serve as notice to the board that the work to be done under the contract is completed to the satisfaction of the engineer in charge of construction per Iowa Code Section 468.101.

I hereby certify that this engineering report was prepared by me, or under my direct guidance, and that I am duly licensed Professional Engineer under the laws of the State of Iowa.




TODD J. KINNEY, P.E.

Iowa License No. 14455
License Renewal: 12-31-2017

5-3-16

RESOLUTION # 2016-DD23-01

May 9, 2016

WHEREAS: The Clinton County Board of Supervisors acting as Trustees for Drainage District #23 have received the completion of work report from the Clinton County Engineer for the Drainage District #23 Repair Project, and;

WHEREAS, the Code of Iowa requires that a public hearing be held to consider the completion report, to hear any claims for damages against the contractor and to hear any objections to the completion report by any interested parties.

THEREFORE BE IT RESOLVED by the Board of Supervisors that a public hearing be held at _____ on _____, _____, at the Clinton County Administration Building (Conference Room B), 1900 North 3rd St., Clinton, Iowa.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: WEDNESDAY, May 11, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Public Hearing with Possible Action
The Supervisors welcome public comment on a proposed FY2016 budget amendment.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, May 16, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-92: Mobile home tax adjustment
- RESOLUTION 2016-93: Tax abatement request
- RESOLUTION 2016-94: Tax suspension request – Code of Iowa Sec. 427.8 (Rolling)
- RESOLUTION 2016-95: Tax suspension request – Code of Iowa Sec. 427.8 (Eldrenkamp)

RESOLUTIONS

- Approve a bulk paper purchase program for the County
- Award the contract for HMA Resurfacing Project No. STP-S-CO23(102) –5E-23
- Approve the purchase of a motor grader
- Approve the purchase of a tandem axle dump truck
- Award a contract for custodial services for the DHS building

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Roadside maintenance employee training reimbursement
2. Schedule of Board of Supervisor meetings around the County

9:30 a.m. DARE Junior Sheriff of the Day

The Supervisors will meet the DARE Junior Sheriff of the Day.

9:40 a.m. Methamphetamine Awareness Month

The Gateway Impact Coalition will give a presentation on issues in the County.

9:45 a.m. Clinton County Communications update

The Supervisors will receive an update on potential communication updates.

10:00 a.m. Home Base Iowa

A representative of Home Base Iowa will discuss the County's Home Base Iowa incentives.

10:15 a.m. Drainage Districts

Drainage District 5 – Concern of an adverse effect on the Drainage District.

Drainage Districts 5 & 15 – Weed spraying program.

1:30 p.m. Law Center Project Architect

The Supervisors will hear a recommendation for hiring an architect for the replacement jail/law center/communications center.

May 16, 2016

Resolution # 2016-92

Whereas, the following mobile homes were purchased from a dealer and adjustments must be made per code of Iowa section 435.23 to the Clinton County tax records in the amount of \$49.00.

Richard Roberts Vin#112B5313 Dist# 0780 Trailer Purchased from Dealer \$49.00

Therefore be it resolved by the Clinton County Board of Supervisors that county records be adjusted by the County Treasurer on the county system to reflect the pro-rated tax due.

John Staszewski _____

Shawn Hammerlink _____

Dan Srp, Chair _____

Dan Srp, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

May 16, 2016

RESOLUTION 2016 - 93

WHEREAS, Clinton County parcel #8625280000 is owned by the State of Iowa and is legally described on the county computer system as:

Legal description text

Legal: STUMBAUGHS ADD PRT OF LOTS 14 & 15 BLK 25 COM AT SE
OF 66.2' NW 49.6' NE 49.7 TO THE S LN OF

with outstanding real estate tax due in the amount of \$156.36.

Further, the Code of Iowa section 445.63 provides for the abatement of tax when it is owned by a political subdivision of the state.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor and the County Treasurer be and are hereby authorized to abate the tax owing against the aforementioned parcel on the county system in accordance with Iowa law.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton State of Iowa S: Admin/

May 16, 2016

RESOLUTION # 2016-94

WHEREAS, Kenneth and Diane Rolling have petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

1145 1st Street, DeWitt, IA

PARCEL #2012770000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

May 16, 2016

RESOLUTION # 2016-95

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

2214 North 5th Street, Clinton IA

Parcel #86-24870000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

May 16, 2016

RESOLUTION 2016-_____

WHEREAS, it is in the best interest of Clinton County to review its practices from time to time;
and

WHEREAS, County elected officials and department heads have researched and determined a
cost savings can be identified through a bulk purchase of standard copier paper; now

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that a bulk
purchase of paper be approved and that funds for said purchase be used from the Miscellaneous
fund;

BE IT FURTHER RESOLVED that County departments wishing to take advantage of the cost
savings may request and purchase a case of paper through its regular claim submittal process to
the County Auditor's Office which will then process the order for delivery through the County
Building Maintenance Department.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

May 16, 2016

RESOLUTION # 2016-_____

WHEREAS: The Clinton County Board of Supervisors has considered the bids received by the Iowa Department of Transportation (IDOT) on April 19, 2016 for a HMA Resurfacing project located on Y-34 and E-63 (140th Avenue, 180th/190th Street), south of Lost Nation, Project No. STP-S-C023(102)—5E-23.

WHEREAS: the total amount of each bid was as follows:

Mathy Construction Company DBA River City Paving	\$1,957,203.55
Norris Asphalt Paving Co.	\$2,023,547.70
Manatt’s, Inc.	\$2,063,338.14
Determann Asphalt Paving, LLC	\$2,117,597.82

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, concurs in the IaDOT’s recommendation that the contract for said work be awarded to the low bidder, as follows:

Mathy Construction Company DBA River City Paving Dubuque, IA	\$1,957,203.55
---	-----------------------

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

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

**Chairman
Clinton County Board of Supervisors**

RESOLUTION #2016-_____

May 16, 2016

WHEREAS, the following quotations were received on May 3, 2016, for a new motor grader, and

Dealer	Martin Equipment	Altorfer	Van Keppel
Model	John Deere 770GP	CAT 140M3	Volvo G940
Base Price	\$236,050	\$263,045	
Wing Plow	\$16,500	\$17,335	
Fenders	\$950	\$2,015	
Slope Control	0	\$7,595	
Trade amount	\$80,000	\$112,500	
Net Total	\$173,500	\$177,490	No Quote

AND WHEREAS, the County Engineer recommends based on the projected resale value and the quotes submitted that the quote be award to Altorfer for the purchase of a CAT 140M3.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the quote for a new motor grader be awarded to:

Altorfer CAT for \$177,490 for the purchase of a CAT 140M3.

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Daniel A. Srp, Chairman
Clinton County Board of Supervisors

RESOLUTION #2016-_____

May 16, 2016

WHEREAS, the following quotations were received on May 5, 2016 for a tandem axle dump truck cab and chassis, and

Dealer	Thompson Truck And Trailer	Truck Country	Twin Bridges
Model	7600 International	Western Star 4700	Mack GU 713
Base Price		\$118,633	\$117,407
Plow Trade		\$0	\$0
Front air bag		\$1,200	\$0
Truck Trade		\$18,000	\$6,000
Net Total	No Bid	\$101,833	\$111,407

AND WHEREAS, the County Engineer has determined that the quote be awarded to Truck Country for a Western Star 4700.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the quote for a new tandem truck cab and chassis be awarded to:

Truck Country for \$101,833 (Western Star 4700).

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Daniel A. Srp, Chairman
Clinton County Board of Supervisors

May 16, 2016

RESOLUTION # 2016 - _____

WHEREAS; the Clinton County Board of Supervisors has considered all the bids for the housekeeping service at the DHS building located in Clinton, IA; and

WHEREAS; the vendors and their bids are as follow:

Newman Cleaning Systems: \$3,099.00 per month Emergency Call \$19.70 per hour

Sanitol Service \$1,985.00 per month Emergency Call \$18.50 per hour

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the proposal be approved for Newman Cleaning Systems in the amount of \$3,099.00 per month as recommended by the Building Maintenance Manager Corey Johnson.

ROLL CALL:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson

ATTEST:

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

May 16, 2016

RESOLUTION 2016-_____

PROCLAMATION

WHEREAS, methamphetamine abuse has clearly reached epidemic proportions in Iowa; and

WHEREAS, this drug can be found in every region of the state from Rock Rapids to Fort Madison to Decorah to Glenwood; and

WHEREAS, addiction shows no boundaries. It can happen to anyone – attorneys, doctors, laborers, teachers, mothers/fathers and students regardless of their economic status, education, upbringing or potential; and

WHEREAS, wherever you find methamphetamine you find identity theft, burglary, pornography, violence and child abuse/neglect; and

WHEREAS, methamphetamine produced in homes, apartments or hotels/motels creates toxic waste and the risk of fire, explosion and long-term contamination; and

WHEREAS, methamphetamine importation and trafficking is a significant problem bringing crime, gangs and weapons with it; and

WHEREAS, methamphetamine labs in Iowa have been reduced, the demand for and supply of methamphetamine has not; and

WHEREAS, the epidemic places undue burden on Iowa's Public Safety, Public Health, Human Services, Health Care, Education, Employment and Treatment systems; and

WHEREAS, methamphetamine treatment is effective in interrupting the cycle of addiction and abuse; and

WHEREAS, the support and commitment and involvement of the entire community is needed in order to solve this problem; and

NOW, THEREFORE WE, THE MEMBERS OF THE CLINTON COUNTY BOARD OF SUPERVISORS, HEREBY PROCLAIM MAY 2016 TO BE

METHAMPHETAMINE AWARENESS MONTH

in Clinton County, Iowa, and encourage all citizens and Clinton County communities to join in this observance.

IN WITNESS WHEREOF, we hereunto set our hands and cause the Seal of Clinton County to be affixed. Done at Clinton, the County Seat on this 16th day of May, 2016.

John F. Staszewski, Board Member

Shawn A. Hamerlinck, Board Member

ATTEST:

Eric Van Lancker, County Auditor

Daniel A. Srp, Chairperson



Professional Application Of Right-of-way
Industrial & Aquatic
Brush & Weed Control Products

P.O. Box 641
1108 230th Street
Algona, IA 50511
Office (515) 295-4114
Toll Free (888) 860-0040

Clinton County
Board of Supervisors

05/20/2016

Dear Board Members,

The following is B & W Control Specialists quote for tree and brush control to the listed open drainage ditches in Clinton County.

I have inspected the ditches along with Nate Mueller and I am quoting the total maximum for each ditch. We will work on a time and materials basis not exceed the amount quoted.

Please find attached a rate schedule for 2016.

Ditch	Cost
D.D. #15 Line #1.....	\$3500.00
Line #2.....	\$1500.00
Line #3.....	\$1000.00
Line #4.....	\$1000.00
Line #5.....	\$1000.00
Line #6.....	\$1000.00
Line #7.....	\$1000.00
Line #9.....	\$2000.00
Line #10.....	\$2500.00
Line #11.....	\$1000.00
Line #12.....	\$1500.00

Some crop damage should be expected since we will need to straddle crops. Care will be taken to keep any damage to a minimum

Sincerely,

Don Reffer
B & W Control Specialists, Inc.



Professional Application Of Right-of-way
Industrial & Aquatic
Brush & Weed Control Products

P.O. Box 641
1108 230th Street
Algona, IA 50511
Office (515) 295-4114
Toll Free (888) 860-0040

2016 BRUSH CONTROL

PRODUCT	PRICE
Element 4 Pre-Mix.....	\$ 46.50/gal.
Stalker.....	\$ 96.00/qt
Element 4E.....	\$ 72.50/gal
Element 3A.....	\$ 65.75/gal
Platoon.....	\$ 23.80/gal
Streamline.....	\$ 98.40/lb
Milestone VM / Milestone..	\$330.00/gal
Perspective.....	\$ 98.40/lb
Aquaneat.....	\$ 35.00/gal.
Liberate Surfactant.....	\$ 30.00/gal
Freeway Surfactant.....	\$ 60.00/gal
High Vol. Water Mix.....	\$ 1.45/gal
High Vol.Oil Mix-price varies due to oil cost/ currently	\$11.00/gal
Labor & Equipment per 2 man crew	
Brush & Ditchbank Weed Control..	\$ 100.00/hr



#15

May 16, 2016

RESOLUTION 2016 - _____

WHEREAS, the replacement Clinton County Jail/Sheriff's Office/911 Communications Center bond referendum was approved by voters on Tuesday May 3, 2016; and

WHEREAS, the Clinton County Justice Coordinating Commission - Jail Facility & Planning Committee recommends that the Clinton County Board of Supervisors should select Shive-Hattery, Inc., West Des Moines, Iowa, to conduct architectural services for the consulting and design of the jail facility project; now

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Chairperson is hereby authorized to sign a contract with Shive-Hattery, Inc. to conduct architectural services for the consulting and design of the jail facility project.

Roll Call:

Hamerlinck: _____

Staszewski: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton
State of Iowa

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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, May 23, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-107: Liquor license approval – The Almont Tap
- RESOLUTION 2016-108: Appointment – Secondary Roads
- RESOLUTION 2016-109: Tax adjustment request
- MOTION: Utility permit number 16-184 for Windstream Communications

RESOLUTIONS

- Award contract for Courthouse Roof Replacement project
- Approve a construction manager contract for the replacement jail/sheriff's office/communications project

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

9:30 a.m. Clinton County Communications update
The Supervisors will receive an update on potential communication updates.

10:30 a.m. Clinton County Health Benefits Update
Tim Kearns with RJ Lee & Associates will provide an update on the Clinton County Health Benefits program.

May 23, 2016

RESOLUTION 2016-107

BE IT RESOLVED by the Clinton County Board of Supervisors that Susan Arey, d/b/a The Almont Tap, will electronically file a renewal application for liquor license number LC0033922 with an endorsement for Sunday Sales, effective July 1, 2016. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2016- 108

May 23, 2016

WHEREAS, the Board of Supervisors of Clinton County, Iowa, having adopted “Regulations for Non-Union County Engineer’s Personnel” applicable to the employment of non-union personnel, and

WHEREAS, it is necessary to make certain changes in the regulation as to the appointment of non-union employees, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the following changes are made:

Approve the appointment of Steven Olson for the position of temporary summer labor, at the rate of \$15.25 per hour, effective May 31, 2016.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue bi-weekly warrants on the Secondary Road Fund in payment of salaries without further order of the Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

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

**Chairman
Clinton County Board of Supervisors**

May 23, 2016

RESOLUTION 2016 - 109

WHEREAS, taxes for Clinton County parcel #8815270000 owned currently by David Schawl at 1408 Caroline Ave, Clinton, were paid in error by the previous owner, Janie Chambers, in the amount of \$500.00 and taxes remain outstanding on the parcel that Ms. Chambers currently owns at 1041 10th Ave N in Clinton. At this time Attorney Schoenauer, on behalf of his client, Ms. Chambers is requesting a re-appropriation of the payment from parcel 8815270000 to parcel 8041360011. It appears a mix-up of parcel numbers by Ms. Chambers due to a mid-year property sale/purchase and a payment needs to be corrected.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Treasurer be hereby authorized to make adjustment to the tax owing by removing the payment in error from parcel 881527000 in the amount of \$500 and apply the payment to parcel 8041360011 on the county system as requested.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton State of Iowa S: Admin/

Clinton County
Permit No. 16-184

**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

Street Address: 11101 Anderson Dr., Suite 100

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

Contact Person: Dan Cole or Kijana Royal (563) 927-3120 or (501) 748-7628

(W/O# 713461002)

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.

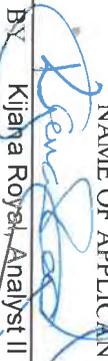
10. Permit Required. No applicant shall install any lines unless such applicant has obtained a permit from the County Engineer and has agreed in writing that said installation will comply with all ordinances and requirements of the County for such work. Applicants agree to hold the County free from liability 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 10, 2016
DATE SUBMITTED

Windstream Iowa Communications, Inc.

NAME OF APPLICANT OR COMPANY



BX Kijana Royal, Analyst II - OSP Eng.

APPROVAL:

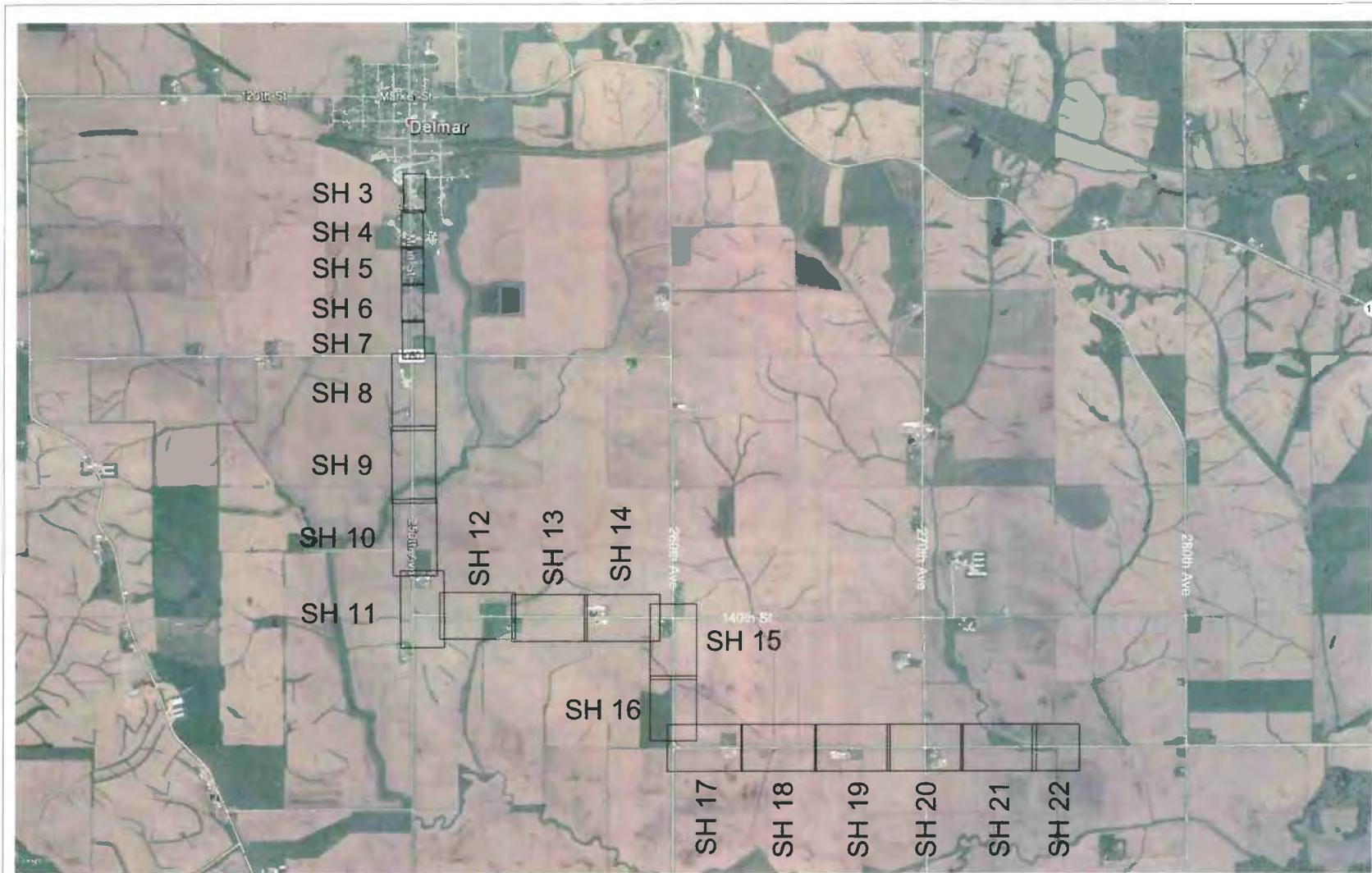
DATE

COUNTY ENGINEER

APPROVAL: Required for Franchise Utility Permit Applications Only

DATE

CHAIRPERSON, BOARD OF SUPERVISORS



ADDRESS: DELMAR C.O. TO THE
 CHARLOTTE EXCHANGE BOUNDARY
 DELMAR, IOWA

WINDSTREAM OSP ENGINEER - DAN COLE
 FIELD ENGINEER: POWER Engineers, Inc. - JOE CHLEBICK
 DRAWN BY: POWER Engineers, Inc. - STEVE NORTON
 REVISION: 04
 SHEET: PROJECT OVERVIEW

PROJECT: FB DLMR IOF DLMR TO CHRL
 WORK ORDER: 713461002
 DATE: 3/18/16



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

May 23, 2016

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

Subject: Permit #16-184 WO#: 713461002-00000

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. 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, #909224) 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**

May 23, 2016

Motion by Supervisor _____ to authorize the Chairperson to sign Utility Permit Number 16-184 is for Windstream Communications of Iowa to bore and install underground fiber optic along 250th Avenue in Section 15 and 22, along 140th Street in Section 22, along 260th Avenue in Section 26, and along 145th Street in Section 25 and 26 of T83-R3N in Bloomfield Township.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

May 23, 2016

RESOLUTION # 2016 - _____

WHEREAS, the Clinton County Board of Supervisors has considered the bids received for the Clinton County Courthouse Roof Repair Project due before May 18, 2016, for replacing the roof on the courtouse at the Clinton County Courthouse 612 N. 2nd St.; and

WHEREAS, the total of each bid is as follows:

Sterling Commercial Roofing	\$276,300.00
Beckwith Commercial Roofing	\$304,977.00

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors do hereby award the Clinton County Courthouse Roof Repair Project under the recommendation from the Clinton County Building Maintenance Manager and architect IIW to the following:

Sterling Commercial Roofing	\$276,300.00
-----------------------------	--------------

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be authorized to execute the contract on behalf of Clinton County, Iowa.

ROLL CALL:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairman

ATTEST:

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

May 23, 2016

RESOLUTION 2016 - _____

WHEREAS, the replacement Clinton County Jail/Sheriff's Office/911 Communications Center bond referendum was approved by voters on Tuesday May 3, 2016; and

WHEREAS, the Clinton County Board of Supervisors approved the selection of Shive-Hattery, Inc. for architectural services for the consulting and design of the jail facility project on May 16, 2016; and

WHEREAS, the Clinton County Justice Coordinating Commission recommends that the Clinton County Board of Supervisors select the Samuels Group, Inc. a Wausau, Wisconsin company, to provide construction management services in the interest of Clinton County for the jail facility project; now

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Chairman is hereby authorized to sign a contract with Samuels Group, Inc. to provide construction management services for the jail facility project.

Roll Call:

Hamerlinck: _____

Staszewski: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton
State of Iowa

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: TUESDAY, May 31, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

RESOLUTIONS

- Resignation – Planning and Zoning

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Roadside Management weed spraying proposals

9:30 a.m. Drainage Districts

Drainage District #23 – Public hearing on the engineer's project completion report.

RESOLUTION #2016-_____

May 31, 2016

WHEREAS, the following quotations were received for Clinton County Secondary Road Department right-of-way weed spraying, and

Contractor	Centerline mile Total Cost	Purchase Opensight Per pound	Purchase Escort Per pound	Purchase Weathergard Per gallon
DBI Services	\$160,000.00	\$95.00	\$175.00	\$50.00
B&W Control Specialists	\$47,000.00*	\$104.00	\$104.00	\$39.70
Crop Production Services	\$148,000.00*	\$105.00	\$172.80	\$48.00

*Requested the completion date for spraying work be extended into September 2016.

WHEREAS, the County Engineer recommends based on the FY 2017 budget amount for weed spraying that the quote be awarded to B&W Control Specialists.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the quote for roadside ROW spraying is awarded to:

B&W Control Specialists for \$47,000 (Purchase of chemical as directed by the Engineer).

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

May31, 2016

RESOLUTION # 2016-DD23-02

WHEREAS: The Drainage District #23 2014 Repair Project contract work has been completed in general accordance with the plans and specifications prepared by the Clinton County Engineer's Office, dated December 2014 and the project completion report was submitted to the Drainage District #23 Trustees on May 3, 2016 and;

WHEREAS: the Drainage District #23 Trustees held a public hearing on May 31, 2016, at 9:30 A.M. to consider the report and hear any claims for damages and no claims were received in writing or verbally before or at the hearing.

THEREFORE BE IT RESOLVED that the Board of Supervisors acting as Trustees for Drainage District #23 accept the engineer's completion report and accept the project as complete.

BE IT FURTHER RESOLVED that the Board of Supervisors acting as Trustees for Drainage District #23 release the balance due to the contractor and the payment, performance and maintenance bonds of Dexter Dozing & Scraping LLC (subject to any liens on file), in accordance with Iowa Code section 468.103 (30 days after resolution accepting the project as complete).

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

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

**Daniel A. Srp, Chairman
Clinton County Board of Supervisors**

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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 6, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims

Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-114: Appointment – Treasurer’s Office
- RESOLUTION 2016-115: Property tax adjustment
- RESOLUTION 2016-116: Tax suspension request – Code of Iowa Sec. 427.8 (Dykes)
- RESOLUTION 2016-117: Set a public hearing for the proposed Anderson Subdivision
- RESOLUTION 2016-118: Set a public hearing for the proposed Rittmer’s 3rd Addition Subdivision
- RESOLUTION 2016-119: Set a public hearing for the proposed amendment to the County Floodplain Management Ordinance
- RESOLUTION 2016-120: Set a public hearing for the proposed amendment to the County Zoning Ordinance

RESOLUTIONS

- Updated Clinton County HIPAA policy
- County Engineer employment contract

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Proposed revisions to the County Ditch Cleaning Policy
2. Planning and Zoning Director job recruitment update.

9:30 a.m. Drainage Districts

Drainage District 17 – Attorney review of right-of-way issue in regards to ditch meander.

All Drainage Districts – Revised Drainage District policy

June 6, 2016

RESOLUTION 2016 - 114

WHEREAS, the Clinton County Treasurer is an elected official and the Board of Supervisors does not consider nor appoint personnel for elected officials, but need to authorize payroll for the County Auditor.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be an is hereby authorized to issue biweekly paychecks on the General Basic Fund, Office of County Treasurer to Elley Housenga, Gabrielle Hahn, and Krista Atkinson , in the position of "part- time switchboard" effective May 31, 2016 at an hourly rate of \$13.61.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton State of Iowa S: Admin/

June 6, 2016

RESOLUTION 2016 - 115

WHEREAS, taxes for Clinton County and City of Clinton parcel #8616300000 owned currently by City of Clinton at 80 25th Ave N, Clinton, and parcel 8625280000 owned by the State of Iowa located at 401 Main Avenue, Clinton have been and remain outstanding after notice has been given, further; Iowa code chapter 445.63 provides for the following action by the county board of supervisors :

“When taxes are owing against a parcel owned or claimed by the state or a political subdivision of this state and the taxes were owing before the parcel was acquired by the state or a political subdivision of this state, the county treasurer shall give notice to the appropriate governing body which shall pay the amount of the taxes due. If the governing body fails to immediately pay the taxes due, the board of supervisors shall abate all of the taxes”

THEREFORE, BE IT RESOLVED by the board of supervisors of Clinton county, Iowa that the county treasurer be and is hereby authorized to make adjustment to the tax owing against the aforementioned parcels on the county system in accordance with chapter 445.63 code of Iowa.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton State of Iowa S: Admin/

RESOLUTION # 2016-116

WHEREAS, Lucille Dykes has petitioned for suspension of taxes under the provisions of Code of Iowa, Section 427.8, on the following described property:

1606 Middle Road, Camanche IA

Parcel # 10-17090000

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:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

RESOLUTION # 2016- _____

June 6, 2016

WHEREAS, according to Iowa Code Section 309.17, the Board of Supervisors shall employ one or more licensed civil engineers who shall be known as county engineers, and,

WHEREAS, it is in the best interest of both parties to review the Clinton County Engineer Employment Contract and Agreement annually;

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that said employment contract and agreement be and is hereby approved.

Roll Call:

Hamerlinck: _____

Staszewski: _____

Srp: _____

ATTEST:

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

**Chairman
Clinton County Board of Supervisors**

FREY, HAUFE & CURRENT, P.L.C.

ATTORNEYS AT LAW
408 SOUTH SECOND STREET
CLINTON, IOWA

52732

L.L. JURGEMEYER (1918-1980)
A. JOHN FREY, JR.
STÉPHEN D. HAUFE
T. RANDY CURRENT

PHONE (563) 242-1832
FAX (563) 242-1845

May 25, 2016

Todd Kinney
Clinton County Engineer
1900 North 3rd Street
Clinton, IA 52732

RE: Cherry Creek Easement

Dear Todd:

Previously you inquired regarding what is the appropriate procedure when a creek which a Drainage District uses as drainage infrastructure meanders outside of the platted easement held by the District. Specifically in this case, it my understanding that Drainage District 17 is dealing with the meandering of Cherry Creek outside of the easement area which was obtained when the District was established.

You specifically asked whether the drainage easement moved with the meandering creek. I can advise that you in this situation the answer is no. The issue of meander is addressed in the provisions of Chapter 468.126, subsections 6 and 7. I have included a copy of Chapter 468.126 for your review.

Under the provisions of 468.126(6) the board, acting as trustees, has several options available to them. The statute states that the District may by contract or conveyance acquire the necessary lands or easements for making repairs, including easements for meander. Additionally, these easements may be obtained in the same manner as originally used for the establishment of the District or by the power of eminent domain as provided in Chapter 6B of the Code.

The provisions of 468.126(7) would also seem to apply here. This would appear to deal mainly with the procedure to be followed by the board in obtaining the easement. It appears the new easement and construction expenses would be treated as an improvement and subject to the requirements of 468.126(4) regarding the procedure to be followed by the board. Under 468.126(4)(c) if the estimated cost of the project is less than \$50,000, then no public hearing is required. If the estimated cost exceeds \$50,000, then a hearing must be held and proper notice given as set forth in subsection 4.

First, I think you need to determine what additional lands will be needed and then approach the landowner about what he or she feels would be a reasonable price for the

FREY, HAUFE & CURRENT, P.L.C.

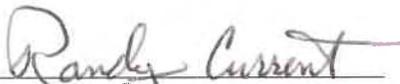
necessary easement. If there are lands currently within the easement area which are no longer needed by the Drainage District, then a possible swap of lands could also be a piece of the equation. If a reasonable price can be negotiated for the easement expense, you then need to get estimates regarding the cost of the actual construction work. This will give you a better idea whether the \$50,000 threshold will come into play.

If the landowner is not willing to negotiate a price for the easement, then the board will need to explore it's options regarding acquiring the easement involuntarily.

Hopefully, this provides you with the necessary guidance concerning how to proceed. If you have further questions or need additional assistance, please do not hesitate to contact me.

Very truly yours,

FREY, HAUFE & CURRENT, P.L.C.

BY: 
T. Randy Current

TRC/bm/encl.

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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 13, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance
Canvass votes from the June 7, 2016, Primary Election

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-122: Tobacco license approvals
- RESOLUTION 2016-123: County holiday list for fiscal year 2017
- RESOLUTION 2016-124: Tax suspension request – Code of Iowa Sec. 427.8 (Reter)
- RESOLUTION 2016-125: Tax suspension request – Code of Iowa Sec. 427.8 (Cannon)
- RESOLUTION 2016-126: Tax suspension request – Code of Iowa Sec. 427.8 (Fallesen)
- RESOLUTION 2016-127: Tax suspension request – Code of Iowa Sec. 427.9 (Barber)
- RESOLUTION 2016-128: Appointment – Recorder's Office
- RESOLUTION 2016-129: Re-appointment – Sheriff's Office
- MOTION: Approve out-of-state travel for the county engineer to attend the National Association of Counties 2016 Conference
- MOTION: Approve out-of-state travel for the county engineer to attend the National Pavement Preservation Conference

RESOLUTIONS

- Approve a 28E Intergovernmental Agreement for the Clinton County Public Safety Software Consortium
- Approve a contract with Zuercher for a public safety software

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. County Conservation project budget options
2. Planning and Zoning Director recruitment update

June 13, 2016

RESOLUTION 2016-122

WHEREAS, the below listed entities have filed applications for renewal applications to sell cigarettes/tobacco/nicotine/vapor in Clinton County, said applications being accompanied by the necessary fee of \$50.00 each;

BE IT RESOLVED by the Clinton County Board of Supervisors that said applications be and are hereby accepted and the County Auditor be and is hereby authorized to issue renewal permits for FY2017 to the following:

The Almont Tap	4581 140 th St., Clinton
B.S. General Store	2919 Hwy 67, Camanche

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

June 13, 2016

RESOLUTION # 2016-123

BE IT RESOLVED by the Clinton County Board of Supervisors that the official holidays for FY 2016/2017, for which County offices of the Administration Building and other off premises County offices will be closed are as follows:

2016: Independence Day	Monday, July 4 th
Labor Day	Monday, September 5 th
Veterans Day	Friday, November 11 th
Thanksgiving	Thursday, November 24 th
	Friday, November 25 th
December Holidays	Friday, December 23 rd
	Monday, December 26 th
2017: New Years Day	Monday, January 2 nd
President's Day	Monday, February 20 th
Good Friday	Friday, April 14 th
Memorial Day	Monday, May 29 th

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: Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson

ATTEST:

Eric Van Lancker
County Auditor

June 13, 2016

RESOLUTION # 2016-124

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

270 23rd Avenue N, Clinton IA

Parcel #8625840000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

June 13, 2016

RESOLUTION # 2016-125

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

1919 N 6th Street, Clinton, IA

Parcel #8621460000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

RESOLUTION # 2016-126

WHEREAS, Brian Fallesen has petitioned for suspension of taxes under the provisions of Code of Iowa, Section 427.8, on the following described property:

2046 442ND AVENUE, CLINTON, IA

Parcel # 3204970000

Parcel # 3204971000

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:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

June 13, 2016

RESOLUTION # 2016-127

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

430 Locust Place, Clinton, IA

Parcel #: 802380000

#: 8023780000

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 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: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

June 13, 2016

RESOLUTION 2016-128

WHEREAS, the County Recorder had reduced the Clerk II position in his office from full-time to part-time effective July 1, 2015; and after one year as such, the County Recorder has deemed it necessary to increase the Clerk II position to full-time; and

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the Clerk II position in the County Recorder's Office be and is hereby qualified as full-time effective July 1, 2016.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson

ATTEST:

Eric Van Lancker, Auditor
State of Iowa, Clinton County

June 13, 2016

RESOLUTION 2016-129

WHEREAS, The Clinton County Sheriff is an elected official and the Board of Supervisors does not consider nor appoint personnel for elected officials, but needs to authorize payroll for the County Auditor.

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the County Auditor be and is hereby authorized to issue biweekly paychecks on the General Basic Fund, Office of Jail, to Patricia Edwards, as a full-time Correctional Officer. This will be a reappointment retroactive to November 30, 2015, to be made whole with the exception of an unpaid suspension from November 30, 2015, through February 3, 2016. Edwards' regular rate of pay is to commence on November 4, 2015. This is subject to the terms and conditions of the Sheriff's Bargaining Unit agreement without further action of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

June 13, 2016

Supervisor _____ moved to authorize the County Engineer to attend the National Association of Counties 2016 Conference (July 22-25) in Long Beach, California, and approve any necessary travel expenses (including out of state travel) per existing policy.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

June 13, 2016

Supervisor _____ moved to authorize the County Engineer to attend the National Pavement Preservation Conference in Nashville, Tennessee in October of 2016 and approve any necessary travel expenses (including out of state travel) per existing policy not covered by the National Association of County Engineers.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

**Clinton County, Iowa Sheriff's Office
City of Clinton, Iowa Police Department/City of Camanche, Iowa Police
Department/City of DeWitt, Iowa Police Department
Clinton County Communications Commission
Clinton County E-911 Board
Intergovernmental Agency Agreement**

**AGREEMENT FOR THE PURCHASE AND
MAINTENANCE OF A COMPUTER AIDED DISPATCH AND RECORDS
MANAGEMENT SOFTWARE SYSTEM**

The undersigned participating agencies agree pursuant to Chapter 28E of the Code of Iowa as follows:

Section 1

Purpose of the Agreement

This Agreement is made to effectuate the purchase, use, and maintenance of a computer aided dispatch and records management system to be shared by the participating agencies that are a party to this Agreement. Each participating agency who signs a copy of this Agreement has and does express its intent to share in the purchase of the components of the computer aided dispatch/CAD and records management system/RMS, the use of that system, and to meet its assigned responsibilities in the maintenance of that system and its components.

The objectives of this Agreement are to define the responsibilities of each of the parties for the payment of the computer aided dispatch and records management system and the payment of the annual software support costs; and further, to delineate the general usage, rights, duties, and responsibilities of each of the parties to this Agreement.

The computer system shall be used for law enforcement purposes only. For purposes of this agreement, the term “law enforcement” shall include not only law enforcement, but Fire, Emergency Medical Services and Emergency Management Agency.

Section 2

Definitions

CAD/RMS– this term shall refer to the entirety of the software, hardware and services purchased pursuant to this Agreement – these items are listed on the attached document labeled “**Exhibit A.**”

Clinton County Public Safety Software Consortium/Consortium – this term shall refer to the agencies that are signers of this Agreement.

Section 3

The Purchase of the Computer Aided Dispatch and Records Management System

(CAD/RMS System)

The CAD/RMS system shall be purchased to provide the components noted on Exhibit “A”, attached to this Agreement.

1. Responsibility of the cost of purchasing the CAD/RMS System is borne by the member agencies of the Clinton County Public Safety Consortium.
2. The grant already having been awarded by the Clinton County Development Association (hereinafter referred to the CCDA) from their Public Safety Fund Pool B jointly to the Iowa members of the Gateway Area Police Administrators (hereinafter referred to as GAPA) in the amount of \$70,000 each year for three years totaling \$210,000 shall be solely used to assist in the purchase the CAD/RMS System. GAPA members shall determine the division of the grant amount per each agency as noted on Exhibit “B,” Zuercher Project Costs.
3. Each agency will be individually responsible for any additional costs not covered under the CCDA/GAPA grant award.
Exhibit “B” Zuercher Software License & Service Agreement and All Attachments
Exhibit “C” Clinton County Communications Commission Pricing
Exhibit “D” Clinton County Sheriff’s Office Pricing
Exhibit “E” Clinton Police Department Pricing
Exhibit “F” DeWitt Police Department Pricing
Exhibit “G” Camanche Police Department Pricing

Section 4

Agency Participation

Any other agency wishing to participate in the CADS/RMS System, with the approval of the consortium, will participate at their own expense. This section is intended for agencies desiring to purchase an interface for specific software.

Section 5

Yearly Maintenance and Support

The CAD/RMS system will require annual software support, which will be the responsibility of each individual agency listed in this agreement. However, the first annual software support payment will be included in the purchase price of the computer system. Beginning in year 2 the yearly maintenance and support for each agency is the responsibility of that individual agency as listed under Exhibits "C, D, E, F, and G." In addition to the yearly maintenance and support agreement with the software provider each consortium member agency will be billed by the Clinton County IT Department in accordance with the appendices as provided by Clinton County IT for any off warranty charges or other cost for service and support relating to maintaining the CAD/RMS system. This may include those charges which are over and above those delineated in Exhibits D, E,F or G.

Section 6

Billing

The invoices for the annual support, maintenance, and upgrades for the entire CAD/RMS software system will be billed by the Clinton County IT Department. The Clinton County IT Department shall then be responsible for payment to the software vendor for the yearly maintenance and support.

The Clinton County Public Safety Software Consortium may only alter the division of the annual software support payment, costs of maintenance, costs of upgrades, and other related costs by a unanimous vote of the Consortium.

Section 7

Responsibilities

The Jail Management System and Civil will be the responsibility of the Clinton County Sheriff's Office, which will account for the entire cost of maintaining and upgrading that portion of the CAD/RMS system along with the necessary annual support payments.

Clinton County Communications Commission will account for the entire cost of maintaining, upgrading, and paying the annual support payments for the Computer Aided Dispatch (hereinafter known as CAD), Mapping CAD, Mobile AVL and CAD.

Any Consortium member needing a specific software interface will be responsible for the purchase and ongoing costs associated with maintaining the interface.

All of the equipment, with the exception of equipment specifically assigned to particular law enforcement agencies in the Agreement, shall be housed at a Clinton County owned site which shall be designated by the Clinton County IT Department. Should the Clinton County IT Department withdraw from providing services to the agencies listed in this Agreement, or should an agency be terminated from the Agreement, the components of the computer CAD/RMS system stationed there shall be moved to a location determined by the Clinton County Public Safety Consortium.

Section 8

Penalties for Failure to Comply with the Terms of this Agreement

Once the consortium has identified that a participating agency has failed to meet its responsibilities pursuant to this Agreement, the party will be provided written notice from the consortium, warning of its violation. The agency shall then be given sixty (60) days to comply with the ruling of the Consortium. If after the sixty (60) day warning period, the agency has failed to comply with the written warning it will be temporarily denied from using or having access to the CAD/RMS system until it comes into compliance with the Consortium's ruling. If the violating party has not come into compliance with the Consortium's ruling within 120 days of receiving the written notice, the violating party will be terminated from the Agreement, denied access to the database, and will have forfeited all of its investment in the computer system and any claims of ownership to the components of the computer system.

Section 9

Operation of the Consortium and Dispute Resolution

Disputes shall be resolved in accordance with the following terms. One representative of each participating agency, with the legal authority to sign and enter into Agreements on behalf of the respective agencies, will participate in a council which will be empowered to resolve disputes arising out of this Agreement. This council will be known as the Clinton County Public Safety Software Consortium. The Consortium shall be comprised of five members, one from each of the participating agencies party to this Agreement, and shall settle disputes brought before it on the basis of a majority vote. Should a participating agency party to this Agreement withdraw from the Agreement or have its status terminated in accordance with the terms of the Agreement, that agency will no longer be permitted to have voting representation on the Clinton County Public Safety Software Consortium. In the event of an even-numbered

membership, and where no majority vote is obtained on any measure, the measure shall be deemed to have failed.

Section 10

Termination/Withdrawal

Any participating Consortium member may withdraw from this Agreement upon giving ninety (90) days written notice addressed to the Clinton County Public Safety Software Consortium. Upon withdrawing from the Agreement, the withdrawing agency will no longer be permitted access to the jointly shared database or software services previously purchased by the consortium. Furthermore, the withdrawing agency may forfeit all of its investments in the computer system and ownership claims to the components of the computer system. The withdrawing agency will also lose its voting rights and seat on the Clinton County Public Safety Software Consortium and will be solely responsible, for any costs incurred in transitioning away from the CAD/RMS software and services used by the remaining consortium members. Should a party to this Agreement withdraw or be Terminated, the annual support payments, cost of maintenance, and cost of upgrades will be divided on a prorated basis among the remaining parties.

Section 11

Adoption and Duration of Agreement

This Agreement shall be in full force and in effect once it is approved and executed by a representative of each of the participating agencies party to this Agreement who has legal authority to sign and enter into this Agreement on behalf of their agency. Furthermore, this agreement will automatically renew each year after its initial signing. However, the agreement shall be reviewed by all consortium members annually and updated/resigned at least every fifth year.

Section 12

Signatory Page

This signatory certified that this Intergovernmental Agreement for Clinton County, Iowa, City of Clinton, Iowa, City of DeWitt, Iowa, City of Camanche, Iowa and Clinton County Communications Commission has been adopted and approved by resolutions, memorandum of understanding, or other manner approved by law; a copy of which is attached hereto.

The parties agree that separate original signature pages may be attached by each signatory and that the Agreement will be binding as if each party had signed a single original set of signature pages.

**Intergovernmental Agency Agreement
FOR THE PURCHASE AND MAINTENANCE OF A
COMPUTER AIDED DISPATCH AND RECORDS MANAGEMENT SOFTWARE SYSTEM**

Signatory Page

City of Camanche, Iowa Police Department
Participating Agency

Trevor Willis, Mayor
Date: _____

Robert Housenga, Chief of Police

City of Clinton, Iowa Police Department
Participating Agency

Mark Vulich, Mayor
Date: _____

Kevin Gyrion, Chief of Police

City of DeWitt, Iowa Police Department
Participating Agency

Don Thiltgen, Mayor
Date: _____

Dave Porter, Chief of Police

Clinton County, Iowa Sheriff's Office
Participating Agency

Dan Srp, Chairperson
Board of Supervisors
Date: _____

Rick Lincoln, Sheriff

Clinton County Communications Commission
Participating Agency

Don Thiltgen, Chairperson
Date: _____

Eric Dau, Communications Manager

Clinton County E-911 Board
Participating Agency

John Staszewski, Chairperson
Date: _____

Notary
Subscribed and sworn before me on the dates so noted
above by the persons so noted above.

June 13, 2016

RESOLUTION 2016-____

Whereas, the Clinton County Sheriff desires his office continue as a member of the Clinton County Public Safety Software Consortium; and

Whereas, a revised 28E Intergovernmental Agreement has been produced detailing the requirement and obligations for the purchase and maintenance of Zuercher public safety software suite; and

Whereas, Clinton County Attorney Mike Wolf has reviewed and approved the revised 28E agreement; and

Therefore be it resolved that the Clinton County Board of Supervisors hereby authorizes the Board chair and the Sheriff to sign the 28E Inter-government Agency Agreement for the purchase and maintenance of a computer aided dispatch and records management system.

Dated at Clinton, County, Iowa this _____ day of _____, 2016.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Dan Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

June 13, 2016

RESOLUTION 2016-____

WHEREAS, the Clinton County Sheriff desires to enter into a contract for the purchase of Zuercher public safety software suite; and

WHEREAS, the contract includes an annual maintenance and support fee; and;

WHEREAS, Clinton County Attorney Mike Wolf has reviewed and approved said contract; now

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors hereby authorizes County Sheriff Rick Lincoln to sign the contract with Zuercher.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

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

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 27, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-141: Administrative Salaries for FY2017
- RESOLUTION 2016-142: Communication Salaries for FY2017
- RESOLUTION 2016-143: General Services Salaries for FY2017
- RESOLUTION 2016-144: Various salary for FY2017
- RESOLUTION 2016-145: Non-union FY17 wages for Engineer's Department/Secondary Roads
- RESOLUTION 2016-146: Sheriff's Office Personnel Salaries for FY2017
- RESOLUTION 2016-147: Sheriff's Office Administrative Personnel Salaries for FY2017
- RESOLUTION 2016-148: Sheriff's Office Deputies, Civilian Correctional Officers and Office Personnel Salaries for FY2017
- RESOLUTION 2016-149: Tax sale certificate (15-0026) redemption
- MOTION: Utility permit number 10-83 for Eastern Iowa Light and Power
- MOTION: Utility permit number 10-84 for Eastern Iowa Light and Power
- MOTION: Utility permit number 16-185 for Windstream Communications

RESOLUTIONS

- Approve a contract with Clapsaddle-Garber Associates for gas pipeline construction inspection for the County
- Approve a contract with Carosh Compliance Solutions for HIPAA compliance services

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

9:30 a.m. Public Hearing

The Supervisors welcome public comment on a proposed application for the Anderson Subdivision. Possible action may follow this hearing.

9:35 a.m. Public Hearing

The Supervisors welcome public comment on a proposed application for the Rittmer's 3rd Addition. Possible action may follow this hearing.

9:40 a.m. Public Hearing

The Supervisors welcome public comment on a proposed amendment to the Clinton County Floodplain Management Ordinance to clarify certain requirements for the construction of accessory structures in the Floodway Fringe District and updating the effective date of Official Floodplain Zoning Map. Possible action may follow this hearing.

9:45 a.m. Public Hearing

The Supervisors welcome public comment on a proposed amendment to the Clinton County Zoning Ordinance to change the requirements for severing an existing farm dwelling within 1,320 feet of an existing livestock confinement operation or feed lot. Possible action may follow this hearing.

9:50 a.m. Property purchase

The Supervisors may enter into a closed session in accordance with Code of Iowa Sec. 21.5(j) to discuss a possible purchase of property. Possible action may follow the closed session.

RESOLUTION 2016 - 141

BE IT RESOLVED by the Clinton County Board of Supervisors that pursuant to Chapter 331.904 (1), (2), (3), Code of Iowa, the annual salaries for administrative personnel of the various offices FY 2016-2017 are hereby established:

Ross Barlow	Assistant County Attorney	\$92,293.00
Robin Strausser	Assistant County Attorney	\$80,203.00
Cheryl Newport	Assistant County Attorney	\$80,203.00
Amanda Myers	Assistant County Attorney	\$75,254.00
James McHugh	Assistant County Attorney	\$61,842.00
Lynn Kirchoff	Budget Director	\$61,285.00
Jill McDonald	Assistant to the Auditor	\$63,911.00
Nancy A. Howson	Deputy Auditor	\$46,286.00
Rebecca Weaver	Deputy Auditor	\$57,019.00
Natalie Ehm	Deputy Auditor	\$57,019.00
Kyle Leist	GIS Technician	\$42,000.00
Debbie Jo Elkins	Deputy Recorder	\$52,403.00
Sherry Sperry	Deputy Recorder	\$49,128.00
Lori Michaelsen	Deputy Treasurer	\$56,292.00
Marcia Opheim	Deputy Treasurer	\$49,007.00
Samantha Giuliani	Deputy Treasurer	\$45,000.00
Allison Swanson	Deputy Treasurer	\$43,378.00

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue biweekly pay checks in payment of same without further action of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

June 27, 2016

RESOLUTION 2016 - 142

WHEREAS, an agreement has been made between the Clinton County Board of Supervisors and the Clinton County Communications Commission, of which Commission, Clinton County is a member, and the Clinton County Communications Operators are covered by said agreement; and

WHEREAS, the following employees are covered by said agreement for the period July 1, 2016, through June 30, 2017:

Ruthellen Bates	Kellene Hosette
S. LeeAnn Birdsley	Rhya Kowzic
Lynn Broadrick	Crystal Lant
Margaret Crosthwaite	Adam Lemke
Marcia DeBoer	Betty J. McCullough
Sara Eagle	Brent Vogel

BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue biweekly pay checks on the General Basic Fund in payment of wages, as set out in said agreement without further action of this Board.

BE IT FURTHER RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to pay longevity and shift differential as per union contract without further action of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

June 27, 2016

RESOLUTION 2016- 143

WHEREAS, an agreement having been made between the Clinton County Board of Supervisors and General Services union employees represented by Public, Professional and Maintenance Employees, IBPAT 2003, applicable to the employment of said employees; and

WHEREAS, the following employees are covered by said agreement:

- Grade 1: Kelli Riley
- Grade 3: June Mielk; Steven Tegeler
- Grade 4: David Hendrickson; Allen Ketelsen; John McElroy; Michelle Stearns
- Grade 5: Christine Bruhn; Melissa Clay; Denise Dodson; Debra Irish; Natalie Kristensen; Cynthia Perry, Tami Stoddard; Jennifer Woodard
- Grade 6: Jean Horan; Lori Johnson; Barbara Mussman-Weber
- Grade 7: Lisa Abbott; Karen Brix; Teresa Decker; Mathew Lancaster; Penny Linden; Robert Schaefer
- Grade 8: Paul Burn; William Costello; Grant Henry; Charles Jacobsen; Jill Schmidt; David Schneden; Jessica Steines
- Grade 9: Darin Voss; Ryan Waltz
- Grade 10: Mark Roberts
- Grade 11: Chip Brown; Darla Brown; Tracy Dickey; Andra Ehredt; Christine Meier; Mark Mussmann; Shane Sikkema; Brad Taylor; Sherry Tubbs;
- Grade 12: Paul Banowetz; Handy Ehredt

BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue biweekly pay checks on the various funds in payment of wages, as set out in said agreement, for said job classifications without further action of this Board.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to increase the hourly pay rate for eligible personnel covered by PPME 2003 contract, as step raises are earned FY 2016-2017 and to disburse longevity to qualifying personnel without further action of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION 2016 - 144

WHEREAS, the Clinton County Board of Supervisors have considered the appointment of the following personnel of various county offices for the period from July 1, 2016 through June 30, 2017.

BE IT RESOLVED by the Clinton County Board of Supervisors that said personnel be and are hereby appointed to the position indicated.

Todd J. Kinney	County Engineer	\$110,963.00 Yearly
Eric Dau	Communications Director	\$57,677.00 Yearly
Corey Johnson	Building Maintenance Manager	\$57,775.00 Yearly
Karen Petersen	Office Manager	\$62,914.00 Yearly
Edward Staszewski	Veterans Affairs Director	\$38,087.00 Yearly
Walter Wickham	Conservation Director	\$79,257.00 Yearly
Shane McClintock	Environmental Services Director	\$53,560.00 Yearly
Lisa Frederick	Admin Asst, Environmental Services	\$17.67 Hourly
Chance Kness	Emergency Management Coordinator	\$64,465.06 Yearly
Amanda Pearson	Emergency Management Admin Asst	\$38,146.15 Yearly
Dannie Howard	Operations Officer	\$45,000.00 Yearly
Patricia A. Robinson	Director of Case Management	\$65,949.00 Yearly
Robyn Landon	Medicaid Case Management Supervisor	\$55,997.00 Yearly
Rebecca J. Eskildsen	ICG/MR CM Director	\$68,379.00 Yearly
Kimberly Ralston	Assistant MH Coordinator	\$61,543.00 Yearly
Celestine Hlubek	Administrative Assistant	\$41,512.00 Yearly
Margaret Kuhl	Clinton County Justice Coordinator	\$48,925.00 Yearly
Elizabeth Smith	IT Director	\$66,435.00 Yearly
Brian Briese	Network Systems Analyst	\$56,470.00 Yearly
Edward Reuter	Maintenance Supervisor	\$48,497.00 Yearly

BE IT FURTHER RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue biweekly pay checks on the various funds in payment of salaries without further actions of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2016-145

June 27, 2016

WHEREAS, the Board of Supervisors of Clinton County, Iowa, having considered the appointment of the following personnel to the Clinton County Secondary Road Department for the period from July 1, 2016, through June 30, 2017, now

THEREFORE BE IT RESOLVED that said personnel be and are hereby appointed to the positions indicated:

Elliott Pennock	Asst. County Engineer	\$66,950/Year
Velda I. Arvola	Office Manager	\$23.19/Hour*
Donn Holst	Road Maintenance Foreman	\$72,905/Year
Gregory Oldsen	Shop Foreman	\$27.32/Hour
Jeff A. Oster	Bridge Foreman	\$27.32/Hour
<i>Ryan Weaver</i>	<i>Engineering Technician-4</i>	

\$25.75/Hour

***Hourly rate contingent upon continuing accounts payable responsibilities.**

BE IT FURTHER RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the "Regulations for Non-Union County Engineer's Personnel," be applicable for the employment of the above personnel for said period.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue bi-weekly warrants on the Secondary Road Fund in payment of salaries without further order of the Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

June 27, 2016

RESOLUTION 2016 - 146

WHEAREAS, pursuant to Chapter 331.904 (1), (2), (3), Code of Iowa, the annual salaries for administrative personnel of the Clinton County Sheriff's Office for fiscal year 2016-17 are hereby established.

BE IT RESOLVED by the Clinton County Board of Supervisors that the salaries for administrative personnel are hereby established for fiscal year July 1, 2016 through June 30, 2017.

Kevin G. Cain	Chief Deputy	\$77,728.25
Thomas Paarmann	Lieutenant	\$73,156.00
Craig Eberhart	Lieutenant	\$73,156.00
Steven L. Cundiff	Sergeant	\$29.72 hourly
Paul Hammond	Sergeant	\$29.72 hourly
J. Scott Reyhons	Sergeant	\$29.72 hourly
Stephen Diesch	Sergeant	\$29.72 hourly

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to increase the hourly rate of pay for longevity when the proper notification is received from the Sheriff's Office, without further action of this Board.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to increase the hourly rate of pay for EMT Certification when the proper notification is received from the Sheriff's Office, without further action of this Board.

BE IT RESOLVED that the County Auditor be and is hereby authorized to issue biweekly pay checks in payment of same without further action of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

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

June 27, 2016

RESOLUTION 2016 - 147

WHEREAS, the Clinton County Board of Supervisors have considered the appointment of the following personnel of the Clinton County Sheriff's Office for the period from July 1, 2016 through June 30, 2017.

BE IT RESOLVED by the Clinton County Board of Supervisors that said personnel be and are hereby appointed to the position indicated.

Tara Sbertoli	Sheriff's Admin Assist	\$20.65 hourly
Laura Davis	Civil Process Director	\$62,350.78 yearly
Elizabeth Eikenberry	Secretary (P/T)	\$18.52 hourly
Randy Meier	Senior's vs. Crime	\$14.51 hourly
James Robertson	Bailiff	\$18.06 hourly
Gean Moore	Bailiff	\$16.62 hourly
Clarence Henry	Bailiff	\$16.16 hourly
Michael Wirth	Bailiff	\$16.16 hourly
Don Weis	Bailiff	\$16.16 hourly
Steve Dyson	Bailiff	\$15.85 hourly
Jess Paul	Bailiff	\$15.85 hourly
Roger Drey	Bailiff	\$15.45 hourly
Vacant	Bailiff	\$15.00 hourly

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to increase the hourly rate of pay for longevity when the proper notification is received from the Sheriff's Office, without further action of this Board.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue biweekly pay checks in payment of same without further action of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson, Clinton County Board of Supervisors

ATTEST: _____
Eric Van Lancker, County Auditor
County of Clinton, State of Iowa

June 27, 2016

RESOLUTION 2016- 148

WHEREAS, pursuant to Chapter 331.904 (1), (2), (3), of the Code of Iowa, the annual salaries of Sheriff's Deputies, Civilian Correctional Officers and Office Personnel for fiscal year 2016-17 are hereby established.

BE IT RESOLVED by the Clinton County Board of Supervisors that salaries for the following Sheriff's Deputies, Civilian Correctional Officers and Office Personnel be and are hereby established for the fiscal year July 1, 2016 through June 30, 2017.

Allen Soenksen	Deputy Sheriff	\$26.42 hourly
Jeffrey Ernst	Deputy Sheriff	\$26.42 hourly
Stacey Bussie	Deputy Sheriff	\$26.42 hourly
Jessup Schroeder	Deputy Sheriff	\$26.42 hourly
Thomas Christoffersen	Deputy Sheriff	\$26.42 hourly
Scott Wainwright	Deputy Sheriff	\$26.42 hourly
Brian Grell	Deputy Sheriff	\$26.42 hourly
Christopher Sivright	Deputy Sheriff	\$26.42 hourly
Matthew Owens	Deputy Sheriff	\$26.42 hourly
Cole Hamilton	Deputy Sheriff	\$26.42 hourly
Mark Mahmens	Deputy Sheriff	\$26.42 hourly
Alisha Wirth	Deputy Sheriff	\$26.42 hourly
Zachary Lange	Deputy Sheriff	\$26.42 hourly
Brandon VanBlaricome	Deputy Sheriff	\$26.42 hourly
Jacob Dever	Deputy Sheriff	\$26.42 hourly
Ben Watts	Deputy Sheriff	\$26.42 hourly
Clayton Rabe	Deputy Sheriff	\$26.42 hourly
Karen Jess-Jungen	Secretary	\$19.07 hourly
Debra Determan	Secretary	\$19.07 hourly
Kimberly Spittler	Secretary	\$19.07 hourly
Sheri Plum	Civilian Correctional Officer	\$19.07 hourly
Bryan McClimon	Civilian Correctional Officer	\$19.07 hourly
Lori Nichols	Civilian Correctional Officer	\$19.07 hourly
Christopher Atkinson	Civilian Correctional Officer	\$19.07 hourly
Julie Cramer	Civilian Correctional Officer	\$19.07 hourly
Tracey Friederichsen	Civilian Correctional Officer	\$19.07 hourly
Megan Goodall	Civilian Correctional Officer	\$19.07 hourly
Ronald Shanahan	Civilian Correctional Officer	\$19.07 hourly
Andrew Long	Civilian Correctional Officer	\$19.07 hourly

Hailey Hall	Civilian Correctional Officer	\$19.07 hourly
Joshua Wehde	Civilian Correctional Officer	\$19.07 hourly
Jaimie Storjohann	Civilian Correctional Officer	\$19.07 hourly
Vacancy	Civilian Correctional Officer	\$19.07 hourly
Vacancy	P.T. Correctional Officer	\$19.07 hourly

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to increase the hourly pay rate of Sheriff's Deputies, Civilian Correctional Officers, and Office Personnel for longevity when proper notification is received from the Office of Sheriff, as per union contract, without further action of this Board.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to increase the hourly pay rate of Sheriff's Deputies for EMT certification when proper notification is received from the Office of Sheriff, as per union contract, without further action of this Board.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue biweekly pay checks in payment of same without further action of this Board.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

 Daniel A. Srp, Chairperson
 Clinton County Board of Supervisors

ATTEST:

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

RESOLUTION # 2016-149

WHEREAS, has petitioned for a Tax Sale Certificate Redemption under provisions of Code of Iowa, Section 447.9, on the following described property:

5116 9th Street, Camanche, IA

Parcel # 1018180000

WHEREAS, eligibility for said 447.9 tax sale certificate redemption has been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that the redemption of the tax sale certificate 15-0026 be and is hereby approved. Additionally the Clinton County Board of Supervisors approves the payment of the interest due to the holder of Tax Sale Certificate ADAIR 0058/BMO HARRIS; C/O BMO16; PO BOX 1414; Minneapolis, MN; 55480. The County Treasurer is authorized to make entry on this record accordingly.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

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: Larry Mork: 563-649-3146 x7393 or 563-529-3748

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.

06-16-2016

DATE

Eastern Iowa Light & Power

NAME OF APPLICANT OR COMPANY

BY

Jerry K. Mink EASTERN IA LIGHT & Power

**RECOMMENDED FOR
APPROVAL:**

DATE

COUNTY ENGINEER

APPROVAL:

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

N
Z

110 Ft
Barre
access
210 Ave



Elec. to Furnish Copper
into Trans. Manhole
with 10' 5 Cts in Trans.

Paul Hughes
North 1500 ft of Intersect
of 210 Ave and 140 St
83-2E-24-003

210 AVE

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 27, 2016

Larry Mork
Eastern Iowa Light & Power
500 S. 5th Street
DeWitt, Iowa 52742
563-649-3146 x7393

Subject: Permit 10 – 83 for Electrical Utility Installation

Dear Larry,

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. The \$100 permit fee is waived. If you have any questions, please call the office at the above listed number.

Thank you,

Elliott Pennock
Asst. Clinton County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

June 27, 2016

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 10 – 83 for Eastern Iowa Light and Power to bore underground electrical lines across 210th Avenue in Section 24 of Brookfield Township T83N-2E.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

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:

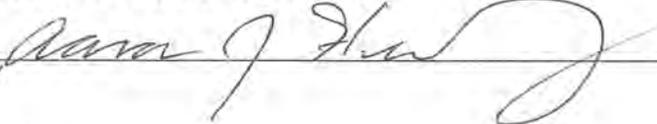
Telecommunications.....	36"	Electric.....	48"
Gas.....	48"	Water.....	60"
Sewer.....	60"		

- 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.

06-20-2016
DATE

Eastern Iowa Light & Power
NAME OF APPLICANT OR COMPANY

BY 

RECOMMENDED FOR APPROVAL:

DATE

COUNTY ENGINEER

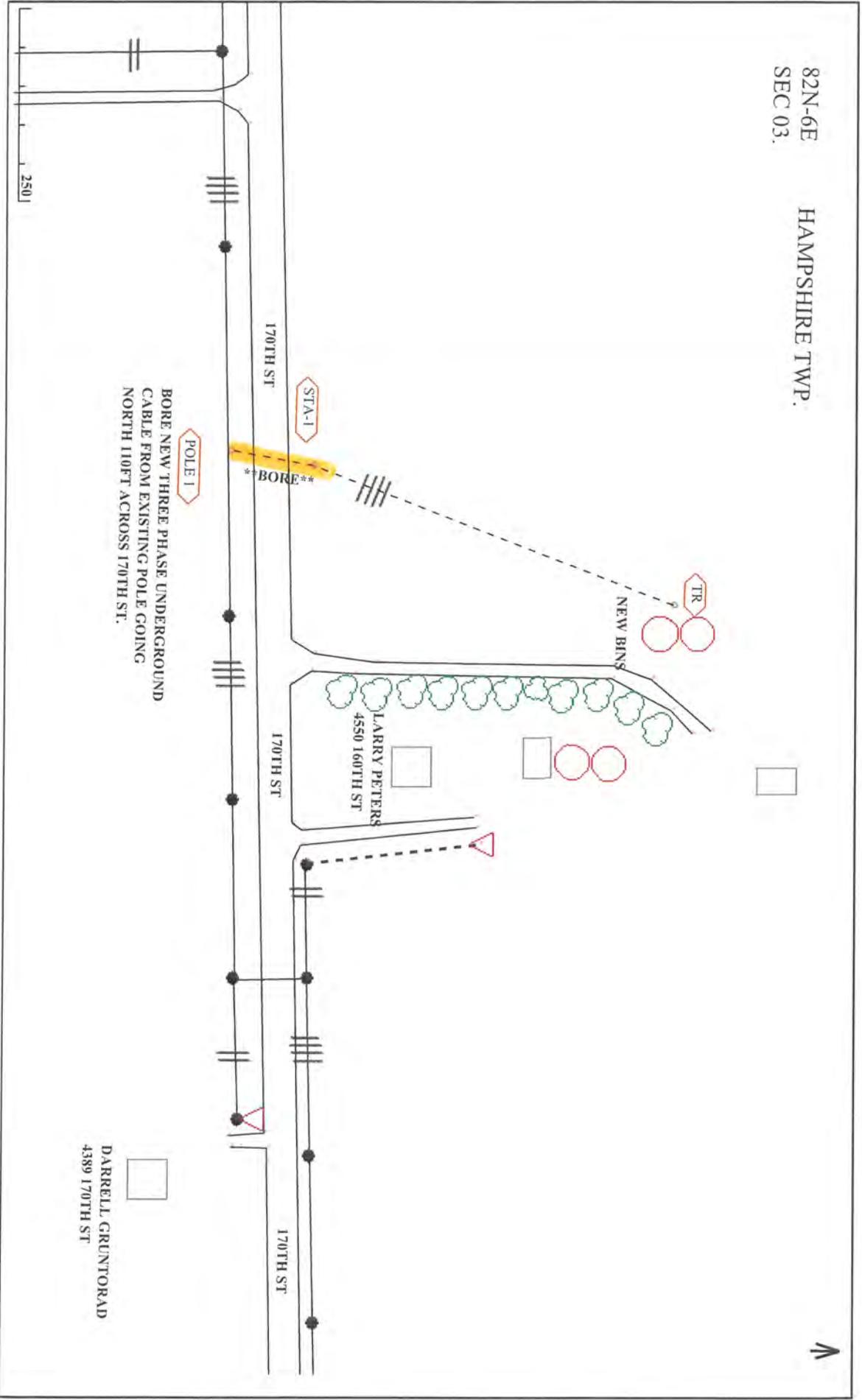
APPROVAL:

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

82N-6E
SEC 03.

HAMPSHIRE TWP.



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 27, 2016

Aaron Healy
Eastern Iowa Light & Power
500 S. 5th Street
DeWitt, Iowa 52742
563-649-3146 x7390

Subject: Permit 10 – 84 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. The \$100 permit fee is waived. If you have any questions, please call the office at the above listed number.

Thank you,

Elliott Pennock
Asst. Clinton County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

June 27, 2016

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 10 – 84 for Eastern Iowa Light and Power to bore underground electrical lines across 170th Street in Section 3 of Hampshire Township, T82N-6E.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

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#928996, \$100, 6/23/16

June 27, 2016

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

Subject: Permit #16-185 WO#: 71346903-000005

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. This stipulation applies to all culverts located with the county right-of-way.
- Windstream Communications shall not place guy wires within 10 feet of the edge of shoulder.

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, #909224) 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 27, 2016

Motion by Supervisor _____ to authorize the Chairperson to sign
Utility Permit Number 16-185 is for Windstream Communications of Iowa to bore and
install underground fiber optic along the north side of 180th Street in Section 15 of T82-
R3N in Welton Township.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

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#928996, \$100, 6/23/16

June 27, 2016

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

Subject: Permit #16-185 WO#: 71346903-000005

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. This stipulation applies to all culverts located with the county right-of-way.
- Windstream Communications shall not place guy wires within 10 feet of the edge of shoulder.

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, #909224) 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 27, 2016

Motion by Supervisor _____ to authorize the Chairperson to sign
Utility Permit Number 16-185 is for Windstream Communications of Iowa to bore and
install underground fiber optic along the north side of 180th Street in Section 15 of T82-
R3N in Welton Township.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

RESOLUTION #2016-_____

June 27, 2016

WHEREAS, requests for qualifications were solicited by Clinton County for natural gas pipeline inspection services as allowed by Iowa Code Chapter 479 on June 15, 2016, from the following firms:

1. Clapsaddle-Garber Associates, Inc.
2. Shive-Hattery, Inc.
3. Missman, Inc.
4. IIW Engineers (Declined to submit qualifications)

AND WHEREAS, the County Engineer has interviewed each of the firms who submitted their qualifications and recommends based on project experience and qualifications that the contract be awarded to Clapsaddle-Garber Associates, Inc.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the contract for construction inspection services be awarded to:

Clapsaddle-Garber Associates, Inc. at the hourly rates listed for the actual cost of the work performed as directed by the County Engineer.

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

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairman
Clinton County Board of Supervisors

June 23, 2016

Board of Supervisors
Clinton County Administrative Bldg.
1900 N. 3rd Street
PO Box 2957
Clinton, IA 52733-2957

Re: Terms of Agreement – HIPAA Compliance Consulting

This letter sets forth the terms of agreement between Clinton County (“Clinton”) and Carosh Media and Marketing, LLC dba Carosh Compliance Solutions, LLC (“Carosh”).

- 1) **Carosh Services:** Carosh agrees to provide Clinton with its HIPAA Security and Privacy Program. Detailed deliverables are outlined in “Appendix A” attached.

- 2) **Clinton’s Responsibilities:** Clinton will be responsible for the following:
 - a) Designate a Clinton executive with decision making authority as the point of contact with Carosh during the term of this agreement.
 - b) Schedule meetings to review Assessment Results and sign off on policies and procedures developed and implemented during the term of this agreement.
 - c) Designate a Clinton employee to act an internal Project Manager during the term of this agreement.
 - d) Designate both a Chief Privacy Officer and a Chief Security Officer
 - e) Provide access to the appropriate personnel to conduct and approve the Security and Privacy Risk Assessments, and to develop and implement the remediation plan.
 - f) Provide a suitable, private workspace with internet access, for Carosh personnel when working on site.

- 3) **Payments:** The overall cost for all services, are outlined below¹:

¹ Payments are due, in two payments, and initial payment of 60% of the total project and a second payment equal to 40% of the total project.

The information in this document is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is strictly prohibited. If you are not the intended recipient, please contact Carosh Compliance Solutions by phone or email and destroy all copies of this document.

Document Number: 6.23.2016 07:03

Project Costs

Planning and Facilitation	No Charge
Privacy and Security Risk Assessment	2,000
Remediation	1,000
HIPAA Attestation	1,500
Annual Support	1,000
	<hr/>
Total	\$5,500
Vulnerability Scans (internal and external) ²	500
Additional Remediation Support ³	3,000
Additional Locations ⁴	3,750
	<hr/>
	7,250
	<hr/>
	\$12,750

- a) The fees for all services are due as follows:
 - i) \$7,650 on the signing of this agreement and receipt of an invoice by Clinton from Carosh.
 - ii) \$5,100 on the delivery and approval of the Remediation Plan generated from the Security Risk Assessment.

4) **Travel and Expenses:** Travel is billed at cost from Carosh’s closest office (Iowa City, IA). Transportation is billed at the then IRS approved rate per mile. All travel is billed net 30 days.

5) **Additional Services:** If Clinton desires to have Carosh perform work or render services in connection with the project, other than provided for by the expressed intent of this Agreement, these will be considered Additional Services.

Additional Services are subject to a change order, or extension to the Agreement, setting forth the nature and scope thereof and the compensation there for as determined by mutual agreement between Clinton and Carosh. Work under such change order or extension shall not proceed unless and until so authorized by Clinton.

² The external vulnerability scan consists of up to 5 IP addresses for each location
³ Carosh personnel will assist in customizing all Policies and Procedures on behalf Clinton, minimizing the time required by Client Personnel
⁴ Project will included all physical locations, and departments, within the County required to comply with the HIPAA Regulations. Departments covered include but may not be limited to; Public Health, Mental Health and Disability, Sheriff and Jail, Treasurer and Licensing, and Auditor.

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- 6) **Term and Termination:** This agreement shall remain in force for a period of one (1) year. Notwithstanding the foregoing, Clinton shall have the right to terminate this agreement at any time upon giving Carosh at least thirty (30) days advance written notice thereof and having paid Carosh any monies then due and/or owed.
- 7) **Liability:** By retaining the services of Carosh Compliance Solutions, you agree that you have had the opportunity to investigate and verify the credentials, of Carosh's staff and you agree that Carosh Compliance Solutions is qualified to perform the required services. Clinton will indemnify and hold Carosh harmless against any and all liability imposed or claimed, including attorney's fees and other legal expenses, arising directly or indirectly from any act or failure of Clinton. Carosh will indemnify and hold Clinton harmless against any and all liability imposed or claimed, including attorney's fees and other legal expenses, arising directly or indirectly from any act or failure of Carosh.
- 8) **Confidentiality:** Each party acknowledges that it will have access to certain confidential information of the other party ("Confidential Information") that is marked or otherwise identified as proprietary or confidential at the time of disclosure or that by its nature would be understood by a reasonable person to be proprietary or confidential. Each party understands that all such Confidential Information is and shall remain the property of the respective party. Each party agrees that: (a) it will hold the Confidential Information of the other party in confidence with at least the same degree of care as it uses for its own confidential information of the same nature, but not less than a reasonable degree of care; (b) it will not use the Confidential Information of the other party except as expressly permitted under this Agreement; and (c) it will not disclose any Confidential Information of the other party to any third party, except to that party's officers, directors, attorneys, accountants, and other advisors on a need to know basis and only in the event that such parties are bound to safeguard the Confidential Information pursuant to obligations that are at least as protective as the restrictions in this Agreement.
- 9) **Marketing:** Upon the Completion of phase two of this engagement (delivery and acceptance of the Remediation Plan):
 - a) Carosh will have the right to identify Clinton as a customer, and as such:
 - i) Publish, on the Carosh website, Clinton's logo along with a link back to Clinton's website
 - ii) Issue with Carosh, a joint and mutually approved press release announcing the selection of Carosh for use as Clinton's HIPAA compliance, audit and attestation provider, at a time acceptable to Clinton.
 - iii) Provide to Carosh, on Clinton letterhead, a letter, signed by Clinton, outlining Carosh's performance during the project.

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Document Number: 6.23.2016 07:03

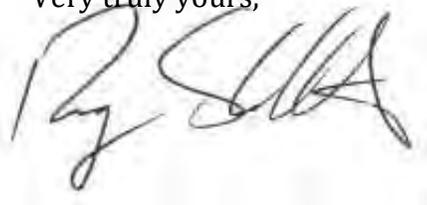
All such material may be used by Carosh in its marketing activities. Clinton will have the right to prior approval of any materials containing the use of its name, logo, press release, and letter, which approval shall not be unreasonably withheld.

- 10) **Non-solicitation:** The Parties mutually agree that during the term of this engagement and for twelve (12) months after the termination thereof, regardless of the reason for the termination, neither party will directly or indirectly, on their own behalf or on behalf of or in conjunction with any person or legal entity, recruit, solicit, or induce, or attempt to recruit, solicit, or induce, any non-clerical employee of the other while performing duties under this agreement, to terminate their employment relationship with the Party.
- 11) **Waiver or Modification:** This letter and attachments constitute the sole agreement between Clinton and Carosh. No waiver or modification of this agreement shall be valid unless it is in writing and signed by both Clinton and Carosh.
- 12) **Assignment:** This agreement cannot be assigned by Clinton or Carosh, without the prior written consent of the other party, which consent shall not be unreasonably withheld.
- 13) **Authorization:** This Agreement has been in all respects duly authorized, executed and delivered by and on behalf of Clinton and Carosh. It is valid and binding upon, and inures to the benefit of Clinton and Carosh and their successors, heirs and permitted assigns.
- 14) **Governing Law:** This agreement is subject to, and governed by, the laws of the State of Iowa.
- 15) **Notices:** All notices shall be in writing addressed to Clinton at the above address and to Carosh to the address as noted below. Notice will have been given as of the 3rd business day the notice has been postmarked by either Certified First class United States mail or the expedited delivery date from Federal Express or United Parcel Service.

If the terms and conditions set forth are satisfactory, please sign and return a copy to our office.

We are looking forward to working with Clinton and to a long and mutually profitable relationship.

Very truly yours,

A handwritten signature in black ink, appearing to be 'R. S. A.', is written over a light blue rectangular background.

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Document Number: 6.23.2016 07:03

Roger Shindell
President & CEO
Carosh Media and Marketing, llc
dba Carosh Compliance Solutions, llc

AGREED TO AND ACCEPTED THIS ____ DAY OF _____, 2016

For: Clinton County Iowa

By:

Name:

Title

Signature

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Document Number: 6.23.2016 07:03

June 27, 2016

RESOLUTION # 2016-____

WHEREAS, Clinton County is required to follow the rules of the Health Insurance Portability and Accountability Act of 1996 (HIPAA); and

WHEREAS, The Clinton County Board of Supervisors desires to adhere to the regulations set within HIPAA and to avoid penalties that accompany HIPAA violations; and

WHEREAS, Carosh Compliance Solutions has presented its services and fees in relation to HIPAA compliance; now

THEREFORE BE IT RESOLVED, by the Clinton County Board of Supervisors that the Clinton County Board Chairman is hereby authorized to sign a contract with Carosh Compliance Solutions to provide HIPAA compliance services.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairman, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

STAFF REPORT

DATE: June 27, 2016

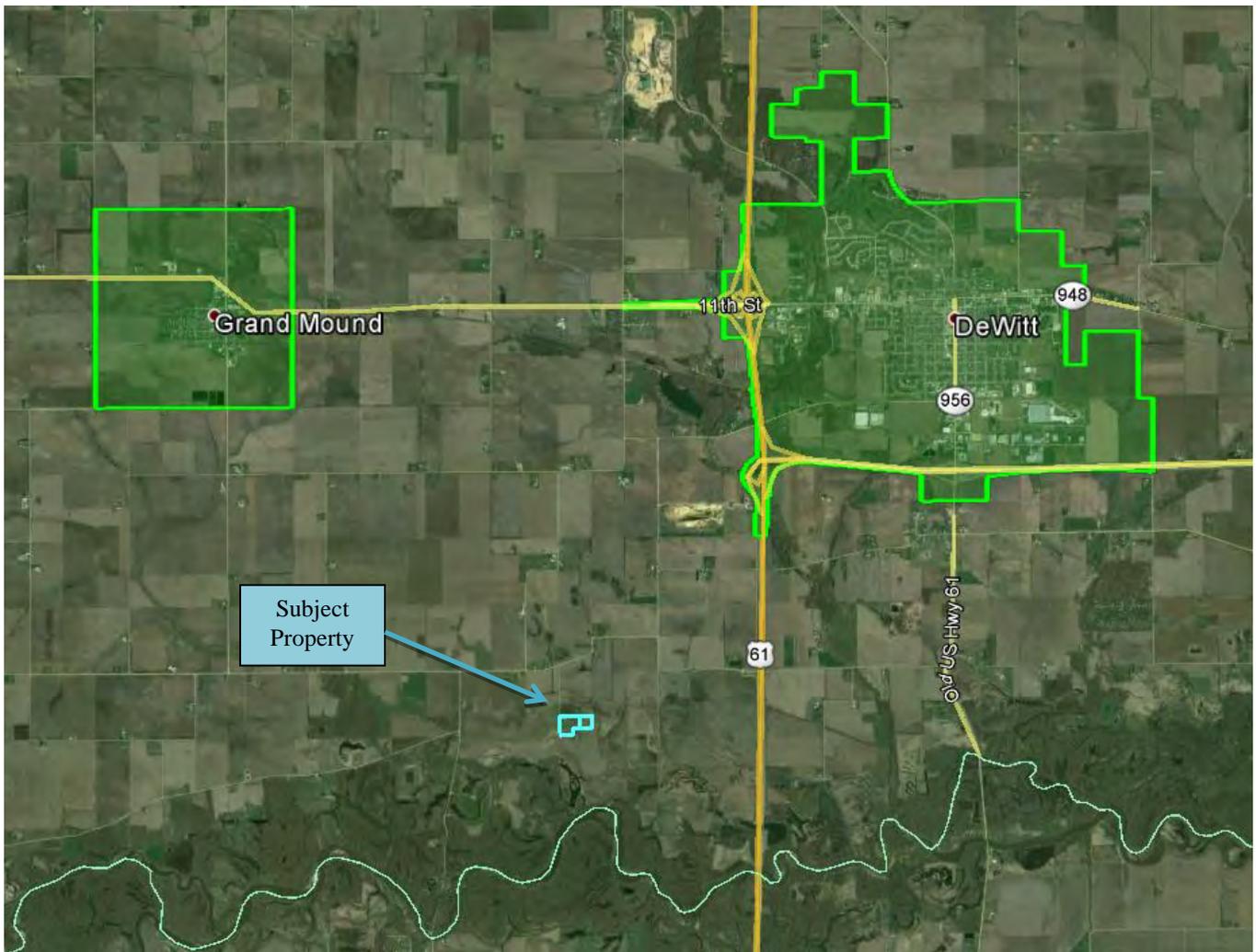
TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office
Nate Mueller

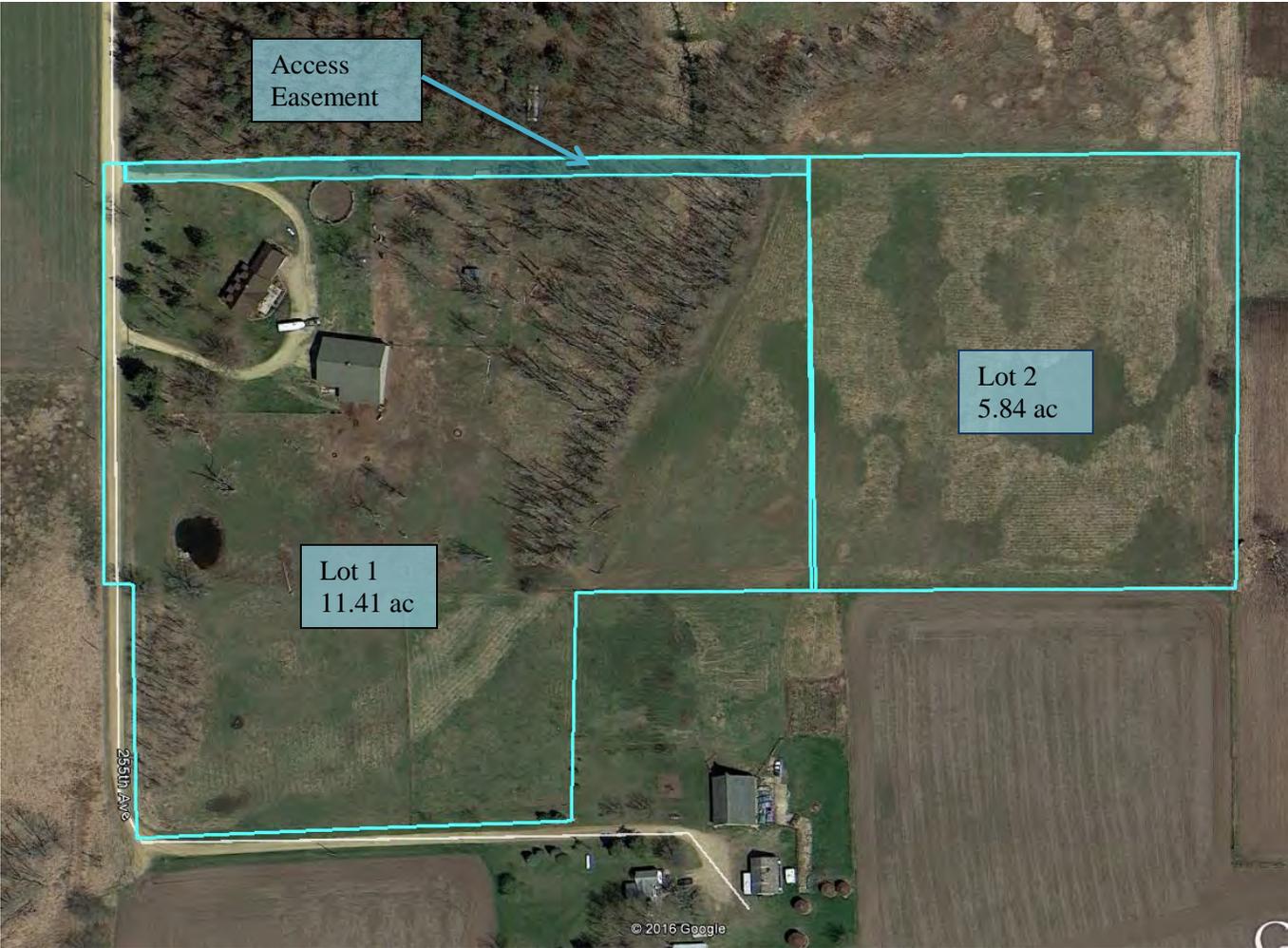
RE: Application 3967 of Charles & Kristy Anderson requesting approval of an application to create a 2-lot Minor Subdivision to be known as Anderson Subdivision.

Location

The proposed subdivision is located in the SW ¼ of the NE ¼ of Section 34, Township 81 North, Range 3 East of the 5th P.M. in Clinton County, Iowa. This is a 2-lot subdivision consisting of 17.25 acres located on the east side of 255th Ave. approx. 2000 feet south of its intersection with 270th St. in DeWitt Township.



Proposed lots for Anderson Subdivision:



Background and Details

The purpose of this application is to split an existing parcel into 2 developable lots – Lot 1 will be retained by Charles and Kristy Anderson and will contain the existing house and buildings. Lot 2 will be developed as a residential lot in the near future. There are no existing buildings on proposed lot 2.

There are 9 residences within a ½ - mile of the site, which is currently zoned AR-1 and is primarily crop and timber ad pasture ground. The proposed lots will have agricultural uses on all sides, as well as a single residential lot located adjacent to the south.

Details of the Proposal:

The regular bulk standards, normally permitted uses, and special exception uses from the AR-1 Zoning District of the Clinton County Zoning Ordinance will apply to all lots in the proposed subdivision:

Lot size/	<u>Lot 1</u> – 11.41 acres – Residential — Lot will contain the existing home
Anticipated Use	<u>Lot 2</u> – 5.84 acres – Residential — Lot will contain a new single family home
Front setback	50 feet
Side setback	15 feet
Rear setback	40 feet
Building Height - max	35 feet or 2 ½ stories
Density Allowed	1 lot per 5 acres

County Engineer’s Review of Proposed Driveway Access

Both lots will share an existing access onto 255th Avenue. Any new accesses onto County roads are subject to permitting and review by the County Secondary Roads Department. Final location and design requirements of any new access will be determined at the time of permitting. New driveways must meet separation and site distance requirements.

County Health Department Review of Well and Septic System Suitability

With an existing system and a parcel size of 11.41 acres, the County Health Department does not foresee any problems replacing the septic system on proposed lot 1. With a lot size of 5.84 acres, the Department does not foresee problems developing adequate wastewater facilities on proposed Lot 2 *subject to review of a soil analysis or percolation test*. Any new or replacement wells or wastewater treatment systems installed on any lot in the future are subject to permitting and review by the County Health Department. Final wastewater suitability and design will be determined at the time of permitting.

Planning & Zoning Commission Review and Recommendation

The Zoning Commission held a Public meeting on June 1, 2016 in DeWitt. After taking public comment and reviewing the application, the Commission voted 4 – 0 (Hand absent) to recommend approval of this application

Staff Recommendation

Staff recommends approval of this Subdivision.

Review of Preliminary Plat Subdivision Criteria (2.2.3.D) for Anderson Subdivision

- 1. The application conforms with environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal.**

An acceptable soil analysis or percolation test will be required before any septic systems can be constructed or reconstructed in this subdivision. New septic systems are subject to County Health Department approval and permitting and applicants are strongly encouraged to work closely with the County Sanitarian to make sure preliminary designs meet all applicable State and County regulations.

- 2. The applicant has shown the availability of water which meets applicable health standards and is sufficient for the reasonable foreseeable needs of the subdivision.**

Any new wells or connections to existing wells are subject to County Health Department approval and permitting. All lots within this subdivision are required to share a single water supply unless granted a variance by this Commission and the Board of Supervisors.

- 3. The site is served, or will be served at the time of development, with all necessary public utilities, including, but not limited to electric and telephone service.**

Utility Services are available at this location. Electrical service is provided by Eastern Iowa Light and Power. Telephone and internet service, if needed, is provided by Windstream.

- 4. The site is located in an area of the County that is appropriate for proposed development activity and which will not contribute to the need for inefficient extensions and expansions of public facilities, utilities and services.**

Lot 1 will have sufficient frontage on 255th Ave; which is gravel-surface County road. Lot 2 will access 255th Ave via a platted 25-foot access easement along the northern boundary of Lot 1. An Access Easement Agreement will be required with the recorded plat proceeding for this subdivision. No extension of public utilities is required for development on this site.

- 5. The applicant has shown the availability and accessibility of public services such as schools, public safety and fire protection.**

This subdivision is located in the Central Community School District. Fire protection will be provided by the Grand Mound Volunteer Fire Department which is located within 6 miles. Police protection is provided by the Clinton County Sheriff's Department.

- 6. The site represents an overall development pattern that is consistent with the goals and policies on the Master Plan, the Capital Improvements Program, and any other applicable planning documents adopted by the County.**

This development is in an area designated Suburban Residential on the Future Land Use Map, which encourages development of this type. The proposed lots are located in an area that contains minimal active farm ground due to the timber cover and use as horse pasture. No infrastructure improvements are required for this development.

7. The site and application conform to all applicable provisions of these regulations.

The proper application procedures have been followed for this application.

The site is zoned AR-1, which allows 1 dwelling unit per 5 acres. This subdivision proposes to split 17.25 acres into 2 lots, which is a density of approximately 1 dwelling unit per 8.6 acres.

The Corn Suitability Ratings for proposed lot 1 is not considered as it contains buildings, timber cover, and a small pond. The intended use of lot 1 is within the limits set forth in the Zoning Ordinance. Only 4.9% of the potentially tillable ground on proposed lot 2 has a CSR greater than 60, which is below the 25% limit for non-farm lots set forth by the Ordinance.

8. The application considers the effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision.

255th Ave is a gravel-surface dead-end local road which had a traffic count of 10 VPD in the most recent DOT study (2014). There is capacity for additional traffic on this road sufficient to handle any increased volume expected to be produced by 1 additional residential lot.

9. The Preliminary Plat shows the location, spacing and design of proposed streets, curb cuts and intersections, all of which are consistent with good traffic engineering design principles.

No new streets are proposed in this subdivision. The Access Easement proposed should provide sufficient access to 255th Ave.

10. Each lot in the map of a residential development has adequate and safe access to/from a local street. If lot access is to/from a collector or arterial street, the Planning and Zoning Commission shall expressly find that such access is safe and that no other lot access or subdivision configuration is feasible.

Development on either of the proposed lots will have adequate and safe access to 255th Ave, which is a gravel-surface dead-end local road. If the property owners wish to establish a new access they will have to meet driveway separation distances as well as Secondary Roads site distance, design, and permitting requirements.

11. The site contains a parcel, lot and land subdivision layout that is consistent with the Zoning Ordinance, good land planning and site engineering design principles.

The lot design for this subdivision meets the requirements of the ordinance and reflects good land planning and site engineering principles.

12. The site will be laid out and developed in a manner that is sensitive to environmental features and/or characteristics of the tract or parcel including, but not limited to, topography, slope, soils geology, hydrology, floodplains, wetlands, vegetation and trees.

The site is primarily pasture and timber ground. No crop ground will be removed from production at this time. There is no mapped floodplain on the property and there are no extreme slopes, topography, soil geology, or wetlands to consider on any of the proposed lots.

13. The applicant agrees to dedicate and improve land, right-of-way and easements, as may be determined to be needed to effectuate the purposes of these regulations and the standards and requirements incorporated herein.

No dedications of land or rights-of-way are required for this subdivision.

RESOLUTION # 2016 - _____

**RESOLUTION APPROVING THE FINAL PLAT OF
ANDERSON SUBDIVISION, CLINTON COUNTY, IOWA**

WHEREAS Charles & Kristy Anderson have filed subdivision application 3967 requesting preliminary and final approval of a proposed minor subdivision to be known and designated as Anderson Subdivision, located in the SW ¼ of the NE ¼ of Section 34, 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 June 1, 2016 in DeWitt, Iowa to consider this application, and

WHEREAS the Clinton County Board of Supervisors held a public hearing on June 27, 2016 to hear comments for and against the application; and

WHEREAS it appears that all requirements of the Clinton County Zoning Ordinance, Subdivision Regulations, Floodplain Management Ordinance, Airport Overlay Ordinance, Master Plan, and the laws of the State of Iowa have been complied with,

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Final Plat of ANDERSON SUBDIVISION, CLINTON COUNTY, IOWA, be and the same is hereby approved and the Chair is authorized to sign the final plat prior to recording:

Roll Call: Staszewski: _____

Hamerlinck: _____

Srp: _____

**Daniel A. Srp, Chairperson
Clinton County Board of Supervisors**

ATTEST:

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

STAFF REPORT

DATE: June 27, 2016

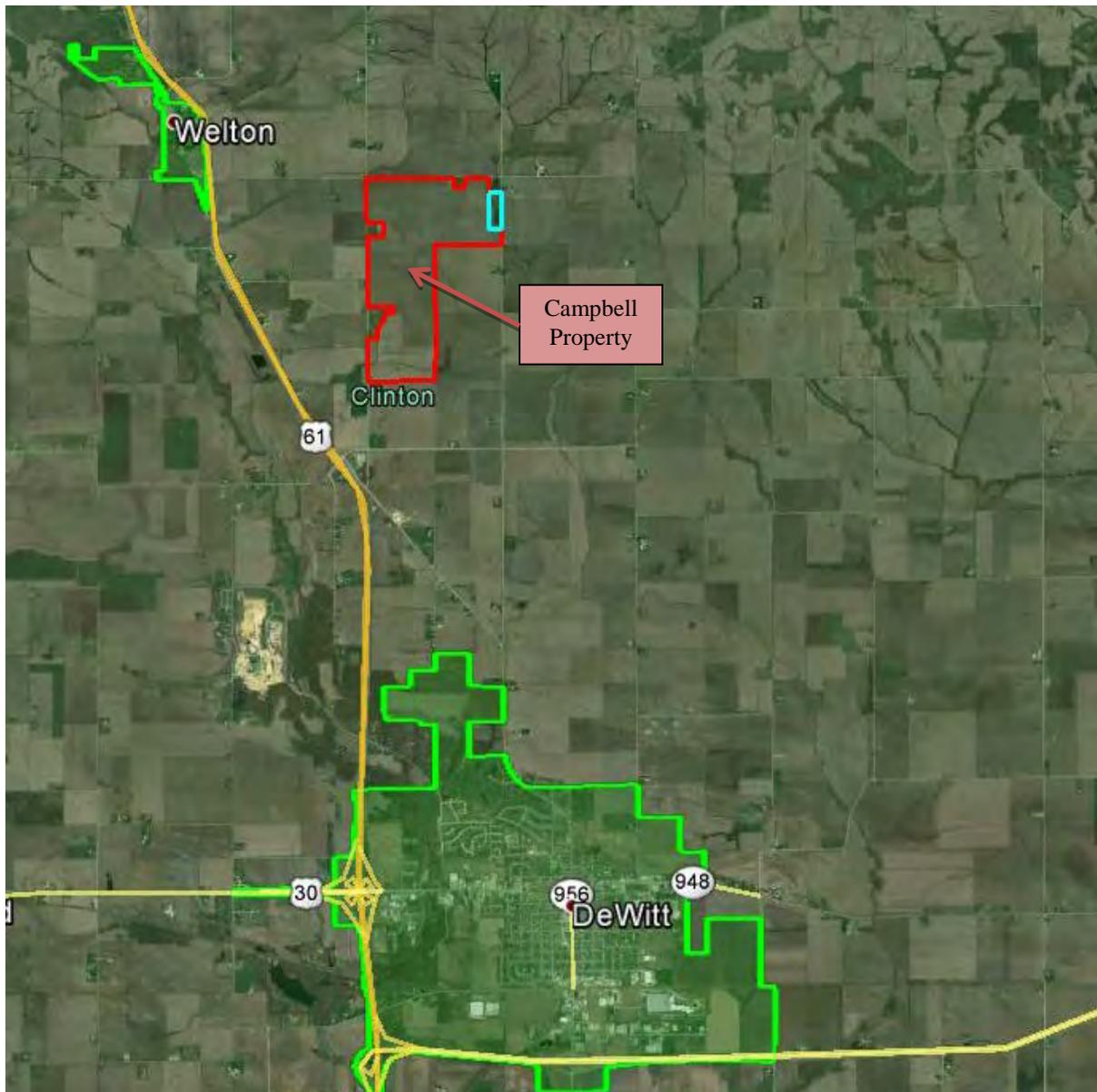
TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office
Nate Mueller

RE: Application 3968 of Dennis & Kristin Siebs-Campbell requesting approval of an application to create a 1-lot Minor Subdivision to be known as Rittmer's 3rd Addition.

Location

The proposed subdivision is located in the E ½ of the NE ¼ of Section 24, Township 82 North, Range 3 East of the 5th P.M. in Clinton County, Iowa. This is a 1-lot subdivision consisting of 15.81 acres located on the west side of 280th Ave approx. 600 feet south of its intersection with 190th Street in DeWitt Township.



Proposed lots for Rittmer's 3rd Addition:



Background and Details

The purpose of this application is to split a new non-farm lot from an existing farm. Proposed Lot 1 will be developed and used as a residential lot in the near-to-intermediate future. The applicant intends to retain ownership of the remaining farm ground. There are no existing buildings on proposed lot 1.

There are 8 residences within a ½-mile. The site is currently zoned A-1 and is primarily crop ground and timber. The lot will have residential uses to the north and agricultural uses to the south, east, and west.

Details of the Proposal:

The regular bulk standards, normally permitted uses, and special exception uses from the A-1 Zoning District of the Clinton County Zoning Ordinance will apply to all lots in the proposed subdivision:

Lot size/Anticipated Use	<u>Lot 1</u> – 6.10 acres – Residential — Lot will contain a new home
Front setback	50 feet
Side setback	15 feet
Rear setback	40 feet
Building Height - max	35 feet or 2 ½ stories
Density Allowed	1 lot per 40 acres - the applicant's attorney will need to submit an acceptable Agricultural Easement to allow for the increased density in this A-1 district.

County Engineer's Review of Proposed Driveway Access

Lot 1 has two existing field accesses onto 280th Avenue. Any new or upgraded accesses onto County roads are subject to permitting and review by the County Secondary Roads Department. Final location and design requirements of any new access will be determined at the time of permitting. New driveways must meet separation and site distance requirements.

County Health Department Review of Well and Septic System Suitability

With a proposed parcel size 15.81 acres, the County Health Department does not foresee any problems finding area to site a septic system on proposed lot 1. Because the likely building areas are near areas of mapped floodplain, there is potential for high ground water which could make siting a conventional sub-surface treatment field difficult. The applicant should be aware of these potential complications and understand that an alternative treatment system may be necessary *subject to staff review of a soil analysis or percolation test*. Any new or replacement wells or wastewater treatment systems installed on any lot in the future are subject to permitting and review by the County Health Department. Final wastewater suitability and design will be determined at the time of permitting.

Planning & Zoning Commission Review and Recommendation

The Zoning Commission held a Public meeting on June 1, 2016 in DeWitt. After taking public comment and reviewing the application, the Commission voted 4 – 0 (Hand absent) to recommend approval of this application *subject to the condition that the applicants submit an acceptable Agricultural Easement to Planning & Zoning staff prior to recording of the final plat proceeding*.

Staff Recommendation

Staff recommends approval of this Subdivision subject to the conditions recommended by the Zoning Commission.

Review of Preliminary Plat Subdivision Criteria (2.2.3.D) for Rittmer's 3rd Addition

- 1. The application conforms with environmental and health laws and regulations concerning water and air pollution, the disposal of solid waste, facilities to supply water, community or public sewage disposal and, where applicable, individual systems for sewage disposal.**

An acceptable soil analysis or percolation test will be required before any septic systems can be constructed or reconstructed in this subdivision. New septic systems are subject to County Health Department approval and permitting. The applicants will need to work closely with the County Sanitarian to make sure preliminary designs are flood resistant and meet all applicable State and County regulations.

- 2. The applicant has shown the availability of water which meets applicable health standards and is sufficient for the reasonable foreseeable needs of the subdivision.**

Any new wells or connections to existing wells are subject to County Health Department approval and permitting. All lots within this subdivision are required to share a single water supply unless granted a variance by this Commission and the Board of Supervisors.

- 3. The site is served, or will be served at the time of development, with all necessary public utilities, including, but not limited to electric and telephone service.**

Utility Services are available at this location. Electrical Service is provided by Eastern Iowa Light & Power. Telephone and internet service, if needed, are provided by either Windstream or Mediacom.

- 4. The site is located in an area of the County that is appropriate for proposed development activity and which will not contribute to the need for inefficient extensions and expansions of public facilities, utilities and services.**

All proposed lots have existing access or sufficient frontage to site a new access onto 280th Ave; which is gravel-surface minor County road. The applicant will need to work with Secondary Roads if they desire to install any new driveways in the future. No extension of public utilities is required for development on this site.

- 5. The applicant has shown the availability and accessibility of public services such as schools, public safety and fire protection.**

This subdivision is located in the Central Community School District. Fire protection will be provided by the DeWitt Volunteer Fire Department which is located within 5 miles. Police protection is provided by the Clinton County Sheriff's Department.

- 6. The site represents an overall development pattern that is consistent with the goals and policies on the Master Plan, the Capital Improvements Program, and any other applicable planning documents adopted by the County.**

This development is in an area designated Agricultural on the Future Land Use Map, which allows for limited development of this type. The proposed lot is located in an area that contains some active farm ground, however no infrastructure improvements are required for this development. Because the applicants have yet to submit an acceptable Agricultural Easement to allow for the increased density in the A-1 district, *staff recommends that approval of the application be subject to the applicants submitting an acceptable Agricultural Easement prior to recording.*

7. The site and application conform to all applicable provisions of these regulations.

The proper application procedures have been followed for this application.

The site is zoned A-1, which allows 1 dwelling unit per 40 acres. The applicants will have to submit an acceptable Agricultural Easement to allow for the increased density in the A-1 district

The Corn Suitability Ratings for the timber areas of the proposed lot is not considered as it cannot be actively row-cropped. The lot will contain approximately 3.2 acres of high-CSR crop ground (avg CSR = 86) which could potentially be removed from production – this represents 20.6% of the total lot area which is within the 25% limit for non-farm lots set forth by the Ordinance.

8. The application considers the effect of the proposed subdivision on existing public streets and the need for new streets or highways to serve the subdivision.

280th Street is a gravel-surface minor road which had a traffic count of 60 VPD in the most recent DOT study (2014). There is capacity for additional traffic on this road sufficient to handle any increased volume expected to be produced by 1 additional residential lot.

9. The Preliminary Plat shows the location, spacing and design of proposed streets, curb cuts and intersections, all of which are consistent with good traffic engineering design principles.

No new streets are proposed in this subdivision.

10. Each lot in the map of a residential development has adequate and safe access to/from a local street. If lot access is to/from a collector or arterial street, the Planning and Zoning Commission shall expressly find that such access is safe and that no other lot access or subdivision configuration is feasible.

Development on the proposed lot will have adequate and safe access to 280th Ave, which is a gravel-surface minor road. If the applicant wishes to establish a new access they will have to meet driveway separation distances as well as Secondary Roads site distance, design, and permitting requirements.

11. The site contains a parcel, lot and land subdivision layout that is consistent with the Zoning Ordinance, good land planning and site engineering design principles.

The lot design for this subdivision meets the requirements of the ordinance and reflects good land planning and site engineering principles.

12. The site will be laid out and developed in a manner that is sensitive to environmental features and/or characteristics of the tract or parcel including, but not limited to, topography, slope, soils geology, hydrology, floodplains, wetlands, vegetation and trees.

The site is primarily crop and timber ground with an area of mapped flood plain cutting through the middle of the lot. The applicant should have adequate area to develop lot 1 without building in the 100-yr floodplain. Less than 2 acres of crop ground could be removed from production at the time that Lot 1 is developed. There are no extreme slopes, topography, or soil geology, to consider on any of the proposed lots.

13. The applicant agrees to dedicate and improve land, right-of-way and easements, as may be determined to be needed to effectuate the purposes of these regulations and the standards and requirements incorporated herein.

No dedications of land or rights-of-way are required for this subdivision.

RESOLUTION # 2016 - _____

**RESOLUTION APPROVING THE FINAL PLAT OF
RITTMER'S 3RD ADDITION, CLINTON COUNTY, IOWA**

WHEREAS Dennis Campbell & Kristin Siebs-Campbell have filed subdivision application 3968 requesting preliminary and final approval of a proposed minor subdivision to be known and designated as Rittmer's 3rd Addition, located in the E ½ of the NE ¼ of Section 24, Township 82 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 June 1, 2016 in DeWitt, Iowa to consider this application, and

WHEREAS the Clinton County Board of Supervisors held a public hearing on June 27, 2016 to hear comments for and against the application; and

WHEREAS it appears that all requirements of the Clinton County Zoning Ordinance, Subdivision Regulations, Floodplain Management Ordinance, Airport Overlay Ordinance, Master Plan, and the laws of the State of Iowa have been complied with,

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Final Plat of RITTMER'S 3RD ADDITION, CLINTON COUNTY, IOWA, be and the same is hereby approved subject to the following conditions and the Chair is authorized to sign the final plat prior to recording:

1. The applicant shall submit an acceptable Agricultural Easement to Planning & Zoning staff prior to recording of the final plat proceeding.

Roll Call: Staszewski: _____

Hamerlinck: _____

Srp: _____

**Daniel A. Srp, Chairperson
Clinton County Board of Supervisors**

ATTEST:

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

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NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Final Plat of RITTMER'S 3RD ADDITION, CLINTON COUNTY, IOWA, be and the same is hereby approved and the Chair is authorized to sign the final plat prior to recording:

Roll Call: Staszewski: _____

Hamerlinck: _____

Srp: _____

**Daniel A. Srp, Chairperson
Clinton County Board of Supervisors**

ATTEST:

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

STAFF REPORT

DATE: June 27, 2016
TO: Clinton County Board of Supervisors
FROM: Clinton County Planning and Zoning Office
RE: An Ordinance Amending the Clinton County Floodplain Management Ordinance to clarify requirements for the construction of accessory structures in the Floodway Fringe District and update the effective date of the official Floodplain Zoning Map.

Background

The City of Clinton recently received final approval from FEMA to change sections of the official floodplain map to reflect areas that are currently protected by the levee along the river front. Because FEMA updates entire panels when there are changes, these significant changes within City Limits also included small areas of unincorporated Clinton County that were unaffected by the levee protection area, but were still updated when the map was re-issued. The proposed amendment to the Floodplain Management Ordinance would change the effective date for the 7 panels affected to November 4, 2016. The rest of the map panels covering Clinton County would remain unchanged.

Because we are going through the process of an ordinance amendment to update the effective date of the map panels, the DNR has also requested that we include updated language about the design requirements for Accessory structures in the Floodway Fringe district. This language was recommended by FEMA as a change to the DNR's model ordinance (which Clinton County's Ordinance is based off of) to better reflect FEMA standards for fringe development. The recommended language has been provided by the DNR's floodway and dam safety program directors and is considered a requirement for our local floodplain ordinance to remain legally sound.

Proposed Amendments

1. Subsection II.B of the Clinton County Floodplain Management Ordinance is hereby amended by deleting the phrase, "July 18, 2011" between the words "dated" and "which" and replacing it with the phrase, "November 4, 2016" between "dated" and "which".
2. Subsection V.B.11.a of the Clinton County Floodplain Management Ordinance is hereby amended by deleting the phrase, "accessory" between the words "structures" and "to" and replacing it with the phrase, "that are incidental" between "structures" and "to".
3. Subsection V.B.11.a of the Clinton County Floodplain Management Ordinance is hereby amended by deleting subsections V.B.11.a.(1), V.B.11.a.(2), and V.B.11.a.(6) in their entirety and replacing them with the following:
 - (1) The structure shall be designed to have low flood damage potential. Its size shall not exceed 600 sq. ft. in size. Those portions of the structure located less than 1 foot above the BFE must be constructed of flood-resistant materials.
 - (2) The structure shall be used solely for low flood damage potential purposes such as vehicle parking and limited storage. The structure shall not be used for human habitation.
 - (6) The structure's walls shall include openings that satisfy the provisions of Section V.B.4.a.

Review of Text Amendment Criteria (9.3.2.B.7) for an Ordinance Amendment updating side-yard setback requirements for accessory structures.

Clinton County Zoning Ordinance section 9.3.2.B.7: “When a proposed amendment would result in a change in the text of this ordinance but would not result in a change of the zoning map, the recommendation of the Planning & Zoning Commission shall describe:”

a. Whether such a change is consistent with the intent and purpose of this ordinance and the goals and policies of the Master Plan.

The intent of the Floodplain Management Ordinance is to, “...protect and preserve the rights, privileges and property of Clinton County and its residents...” FEMA has issued a ruling that the current development requirements for accessory structures in the floodway fringe district do not adequately protect the property of Clinton County and its residents in the event of a 100-yr flood event. The changes are necessary to ensure that structures are adequately protected from such an event. The effective map date update is needed for the ordinance to remain legally enforceable and for the County to continue to participate in the NFIP.

b. Whether the change is a result of an error or omission in the original text.

There was an error in the original text of the accessory structure design requirements in the model ordinance provided by the DNR. At the time of adoption (2011) the text was accurate of best-management-practices, but since that time FEMA has issued a ruling that the original wording is not adequate and has requested these changes. The effective map date change is not an error or omission of the original text – simply an update to a previously adopted date.

c. The areas that are most likely to be directly affected by such change and the likely effects.

These changes will equally effect all individuals who wish to develop property located in the mapped 100-year floodplain. The effective map date changes should not impact any property owners in the unincorporated areas of the County.

d. The changes in physical, social, or economic conditions or development practices that justify the proposed change.

These changes are both recommended by the DNR and required by FEMA. There has been no change in local physical, social, or economic conditions that spurred these developments.

Planning & Zoning Commission Recommendation

The Zoning Commission held a Public meeting on June 1st, 2016 in DeWitt. After taking public comment and reviewing the application, the Commission voted 4 – 0 (Commissioner Hand absent) to recommend approval of this ordinance amendment.

Staff Recommendation

Staff recommends approval of this Ordinance Amendment.

RESOLUTION #2016 - _____

BE IT RESOLVED, that the Clinton County Board of Supervisors will meet on the **18th day of July, 2016 at 9:30 a.m.** in Conference Room B at the Clinton County Administration Building, 1900 North 3rd Street, Clinton, Iowa 52732 for the purpose of hearing the final reading on a proposed text amendment to the Clinton County Floodplain Management Ordinance to clarify certain requirements for the construction of accessory structures in the Floodway Fringe District and updating the effective date of Official Floodplain Zoning Map; and

BE IT FURTHER RESOLVED, the Clinton County Board of Supervisors authorizes the Planning and Zoning Director to prepare and submit the proper Public Hearing notice to the appropriate media outlets.

Roll Call: Staszewski: _____

Hamerlinck: _____

Srp: _____

**Daniel A. Srp, Chairperson
Clinton County Board of Supervisors**

ATTEST:

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

STAFF REPORT

DATE: June 27, 2016

TO: Clinton County Board of Supervisors

FROM: Clinton County Planning and Zoning Office

RE: An Ordinance amending the Clinton County Zoning Ordinance to allow the severance of existing farm dwellings within 1320 feet of existing/established livestock feedlot or confinement operations.

Background

The Clinton County Zoning Ordinance currently requires that a land owner wishing to sell a single family residence separately from farm structures located within 1320 feet of a livestock feedlot or confinement feeding operation obtain Special Exception Permit approval from the Board of Adjustment (BOA) before the new non-farm lot can be platted. Over the last 5 years the BOA has seen these requests become a rubber-stamp formality, and has asked Staff to present an Amendment that would allow administrative approval to prevent frivolous board meetings on issues that precedent has effectively already dictated.

The proposed amendments to the Zoning Ordinance would create a separate review process that treats a request to sever an *existing* dwelling within 1320 feet of *existing* livestock operations as a request that could be administratively approved without needing formal Board action. A request to sever a bare non-farm lot within 1320 of an existing livestock operation would still require BOA approval.

Proposed Amendments

1. Subsection 4.1.4 of the Clinton County Zoning Ordinance is hereby amended by deleting subsections 4.1.4.a-c in their entirety and replacing them with the following:
 - a. An Agricultural Warning Notice, approved as to form by the County Attorney and prepared by Planning & Zoning Staff, is recorded with the plat and included as part of the deed of the home to be separated from the farm.
 - b. Notification of the request shall be sent to all property owners within 500 feet of the subject property as well as all sitting members of the Board of Adjustment. If the Planning & Zoning Office receives written opposition to the request within 14 days of the date of mailing, the decision to not include the typical farm buildings with the home must be made by the Board of Adjustment as an application for Special Exception as provided in Section 3.6.1 or 3.6.2 of this Ordinance.
2. Subsection 4.1.4 of the Clinton County Zoning Ordinance is hereby amended by deleting the phrase, “If any of these conditions are not met, or” at the beginning of paragraph 3.
3. Subsection 4.1.4 of the Clinton County Zoning Ordinance is hereby amended by deleting the word, “must” between the words “home” and “be” and replacing it with the word “may” between the words “home” and “be”.
4. Subsection 3.6.1.B.3 of the Clinton County Zoning Ordinance is hereby amended by adding the phrase “newly constructed” between the words “dwelling” and “non-farm”.
5. Subsection 3.6.2.B.3 of the Clinton County Zoning Ordinance is hereby amended by adding the phrase “newly constructed” between the words “dwelling” and “non-farm”.

Review of Text Amendment Criteria (9.3.2.B.7) for an Ordinance Amendment updating procedure for severing an existing dwelling within 1320 of an existing feedlot.

Clinton County Zoning Ordinance section 9.3.2.B.7: “When a proposed amendment would result in a change in the text of this ordinance but would not result in a change of the zoning map, the recommendation of the Planning & Zoning Commission shall describe:”

a. Whether such a change is consistent with the intent and purpose of this ordinance and the goals and policies of the Master Plan.

The intent of the original Amendment was to avoid future conflict between residential uses and livestock producers, the latter of which tend to produce the majority of nuisance complaints in the county. Arranging uses to avoid conflict is Goal 1.1 of the Master Plan.

In the situations addressed by this amendment, the livestock and residential uses are coexisting and usually have been for many years. The landowners are usually separating the residence from the income producing farm ground for estate planning or mortgage underwriting purposes and many times the residence and farm operation remain under common ownership, or one of the two is passed on within the family. In the event that the non-farm residence is sold to a third party, even a minimal amount of due diligence on the part of the real estate agent or buyer will inform them that livestock is present nearby and could potentially impact the enjoyment of their property. They are also informed of the potential nuisance by the ag warning notice, which these changes still require to be recorded with the plat of survey so it becomes part of the abstract. Because the conflict between rural residential and livestock producer is still addressed and adequately reported, this amendment does not go against the intent of the master plan.

b. Whether the change is a result of an error or omission in the original text.

This requirement was originally added to the zoning ordinance in 2003. The intent at that time was to reduce conflicts between rural residential uses and intensive livestock operations, and also to protect ag producers by preventing neighboring land owners from establishing a residence as a way to roadblock a livestock development application. The observed impact of this requirement is that it has not been needed to protect ag producers, and has primarily served to add administrative delays to family farmers in Clinton County who wish to separate their residence from their income-producing farm ground, usually for estate planning or mortgage underwriting purposes. In most cases observed over the last 5 to 7 years, the residence and the livestock operation have remained under common ownership or been passed on within the same family, so there was no conflict between the residential use and the livestock use to begin with. The fact that the original text has created these unforeseen barriers to family farmers by not differentiating between existing development and new development can be considered an omission.

c. The areas that are most likely to be directly affected by such change and the likely effects.

This change will impact all areas of the county equally as livestock feedlots and/or confinements can be found in every township. The greatest impact should be seen on existing farmsteads where the owner wishes to divide the existing house onto a separate parcel and leave the existing livestock buildings and areas with the surrounding farm ground.

d. The changes in physical, social, or economic conditions or development practices that justify the proposed change.

The majority of new livestock development in the County is facilities that house 990 – 995 Animal units. These facilities are commercial in nature and are rarely – if ever – built on existing home sites. These facilities almost always meet the greater separation distance required by a 1000+AU facility because they want to keep the potential for expansion on the table. The DNR’s residential separation requirement is 1875 for these larger facilities, so the County preventing development within 1320 feet does not protect these producers because an opposing land owner can go 1321 feet away, circumvent County protections, and still disrupt the development.

The recent trend in parcel splits within 1320 feet of livestock development is almost exclusively to separate an existing dwelling from an existing livestock operation for estate planning or mortgage underwriting purposes. This means that the rules are only serving to hinder family-farmers and do not adequately protect large-scale ag producers anyway.

Planning & Zoning Commission Recommendation

The Zoning Commission held a Public meeting on June 1st, 2016 in DeWitt. After taking public comment and reviewing the application, the Commission voted 4 – 0 (Commissioner Hand absent) to recommend approval of this ordinance amendment.

Staff Recommendation

Staff recommends approval of this ordinance amendment.

