

JANUARY 30, 2012

The Board of Supervisors of Clinton County, Iowa, met. Present were Supervisors Schmidt, Staszewski and Davisson. The minutes of the previous meeting were read and approved.

REPORTS

The 2<sup>nd</sup> Quarter FY2011-2012 report of the County Recorder's Report of Fees Collected, submitted by Steve Mangan, Clinton County Recorder, was presented, approved and filed.

8:00 A.M. Closed Session per Code of Iowa 21.5(1)(i) – Personnel Performance Evaluation – Building Maintenance Coordinator / Followed by Discussion with possible action

Motion made by Supervisor Davisson to enter into a closed session per Iowa Code, Section 21.5(1)(i) for a personnel evaluation of the Building Maintenance Coordinator at his request.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes

Motion carried. The Board of Supervisors entered into a closed session at 8:03 a.m.

Chairman Schmidt adjourned the closed session at 9:06 a.m.

Motion made by Supervisor Staszewski to direct Paul Greufe, PJ Greufe & Associates and Mike Wolf, County Attorney, to speak to the employee about the issues brought up before the Board of Supervisors.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes

Motion carried.

FORMAL ACTION: Resolutions and Motions

The following resolution was presented and on motion adopted.

RESOLUTION #2012-32

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, Clinton County is planning to resurface and rehabilitate Y-60 (Main Street) south of the Delmar city limits. It is deemed to be in the best interest of Clinton County and the City of Delmar, and of their respective citizens that the County and the City jointly undertake to resurface and rehabilitate the non curb and gutter portion of Main Street within the city limits (2400 feet north of the southern city limit), with Clinton County and the City of Delmar to provide certain necessary services and funds related to such reconstruction as described in the agreement.

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:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-33

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 \$10.00 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 2012:

1. Clinton County Conservation, 3942 291<sup>st</sup> St., Camanche
2. Martini Ware, Inc., Heather A. Beach and Michael P. Ossian, 2674 225<sup>th</sup> St., DeWitt

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-34

WHEREAS, Marty L. Newsom has petitioned for tax suspension under provision of Code of Iowa, Section 427.9, on the following property:

223 4<sup>th</sup> Ave. N, Clinton IA

Parcel #80-49020000

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

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

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.9, Code of Iowa, is for the 2010 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-35

BE IT RESOLVED by the Clinton County Board of Supervisors that Harold Hansen is hereby re-appointed to serve on the Pioneer Cemetery Commission for a three year term, said term to expire December 31, 2014.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-36

BE IT RESOLVED by the Clinton County Board of Supervisors that Allen Rogis is hereby re-appointed to serve on the Pioneer Cemetery Commission for a three year term, said term to expire December 31, 2014.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-37

BE IT RESOLVED by the Clinton County Board of Supervisors hereby reappoints Jean Morgan to serve on the Clinton County Board of Health for a three year term, said term to expire December 31, 2014.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-38

BE IT RESOLVED by the Clinton County Board of Supervisors hereby reappoints Mary Malcom, O.D., to serve on the Clinton County Board of Health for a three year term, said term to expire December 31, 2014.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-39

WHEREAS, the Clinton County Sheriff has accepted the resignation of Correctional Officer Laureen Puckett.

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 Laureen Puckett after accrued benefits are paid effective after her last day of employment on January 27, 2012.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-40

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 Nicole Godin, as a full-time Deputy Sheriff. This will be in effect February 6, 2012 at an hourly rate of \$21.38 during Godin'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:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes  
Brian Schmidt, Chairperson

Motion made by Supervisor Staszewski to authorize the Chairperson to sign Utility Permit Number 16-155 for Windstream Communications of Iowa to place underground cable within the County right-of-way in Sections 3, 10, 15 and 22 of Eden Township along the west side of 380<sup>th</sup> Avenue.

Roll Call:  
Staszewski: Yes  
Davisson: Yes  
Schmidt: Yes

Motion carried.

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS, AND EMPLOYEES

Todd Kinney, Clinton County Engineer said he received an invitation from the Farm Bureau to its next board meeting on February 13<sup>th</sup> at 5:30 p.m. in its DeWitt office building.

10:00 A.M. Board of Trustees for Drainage Districts

- Public Hearing – Drainage District #28 – To solicit public comments on amendments to Engineer’s Completion Report
- Resolution approving Drainage District #22 Engineer’s Completion Report

Motion made by Supervisor Davisson to recess as Board of Supervisors and reconvene as Board of Trustees for Drainage District #22 and Drainage District #28.

Roll Call:

Staszewski: Yes  
Davisson: Yes  
Schmidt: Absent

Motion carried. Board of Trustees for Drainage Districts convened at 10:00 a.m.

**PUBLIC HEARING**

Vice Chairperson Staszewski called the Public Hearing to order at 10:00 A.M. Present was Supervisor Davisson; Executive Assistant Tibbetts; County Auditor Eric Van Lancker; County Engineer Todd Kinney; County Zoning Administrator Gail Thomas; and members of the press and public.

Proof of Publication was introduced, accepted and returned for filing.

The purpose of the Public Hearing was to solicit public comments concerning the Engineer’s study on Drainage District #28.

No comments were received.

Motion was made by Supervisor Davisson to adjourn the Public Hearing.

Roll Call:

Staszewski: Yes  
Davisson: Yes  
Schmidt: Absent

Motion carried. The Public Hearing was adjourned at 10:02 a.m.

Kinney said the revised condition report included the southern 2,800 feet of the original report for Drainage District #22 which has been removed per a request. The estimated work and costs were also changed accordingly. The new estimate is just over \$47,000. Kinney said the bid letting will be this summer with work to begin in October and end in December.

The following resolution was presented and on motion adopted.

**RESOLUTION #2012-DD22-01**

WHEREAS, The Drainage District #22 2008 Repair Project contract work has been completed in general accordance with the plans and specifications dated October 15, 2008 (Prepared by Egger Engineering and Land Surveying) and the engineer’s project completion report was submitted to the Drainage District #22 Trustees on November 7, 2011 and;

WHEREAS, the Drainage District #22 Trustees held a public hearing on January 23, 2012, at 10:30 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 #22 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 #22 release the balance due to the contractor and the payment, performance and maintenance bonds of Dexter Dozing & Scraping LLC, in accordance with Iowa Code section 468.103 (30 days after project acceptance).

Roll Call:

Staszewski: Yes  
Davisson: Yes  
Schmidt: Absent  
Brian Schmidt, Chairperson



DD #10	14.21	2.08	16.29	0.00	16.29	0.00	0.00	16.29
DD #11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD #12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD #15	534.56	0.79	535.35	0.00	535.35	0.00	0.00	535.35
DD #16	19.09	0.01	19.10	0.00	19.10	0.00	0.00	19.10
DD #17	1,257.36	18,635.60	19,892.96	0.00	19,892.96	0.00	29,291.92	-9,398.96
DD #18	563.52	15.62	579.14	0.00	579.14	0.00	622.90	-43.76
DD #19	537.36	0.38	537.74	0.00	537.74	0.00	0.00	537.74
DD #20	548.19	20,228.62	20,776.81	4,689.48	16,087.33	0.00	12,427.36	3,659.97
DD #21	73.55	0.05	73.60	0.00	73.60	0.00	0.00	73.60
DD #22	288.33	0.20	288.53	0.00	288.53	0.00	60,119.57	-59,831.04
DD #23	161.88	768.73	930.61	0.00	930.61	0.00	540.00	390.61
DD #24	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD #28	55.99	589.18	645.17	0.00	645.17	0.00	0.00	645.17
DD 7 MAIN	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 7 LAT A	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 7 LAT B	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 7 LAT C	0.00	0.00	0.00	0.00	0.00	0.00	8,000.00	-8,000.00
DD 7 LAT D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 10 ALL POINTS	27.58	191.00	218.58	0.00	218.58	0.00	1,313.50	-1,094.92
DD 10 LAT 1	500.42	642.00	1,142.42	0.00	1,142.42	0.00	3,874.89	-2,732.47
DD 10 LAT 2	628.56	1,238.00	1,866.56	0.00	1,866.56	0.00	9,344.68	-7,478.12
DD 10 LAT 3	65.29	432.00	497.29	0.00	497.29	0.00	3,040.69	-2,543.40
DD 10 LAT 4	303.34	844.00	1,147.34	0.00	1,147.34	0.00	5,891.88	-4,744.54
DD 10 LAT 5	723.39	703.00	1,426.39	0.00	1,426.39	0.00	5,794.05	-4,367.66
DD 10 LAT 6	668.46	427.00	1,095.46	0.00	1,095.46	0.00	2,908.52	-1,813.06
DD 10 LAT 7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 15 MAIN	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 15 LAT 1	0.00	0.00	0.00	0.00	0.00	0.00	40,912.64	-40,912.64
DD 15 LAT 2	0.00	0.00	0.00	0.00	0.00	0.00	8,236.50	-8,236.50
DD 15 LAT 3	0.00	0.00	0.00	0.00	0.00	0.00	5,619.42	-5,619.42
DD 15 LAT 4	0.00	0.00	0.00	0.00	0.00	0.00	4,632.68	-4,632.68
DD 15 LAT 5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 15 LAT 6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 15 LAT 7	0.00	0.00	0.00	0.00	0.00	0.00	5,899.49	-5,899.49
DD 15 LAT 8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 15 LAT 9	0.00	0.00	0.00	0.00	0.00	0.00	4,560.00	-4,560.00
DD 15 LAT 10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 15 LAT 11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 15 LAT 12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 23 ALL POINTS`	1,451.49	0.00	1,451.49	0.00	1,451.49	0.00	944.29	507.20
DD 23 MAIN	2,131.57	0.00	2,131.57	0.00	2,131.57	0.00	0.00	2,131.57
DD 23 LAT 1	1,000.43	0.00	1,000.43	0.00	1,000.43	0.00	694.74	305.69
DD 23 LAT 2	799.91	0.00	799.91	0.00	799.91	0.00	574.74	225.17
DD 23 LAT 3	9,033.56	0.00	9,033.56	0.00	9,033.56	0.00	12,370.75	-3,337.19
DD 23 LAT 4	172.48	0.00	172.48	0.00	172.48	0.00	0.00	172.48
CAPITAL PROJECTS FUND	2,771,304.31	2,497.92	2,773,802.23	2,746,418.14	27,384.09	0.00	0.00	27,384.09
DEBT SERVICE FUND	40,129.45	77,088.81	117,218.26	16,185.83	101,032.43	0.00	0.00	101,032.43
DEBT SERVICE/ROAD PROJ. - A	-9,862.79	275,469.70	265,606.91	59,460.83	206,146.08	0.00	0.00	206,146.08
DEBT SERVICE /RAILPORT - B	31,172.15	376,287.55	407,459.70	75,077.09	332,382.61	0.00	0.00	332,382.61
VIETNAM VET TRUST	12,210.64	169.75	12,380.39	0.00	12,380.39	0.00	0.00	12,380.39
VETERANS MEMORIAL	4,943.24	1.84	4,945.08	413.31	4,531.77	0.00	0.00	4,531.77



DD 8 LAT 9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 8 LAT 10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 9 ALL POINTS	60.51	0.00	60.51	0.00	60.51	0.00	0.00	60.51
DD 9 MAIN	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 9 LAT B	40.00	0.00	40.00	0.00	40.00	0.00	0.00	40.00
DD 9 LAT C	514.66	0.00	514.66	0.00	514.66	0.00	0.00	514.66
DD 9 LAT D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 12 ALL POINTS	389.96	0.00	389.96	0.00	389.96	0.00	0.00	389.96
DD 12 MAIN	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 12 LAT 3	42.00	0.00	42.00	0.00	42.00	0.00	0.00	42.00
DD 12 LAT 4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 12 LAT 8	842.15	0.00	842.15	0.00	842.15	0.00	0.00	842.15
DD 12 LAT 11	290.83	0.00	290.83	0.00	290.83	0.00	0.00	290.83
DD 12 LAT 17	930.83	0.00	930.83	0.00	930.83	0.00	0.00	930.83
DD 12 LAT 19	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DD 12 LAT 28	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TAX CLEARING FUND	130,188.42	1,296,752.68	1,426,941.10	1,376,789.30	50,151.80	0.00	0.00	50,151.80
PAYROLL CLEARING REFUND	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CLEARING REFUND	0.00	266,448.00	266,448.00	266,390.00	58.00	0.00	0.00	58.00
CLEARING ENTERPRISE FUND - ROCK CREEK	19,347.12	83,349.23	102,696.35	91,142.22	11,554.13	1,759.60	0.00	9,794.53
CLINTON COUNTY BENEFIT TRUST	3,431,369.03	1,387,949.21	4,819,318.24	1,375,226.91	3,444,091.33	31,104.91	0.00	3,412,986.42
<b>COUNTY TOTALS:</b>	<b>21,898,956.36</b>	<b>59,012,765.69</b>	<b>80,911,722.05</b>	<b>62,462,114.51</b>	<b>18,449,607.54</b>	<b>545,466.58</b>	<b>229,665.95</b>	<b>17,674,475.01</b>

BEGINNING CASH BALANCE:

\$21,898,956.36

EXPENDITURES

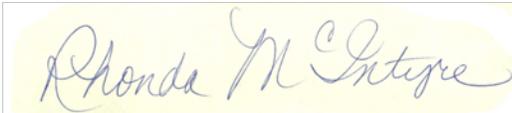
50 - TSF SR FROM GEN BASIC	152,025.26
51 - TSF SR FROM RURAL BASIC	606,708.11
73 - TSF CC FROM GB	43,092.87
76 - TSF CY ASSR FROM FICA	0.00
77 - TSF CY ASSR FROM IPERS	0.00
90 - TRANSFERS	744,291.00
98 - AUDITOR DISBURSEMENTS	22,771,525.77
99 - TREASURER DISBURSEMENTS	36,629,857.20
* TREAS TAX CLEARING DISBURSEMENTS	1,376,789.30
TOTAL EXPENDITURES	<u>62,324,289.51</u>
CHANGE IN OUTSTANDING:	<u>137,825.00</u>
ADJUSTED EXPENDITURES:	<u>62,462,114.51</u>

REVENUES

01 - CURRENT R.E. TAX	36,769,063.04
02 - MOBILE HOME TAX	30,681.00
03 - DELINQUENT R.E. TAX	19,619.44
04 - INTEREST CURRENT R.E. TAX	27,497.17
05 - INTEREST MOBILE HOME	354.00
06 - INTEREST DELINQT. R.E. TAX	5,379.30
07 - PUBLICATION COSTS	280.00
08 - GRAIN HOLDING	15,269.00
09 - MOBILE HOME STATE REIMB	0.00
10 - HOMESTEAD CREDIT REIMB	778,323.00
11 - ELDERLY CR REIMB	1,366.00

12 - AG LAND REIMB	286,671.00
14 - MILITARY REIMB	42,739.01
15 - FAMILY FARM REIMB	0.00
17 - EXCISE TAX	2,039,482.00
20 - ADVANCE TAX COLLECTIONS	-32,175.13
21 - AUTO REGISTRATION	144,337.91
22 - DUPL CERT OF TITLE	3,282.50
23 - CERT OF TITLE	16,961.50
24 - SECURITY INTEREST	19,015.51
27 - USE TAX FEES	5,068.58
28 - MV MAILING FEES	8,936.80
29 - ANATOMICAL - CO SHARE	18.74
30 - MISC RECEIPTS	15,987,725.40
50 - TSF SR FROM GEN BASIC	195,118.13
51 - TSF SR FROM RURAL BASIC	606,708.11
53 - TSF GB FROM AP ASSIST	0.00
63 - TSF GB FROM AUTO DUPL TITLE	0.00
75 - TSF GB FRO USE TAX	0.00
79 - TSF FRO FICA FROM CY ASSR	0.00
90 - TRANSFERS	744,291.00
98 - AUDITOR DISBURSEMENTS	0.00
TOTAL REVENUES	<u>57,716,013.01</u>
99- TREASURERE-TAX CLEARING	<u>1,296,752.68</u>
TOTAL RECEIPTS	<u>59,012,765.69</u>
<b>ENDING CASH BALANCE:</b>	<b>18,449,607.54</b>

I HEREBY CERTIFY THE ABOVE REPORT TO BE A TRUE AND ACCURATE ACCOUNT OF TRANSACTIONS DURING THE PERIOD(S) SPECIFIED.



*Rhonda McIntyre, Treasurer*

1/12/2012

The Board of Supervisors adjourned to meet on Wednesday, February 1, 2012.

Eric Van Lancker, County Auditor

Brian Schmidt, Chairperson

-APPROVED-

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
County Auditor