

SEPTEMBER 10, 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.

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

The following resolution was presented and on motion adopted.

RESOLUTION #2012-258

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:

Staszewski: Yes

Davisson: Yes

Schmidt: Yes

Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-259

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the resignation of Brian Donnelly, full-time employee of the County Attorney's Office be and is hereby acknowledged, effective September 30, 2012, at midnight;

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue pay checks effective September 30, 2012, at midnight.

Roll Call:

Staszewski: Yes

Davisson: Yes

Schmidt: Yes

Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-260

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 Cynthia Perry, as a full-time Clerk II. This will be effective September 10, 2012, at an hourly rate of \$15.80. This position is subject to the terms and conditions of the General Services Collective Bargaining Agreement.

Roll Call:

Staszewski: Yes

Davisson: Yes

Schmidt: Yes

Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-261

WHEREAS, Iowa Code Section 459.304 sets out the procedure if a Board of Supervisor wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, Clinton County did adopt such a resolution during the month of January 2012, and transmitted the resolution to the Iowa Department of Natural Resources; and

WHEREAS, counties that have adopted a construction evaluation resolution may submit to the Department of Natural Resources (IDNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, the Clinton County Board of Supervisors has received a construction permit application for a proposed confinement feeding operation from Blanchard Family Dairy, LLC; and

WHEREAS, the Board's recommendation to the IDNR 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;

WHEREAS, the Board of Supervisors has conducted an evaluation of the construction permit application using the master matrix created in Iowa Code Section 459.305 and intends to forward the results of that evaluation to the Iowa Department of Natural Resources; and

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County that the Board of Supervisors hereby recommends approval of the application made by Blanchard Family Dairy, LLC for expansion of a confined animal feeding operation.

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

The following resolution was presented and on motion adopted.

RESOLUTION #2012-262

WHEREAS, the Clinton County Five Year Roads Construction Program includes the rehabilitation and resurfacing of Y-44 (170th Avenue) from U.S. Highway 30 to County Road E-63, and

WHEREAS, the concept statement and preliminary construction plans for STP-S-C023(93)—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: 6-12-STPS-28.

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

The following resolution was presented and on motion adopted.

RESOLUTION #2012-263

BE IT RESOLVED that the Clinton County Board of Supervisors will hold a Public Hearing on Monday, September 24, 2012, at 10:30 a.m. in Conference Room B at the Clinton County Administration Building, 1900 North 2nd Street, Clinton, Iowa 52732 for the purpose of soliciting public comment on the proposed construction permit application for a confinement feeding operation from Dave and Nate Denger; and

WHEREAS, the Clinton County Board of Supervisors authorizes Administrative Assistant Roberta Lewis to prepare and submit the proper Public Hearing notice to the appropriate media outlets.

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

The following resolution was presented and on motion adopted.

RESOLUTION #2012-264

BE IT RESOLVED by the Clinton County Board of Supervisors that the said Board acknowledges and accepts the job description as presented for the full-time Administrative Assistant position in the Administrative Services Office providing support for the Board of Supervisors.

Roll Call:

Staszewski: Yes

Davisson: Yes

Schmidt: Yes

Brian Schmidt, Chairperson

Motion made by Supervisor Davisson to authorize the Chairperson to sign Utility Permit Number 10-42 for Eastern Iowa Light and Power to replace overhead power lines and poles within the County right-of-way located in Section 1, 12 and 13 of T81N-R4E along the east and west sides of 330th Avenue. This permit also includes replacing poles and overhead lines along the north and south sides of 270th Street in Section 25 through 30 of T81N-R5E and Section 25 of T81N-R4E.

Roll Call:

Staszewski: Yes

Davisson: Yes

Schmidt: Yes

Motion carried.

Motion made by Supervisor Staszewski to authorize the Chairperson to sign an extension of the Drug Endangered Children Grant (#10-DEC-19716).

Roll Call:

Staszewski: Yes

Davisson: Yes

Schmidt: Yes

Motion carried.

Board of Supervisors discussed a proposal to provide a \$25 stipend for fuel for a student intern in the County Zoning Department. Clinton County Zoning Administrator Gail Thomas said consideration shouldn't be given to other offices as those offices handle interns differently as a separate office. The Board of Supervisors said it will research how interns are handled in other County offices.

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS and EMPLOYEES

9:34 A.M. Discussion/Possible Action – Snow Removal for Law Center, Courthouse, Administration Building and Clinton County Government DeWitt Annex – Maintenance Department

Clinton County Building Maintenance Manager Corey Johnson said he reviewed last winter's contract for snow removal. He believes his department has the equipment to do the snow removal. However, Johnson said he would like an additional salt spreader for the back of one truck. He believes the County can save \$660 per snow event by keeping the snow removal in house. However, he would like to go out for bids for snow removal at the new DeWitt building. He said his department can handle the buildings in Clinton, but not the new DeWitt building.

Supervisor Jill Davisson said the reason the County contracted is because the Board of Supervisors was told the County didn't have enough equipment. Johnson believes that the County does have enough equipment if it adds a salt spreader.

Davisson asked how snow removal would be staffed by his department. Johnson said staff would report in by 5:00 or 5:30 in the morning. He would bring in two people right away and then others for normal business hours. Johnson said he worked out the numbers and said that even with a little overtime, the County could still break even compared to the snow removal contract of last winter.

Motion made by Supervisor Davisson to seek bids for the new DeWitt building for snow removal with the understanding the County staff will remove snow at the Clinton buildings.

Roll Call:

Staszewski: Yes

Davisson: Yes

Schmidt: Yes

Motion carried.

9:45 A.M. Presentation of Skilled Iowa – Iowa WORKS Eastern Iowa – Doug Rempfer

Rempfer said he is asking for the Board of Supervisors endorsement of Skilled Iowa. He said the program consists of three tests for employees. Upon passage of the tests, an employee will receive a certification demonstrating their ability to be trained and their skill sets. He said if enough employees are certified, the community could be recognized as a Skilled Iowa community. Rempfer said that could be used as a marketing tool for potential companies to locate in the area. The Board of Supervisors will consider a resolution at its next meeting to endorse the program.

10:00 A.M. Discussion on a Regional Marketing Alliance – Steve Ames and Tami Petsche

This discussion was rescheduled to the September 17th Board of Supervisors meeting.

10:30 A.M. Board of Trustees for Drainage Districts:

- Drainage District #28 – Resolution to award contract for Repair Project
- Drainage District #28 – Resolution to authorize Board of Supervisors to sign temporary easement for repair work outside the Drainage District right-of-way
- Drainage District #6 – Discussion – Repair Work Update

Motion made by Supervisor Davisson to recess as the Board of Supervisors and convene as Board of Trustees for Drainage District # 28 and Drainage District #6.

Roll Call:

Staszewski: Yes
 Davisson: Yes
 Schmidt: Yes

Motion carried. Board of Supervisors recessed and Board of Trustees convened at 10:32 a.m.

The following resolution was presented and on motion adopted.

RESOLUTION #2012-DD28-02

WHEREAS, the estimated cost of the proposed Drainage District #28 repairs required that the Clinton County Board of Supervisors acting as Trustees for Drainage District #28 hold a hearing to solicit comments from Drainage District #28 landowners and interested parties on the proposed repair project prior to authorizing the preparation of plans and specifications, and

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #28 held a public hearing on the proposed repairs and the Engineer’s Report on January 30, 2012, and

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #28 have considered the bids received on August 30, 2012 for the Drainage District #28 Repair Project, and

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

Payne and Associates	\$48,644.25
Ag & Turf Construction, LLC	\$44,200.00
Rittmer, Inc.	\$43,050.00
Dexter Dozing and Scraping, LLC	\$36,906.01
Schroeder Dozing and Excavating	\$30,350.00
A & S Excavating	\$25,870.00

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, acting as Trustees for Drainage District #28, concurs with the Clinton County Engineer’s recommendation that the contract for said work be awarded to the low responsible bidder, as follows:

A & S Excavating	\$25,870.00
DeWitt, Iowa	

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: Yes

Davisson: Yes
Schmidt: Yes
Brian Schmidt, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2012-DD28-03

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #28 held a public hearing on the proposed repairs and the Engineer's Report on January 30, 2012, and

WHEREAS, the Clinton County Board of Supervisors acting as Trustees for Drainage District #28 desires to complete a repair project that includes ditch cleaning beyond the Drainage District #28 boundary to the ditch outlet into Deep Creek under the authority of the Code of Iowa, Section 468.146, and

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, acting as Trustees for Drainage District #28, authorize the Chairperson of the Board of Supervisors to execute the temporary construction easement to complete the repair work outside of the Drainage District #28 permanent easement.

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

Drainage District #6 Repair Work Update:

Clinton County Engineer Todd Kinney said the tile was televised. He said the camera ran into deep water and mud in one direction. He said another direction was attempted, but the crew found a bend in the tile that the camera could not navigate. Kinney said the next step is to contact the DOT to see how they want to handle the cleaning.

Motion made by Supervisor Staszewski to adjourn as Board of Trustees for Drainage District #28 and Drainage District #6 and reconvene as Board of Supervisors.

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

Motion carried. Board of Trustees adjourned and Board of Supervisors reconvened in general session at 10:54 a.m.

11:00 A.M. Discussion / Smithtown Church – Exterior Painting

Davisson said last week she got a phone call from Clinton County Historic Preservation Committee member Ruth Wilson in regards to the Smithtown Church painting. Davisson said she remembered budgeting money for painting the church. However, Davisson said the money was not placed in the Conservation or Commission budget. Davisson wanted to provide direction to each entity about which one took care of what duties. Davisson said Conservation should be taking care of maintenance while the commission should take care of preservation projects on the building. County Conservation Director Walt Wickham said that plan will work for his department. The Board of Supervisors agreed to budget the money for the church to be painted in the Conservation budget when it begins budget work sessions for fiscal year 2014 in December.

The Board of Supervisors adjourned to meet on Monday, September 17, 2012.

Eric Van Lancker, County Auditor

Brian Schmidt, Chairperson

-APPROVED-

County Auditor

Chairperson