

AUGUST 12, 2013

The Board of Supervisors of Clinton County, Iowa, met. Present were Supervisors Staszewski, Davisson and Schmidt. 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 #2013-223

WHEREAS, the Clinton County Secondary Roads Five Year Construction Program includes fog sealing of the hot mix asphalt pavement on Z-36 between the State Highway 136 and State Highway 67, Project No. FM-C023(92)--55-23, and

WHEREAS, construction of said project FM-C023(92)--55-23 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:

Schmidt: Yes

Davisson: Yes

Staszewski: Yes

John F. Staszewski, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2013-224

BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the appointment of Edward Reuter to the full-time position of Building Maintenance Supervisor is hereby approved. Starting salary to be set at \$22.00 per hour with an effective date of September 1, 2013; and

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue biweekly pay checks from the General Basic Fund without further action of this Board.

Roll Call:

Schmidt: Yes

Davisson: Yes

Staszewski: Yes

John F. Staszewski, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2013-225

APPROVAL OF THE REPORT AND RECOMMENDATIONS FOR THE EASTERN IOWA
MENTAL HEALTH AND DISABILITY SERVICES REGION

WHEREAS, Cedar, Clinton, Jackson, Muscatine and Scott County Boards of Supervisors met on August 6, 2013, in a joint session to review the Final Report and Recommendations for the Eastern Iowa Mental Health and Disability Service Region;

WHEREAS, the report recommends the development of a 28E Agreement in consultation with the County Attorneys Offices following the principles that were adopted on September 17, 2012;

WHEREAS, the report outlines the governance structure including the governing board composition, powers and duties; the regional advisory committee composition, powers and duties; the management team composition, powers and duties; the regional administrator, to be known as the chief executive officer, powers and duties; and the function of the county advisory committees;

WHEREAS, the report recommends a FY15 bill paying model and principles and further outlines the need to procure services to develop the financial management structure and reporting systems with guidelines that are acceptable to all of the counties and follows state law;

WHEREAS, the report defines the matrix of services for both FY14 and FY15 and recommends a core set of services for FY15 to be adopted through a management plan;

WHEREAS, the report sets out general timelines that should be followed for regionalization but recognizes some change will occur due to the delay in the approval of the State Administrative Rules;

THEREFORE BE IT RESOLVED that the Cedar, Clinton, Jackson, Muscatine and Scott Counties continue to commit to participate in the planning and development of the MH/DS region following the previously approved principles and the recommendations of the report.

Roll Call:

Schmidt: Yes

Davisson: Yes

Staszewski: Yes

John F. Staszewski, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2013-226

WHEREAS, consultants with the National Institution of Corrections ("NIC") evaluated the Clinton County Jail in January 2008 and identified serious deficiencies including that "[it] is an antiquated facility that is in dire need of replacement" and that "[s]erious safety and security issues exist with the design of the 1969 constructed jail";

WHEREAS, the Clinton County Justice Coordinating Commission ("Commission") was formed in April 2009 to begin addressing the concerns identified in the NIC assessment;

WHEREAS, the Clinton County Board of Supervisors supported the Commission by providing operational funding and logistical support;

WHEREAS, the Commission has made substantial progress in reducing the jail population despite periodic overcrowding conditions and has collected sufficient data to provide an adequate foundation for continued facility planning;

WHEREAS, the Commission issued a Request for Proposal for a Jail Needs Assessment and Consulting Services in April 2013; evaluated twelve proposals; and conducted interviews with four firms;

WHEREAS, the Commission has now recommended to the Clinton County Board of Supervisors to select Shive-Hattery, Inc. located in West Des Moines, Iowa, to conduct a jail needs assessment and provide pre-architectural consulting services;

WHEREAS, the Communications Commission and Technical Oversight Board support the selection of Shive-Hattery, Inc. for these purposes;

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Chairperson is authorized to sign the contract agreement with Shive-Hattery, Inc.

Roll Call:

Schmidt: Yes

Davisson: Yes

Staszewski: Yes

John F. Staszewski, Chairperson

Motion was made by Supervisor Schmidt to authorize the Chairman of the Clinton County Board of Supervisors to sign the revised SharePoint MOU between Iowa Department of Public Health and the Clinton County Board of Supervisors.

Roll Call:

Schmidt: Yes

Davisson: Yes

Staszewski: Yes

Motion carried.

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS, AND EMPLOYEES

Corey Johnson, County Building Maintenance Manager provided an update of the DeWitt Annex renovation. He said things are going well and are on schedule. He said the roof over the old banquet hall will be removed this week. He also provided the BOS with a contract amendment to design the parking lot which will allow for draining from the roof to enter into the sewer system. He said the Board of Supervisors will need to meet to consider where the sheriff's office garage will be placed. Johnson said that step is needed to determine where to place the generator.

9:34 A.M. Request from Vincent Jetter Community Center for Abatement of Taxes – Dina White – Discussion / Possible Action

White, president of the community center, said she believes her group is a non-profit group that owns property that should be exempt from property tax. White described what the center will be used for including a drug-free program and reading assistance that will benefit the youth in Clinton. Supervisor Davisson said the Board of Supervisors can have the County Attorney review the possible abatement and provide a process for approving the abatement. Staszewski also asked for a formally written letter for the Board of Supervisors to consider the abatement. White said she has asked and received an exemption from the City Assessor earlier this year.

9:48 A.M. Board of Trustees for Drainage Districts:

- Drainage District #5 – Discussion / Possible Action
- Drainage District #22 – Discussion / Possible Action

Motion was made by Supervisor Davisson to recess as Board of Supervisors and convene as Board of Trustees for Drainage District #5 and Drainage District #22.

Roll Call:

Schmidt: Yes
Davisson: Yes
Staszewski: Yes

Motion carried. Board of Supervisors recessed and Board of Trustees convened at 9:48 a.m.

Clinton County Engineer Todd Kinney said FEMA needs to have documentation that other federal funding eligibility has been denied for flood-related repairs on Drainage Districts #5 & #22. Kinney said there is a possibility that the repairs could be covered by the Natural Resources Conservation Service (NRCS). Kinney presented the Board of Supervisors with a letter to present to NRCS for consideration of 75%-25% cost share funding. The letter covers both Drainage District #5 & Drainage District #22.

Motion was made by Supervisor Schmidt to authorize the Chairperson to sign any request to the NRCS for assistance with flood-related repairs for Drainage Districts #5 & #22.

Roll Call:

Schmidt: Yes
Davisson: Yes
Staszewski: Yes

Motion carried.

Kinney also reported he has received invoices from B&W for spraying services in 2012 and 2013. He will pass the invoices on to the Auditor's Office for review before payment.

Motion was made by Supervisor Schmidt to adjourn as Board of Trustees for Drainage District #5 and Drainage District #22 and reconvene as Board of Supervisors.

Roll Call:

Schmidt: Yes
Davisson: Yes
Staszewski: Yes

Motion carried. Board of Trustees adjourned and Board of Supervisors reconvened in general session at 9:57 a.m.

10:01 A.M. Public Hearing to solicit public comment on proposed Outback Planned Unit Development application - Action to Follow

PUBLIC HEARING

Chairperson Staszewski called the Public Hearing to order at 10:01 a.m. Present were Supervisor Schmidt and Davisson; Administrative Assistant Roberta Lewis; County Auditor Eric Van Lancker; Planning & Zoning Director Nathan Mueller; and members of the press.

The purpose of the Public Hearing was to solicit public comments on the proposed Outback Planned Unit Development application.

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

No comments were received before the Public Hearing.

Nate Mueller, Clinton County Zoning Administrator, presented the rezoning and plan unit development plat proposal for the former Buffalo Bill Trailer Park property by Mike Kopp. He said the plan unit will allow for a clustered wastewater treatment system. He said most lots are just over half an acre in size. Mueller reported the Clinton County Planning & Zoning Board recommended approval of the application by a vote of 5-0.

Mike Kopp, developer of the property, said the final plat is next and he is looking forward to keeping the development moving forward. He thanked the County employees who have helped him. He said Phase I of the project will begin on the west side of the property. Kopp explained the wastewater system will be owned by the neighborhood association. Kopp said there is currently one DNR approved well on the property. He said another may need to be added at a later time.

Motion was made by Supervisor Davisson to adjourn the public hearing.

Roll Call:

Schmidt:	Yes
Davisson:	Yes
Staszewski:	Yes

Motion carried. The Public Hearing was adjourned at 10:17 a.m. The First Reading of the ordinance will be presented at the Board of Supervisors meeting next week.

The Board of Supervisors adjourned to meet on Monday, August 19, 2013.

Eric Van Lancker, County Auditor

-APPROVED-

John F. Staszewski, Chairperson

County Auditor

Chairperson