

AUGUST 8, 2014

The Board of Supervisors of Clinton County, Iowa, met at the Camanche City Hall, in Camanche, IA. Present were Supervisors Davisson, Schmidt and Staszewski. The minutes of the previous meeting were read and approved.

TRANFERS			
General Basic Fund	to	Secondary Road Fund	\$55.20
General Basic Fund	to	County Conservation Land Acq.	\$5,702.08

2:15 P.M. Review of Correspondence and Claims

2:30 P.M. FORMAL ACTION: Resolutions and Motions

Motion was made by Supervisor Staszewski to remove Resolution #2014-201 from the table for discussion and action.

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

Motion carried.

The following resolution was presented and on motion failed.

RESOLUTION #2014-201

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 compression brake/Jake Brake prohibited areas located on E-63 at the intersection of 140th Avenue, at the intersection of 150th Avenue, at the intersection of 180th Street and at the intersection of 170th Avenue, in Clinton County be scheduled for August 25, 2014, at 7:15 p.m. in the _____.

Roll Call:
Staszewski: No
Schmidt: No
Davisson: No
Jill M. Davisson, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2014-203

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 compression brake/Jake Brake prohibited areas located on E-63 at the intersection of 140th Avenue, at the intersection of 150th Avenue, at the intersection of 180th Street and at the intersection of 170th Avenue, in Clinton County be scheduled for August 25, 2014, at 7:15 p.m., Sacred Heart Church Hall, 903 Main Street, Lost Nation, Iowa.

Roll Call:
Staszewski: Yes
Schmidt: Yes
Davisson: Yes
Jill M. Davisson, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2014-204

WHEREAS, the Clinton County Five Year Roads Construction Program includes the construction of a new roadway to access property that will be land-locked due to two upcoming bridge closures on 235th Street between 142nd Avenue and 154th Avenue, and

WHEREAS, the Clinton County Engineer's Office has determined that constructing a new road is more cost effective than rehabilitation and/or replacement of one of the structures and that vacation of 235th Street as an alternative to replacement/reconstruction is not being pursued by the Board of Supervisors, 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 Federal Funding Agreement for Project BROS-CO23(100)--8J-23.

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: Yes

Schmidt: Yes

Davisson: Yes

Jill M. Davisson, Chairperson

The following resolution was presented and on motion adopted.

RESOLUTION #2014-205

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_54114 with an endorsement for Class B Native Wine Permit, Outdoor Service and Sunday Sales, effective August 24, 2014. Said application be and is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Jill M. Davisson, Chairperson

GENERAL PUBLIC

DEPARTMENTS HEADS, ELECTED OFFICIALS AND EMPLOYEES

Chairperson Davisson asked that all Department Heads & Elected Officials inform the Board of Supervisors Administrative Assistant when they are going to be out of the office. She said several incidents have occurred where the switchboard has transferred incoming calls to individual phone lines and the person has been away from the office for an extended period of time. An email will be sent with instructions on how the Board of Supervisors office will be kept informed.

County Engineer Todd Kinney informed the Board of a county resident request to have a 1.6 mile section of the road on the south access of Our Lady of the Prairie Retreat dust control treated annually. Kinney will have the resident complete a formal request for approval at a future Board of Supervisors meeting.

3:01 P.M. Board of Trustees for Drainage District #5 – Discussion/Possible Action to address repair project change in scope

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

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Motion carried. Board of Supervisors recessed and Board of Trustees convened at 3:01 p.m.

Motion was made by Supervisor Schmidt to authorize the County Engineer to suspend the remainder of the repair work and evaluate a second option for the flood repair work in Drainage District #5.

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Motion carried.

Todd Kinney, County Engineer, also informed the Board of Supervisors that ditch cleaning will begin in Drainage District #16 and Drainage District #23.

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

Roll Call:

Staszewski: Yes
Schmidt: Yes
Davisson: Yes

Motion carried. Board of Trustees adjourned and Board of Supervisors reconvened at 3:06 p.m.

3:07 P.M. Discussion – Elvira Surveys and Engineering Designs, County Attorney Mike Wolf

Wolf asked for the Board of Supervisors to delay the discussion. He said there is approximately 3 weeks of evaluation work that still needs to be completed.

3:08 P.M. Discussion / Possible Action: Method of Sale – DeWitt Annex

Wolf presented and reviewed a resolution to set the Public Hearing for the method of sale and sale of the DeWitt Annex Building. He asked County Assessor Rollie Ehm to explain the lower appraisal value to assist the Board of Supervisors in setting a minimum bid amount.

The following resolution was presented and on motion adopted.

RESOLUTION #2014-206

WHEREAS, the Clinton County Board of Supervisors (hereinafter "Board") has determined certain Clinton County property is no longer needed for County purposes. The property is located at 329 E. 11th St., DeWitt, Iowa, (parcel ID #2014340000) and legally described as follows:

A tract of land situated in the northwest quarter of section seventeen (17), township eighty-one (81) north, range four (4), East of the 5th P.M., more particularly described as follows, to-wit: Beginning at the intersection of the west line of said section seventeen (17) with the south right-of-way line of U.S. Highway No. 30 as now located; thence north 88 degrees 56' east two hundred eighty-nine and five-tenths (289.5) feet along said south right-of-way line to the point of beginning of the tract herein to be described; thence south two hundred seventy-five and six-tenths (275.6) feet; thence north 88 degrees 56' east one hundred sixty-five and six-tenths (165.6) feet; thence north two hundred seventy-five and six-tenths (275.6) feet to the south right-of-way line of U.S. Highway No. 30 as now located; thence south 88 degrees 56' west one hundred sixty-five and six tenths (165.6) feet along said south right-of-way line to the point of beginning of the tract herein described, containing one and five-hundredths (1.05) acres, more or less, and is subject to easements of record,

(hereinafter "DeWitt Annex Property").

WHEREAS, the Board has determined that it would be best to sell the DeWitt Annex Property by asking for sealed bids to obtain the highest possible price. Sealed bids will be accepted by the County Auditor up to a specified date and time. Sealed bids must be accompanied by a non-refundable down-payment of ten (10) percent. The highest bid will be awarded the right to purchase the DeWitt Annex Property (subject to the minimum bid price and the Board's unqualified reservation of right of refusal). All unsuccessful bidders' down payments will be returned. The Board reserves the right to waive at any time these specific bidding requirements at its discretion after discussion and vote.

WHEREAS, the DeWitt Annex Property is to be offered and sold by Special Warranty Deed.

WHEREAS, the Board will not accept any bid under the appraised value of \$167,000 (Sales Comparison Approach, Clarkson Appraisal - 12/16/2013; document available through the County Auditor).

WHEREAS, the Board reserves the right to accept or refuse any sale at its discretion (acceptance or rejection may be determined at the time the sealed bids are opened, but no later than seven (7) days after the opening of the bids); and if the highest bid is accepted, the successful bidder must close on the property no later than two (2) months after the bid is accepted (failure to do so will result in the forfeiture of the down payment to Clinton County). Attorney John Peavey will handle the closing of the real estate on behalf of Clinton County.

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 DeWitt Annex Property as stated in this Resolution; and in accordance with Iowa Code Section 331.305. After the Public Hearing, the public be given notice of the closed bid due date, and terms, should it be approved.

BE IT FURTHER RESOLVED the Board will hold the Public Hearing on September 2, 2014, at 10:00 a.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 DeWitt Annex 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 auditor@clintoncounty-ia.gov and must be received before the Public Hearing.

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Jill M. Davisson, Chairperson

3:23 P.M. Discussion – Termination of Clinton County Farm Lease – County Attorney Mike Wolf

Wolf presented the notice of termination of the county farm land lease addressed to Brent Wilson, current tenant. He asked the Board of Supervisors to contact Wilson and determine the best way to have the termination notice signed by September 1st. Wolf said that between now and March of 2015, the County will need to discuss further use of the land. Discussion will be added to the Board of Supervisors meeting agenda in late September.

3:33 P.M. Discussion / Possible Action: Clinton County Satellite Offices – Parking lot request from adjacent property owner Dean Holst

Building Maintenance Manager Corey Johnson discussed a request from Dean Holst, owner of property adjacent to the Satellite Office in DeWitt, to extend the county's parking lot approximately 5 feet into his property.

Wolf presented a letter to Holst confirming the approval of the request.

The following resolution was presented and on motion adopted.

RESOLUTION #2014-207

WHEREAS, the Clinton County Satellite Office, DeWitt, Iowa, shares a boundary with Holst Construction;

WHEREAS, it is mutually beneficial to both Holst Construction and Clinton County to do additional cement work along the shared boundary;

BE IT RESOLVED by the Clinton County Board of Supervisors that Clinton County is authorized to do cement work, approximately 5' x 100' (as noted in the highlighted plan) along the shared boundary of the Clinton County Satellite Office, DeWitt and Holst Construction.

Roll Call:

Staszewski: Yes

Schmidt: Yes

Davisson: Yes

Jill M. Davisson, Chairperson

3:48 P.M. Board of Supervisors:

- Subcommittee/Committee Updates

Davisson shared with the Board of Supervisors that she will be taking the legislators for lunch to discuss and compile information and suggestions on legislative priorities for next year regarding the Governor's Mental Health & Disability Services Commission. She also said that she will be attending training a committee meeting on August 28 for Guidelines for Hiring County Engineers. She also informed the Board that the EIRUSS is waiting for a determination on the Elvira Wastewater project.

Staszewski stated that the Economic Development Group met recently in DeWitt. He also informed the Board of Supervisors that he will be attending a meeting at the Canticle for the Community Health Center.

Schmidt stated that the next Eastern Iowa Mental Health and Disability Services Region meeting will be held on Monday, August 18. He discussed the status of the Jail project and indicated that the cost will be \$18,900,000 for bonding and current rate is 3.2% for a twenty-year bond with approximately .67 cents per thousand debt tax levy. Next decision is to identify a location for the new jail facilities. The CCJCC is arranging for county employees involved with the project to tour a new jail facility in Monroe Wisconsin.

Motion was made by Supervisor Schmidt to approve out-of-state travel on Wednesday, August 13, 2014, for CCJCC Kuhl and Building Maintenance Manager Johnson to tour the new jail facility in Monroe Wisconsin.

Roll Call:

Staszewski: Yes
Schmidt: Yes
Davisson: Yes

Motion carried.

The Board of Supervisors adjourned to meet on Monday, August 18, 2014, at 9:00 a.m. at the Clinton County Administration Building, Clinton, Iowa.

Rebecca Weaver, Deputy Auditor

Jill M. Davisson, Chairperson

-APPROVED-

Deputy Auditor

Chairperson