

# 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](http://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. 3<sup>rd</sup> 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
- Accept the distribution proposal from the Community Care receivership claim

## 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. 3<sup>RD</sup> 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"		

- 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

  
BY

APPROVAL:

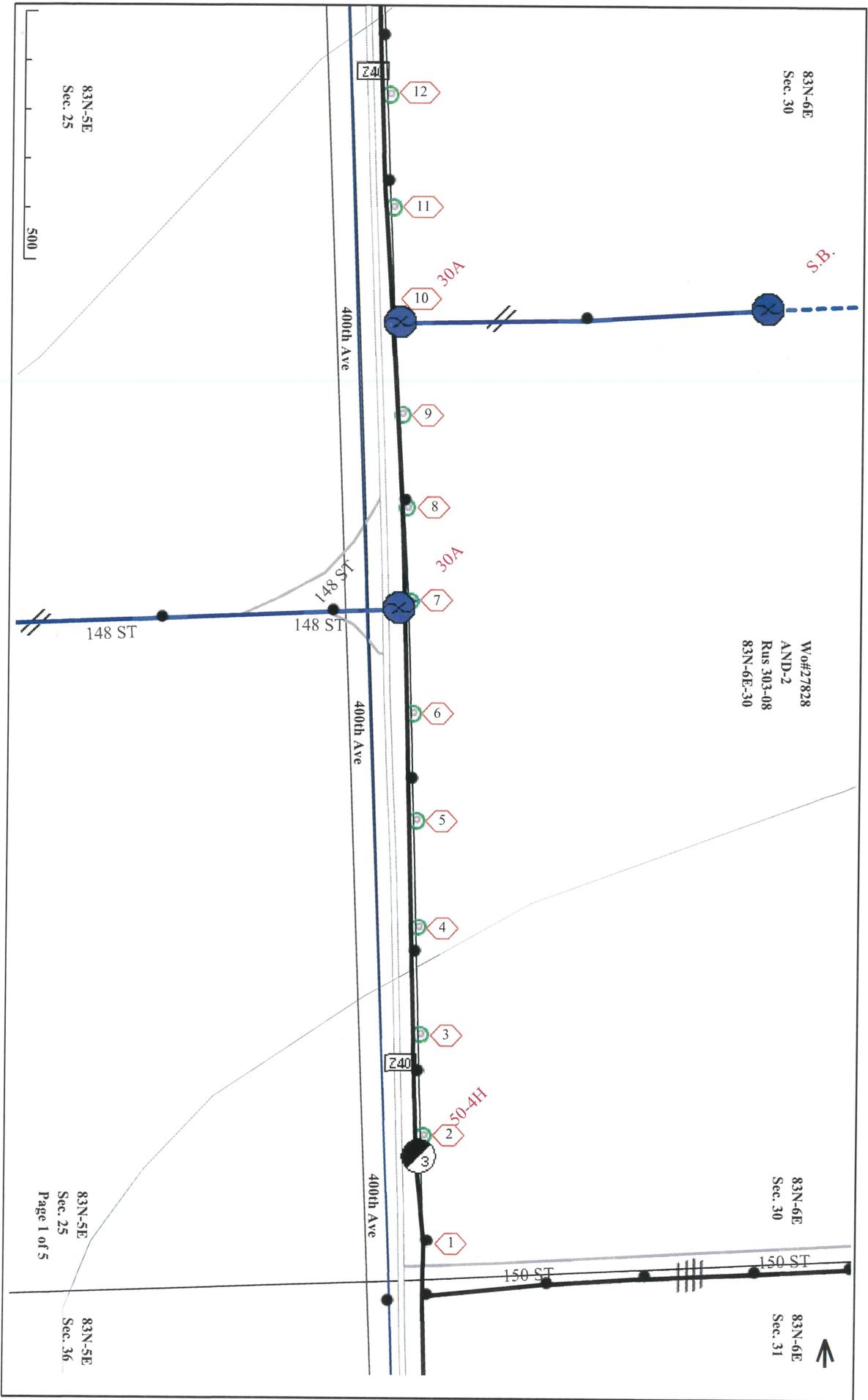
\_\_\_\_\_  
DATE

\_\_\_\_\_  
COUNTY ENGINEER

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

\_\_\_\_\_  
DATE

\_\_\_\_\_  
CHAIRPERSON, BOARD OF SUPERVISORS



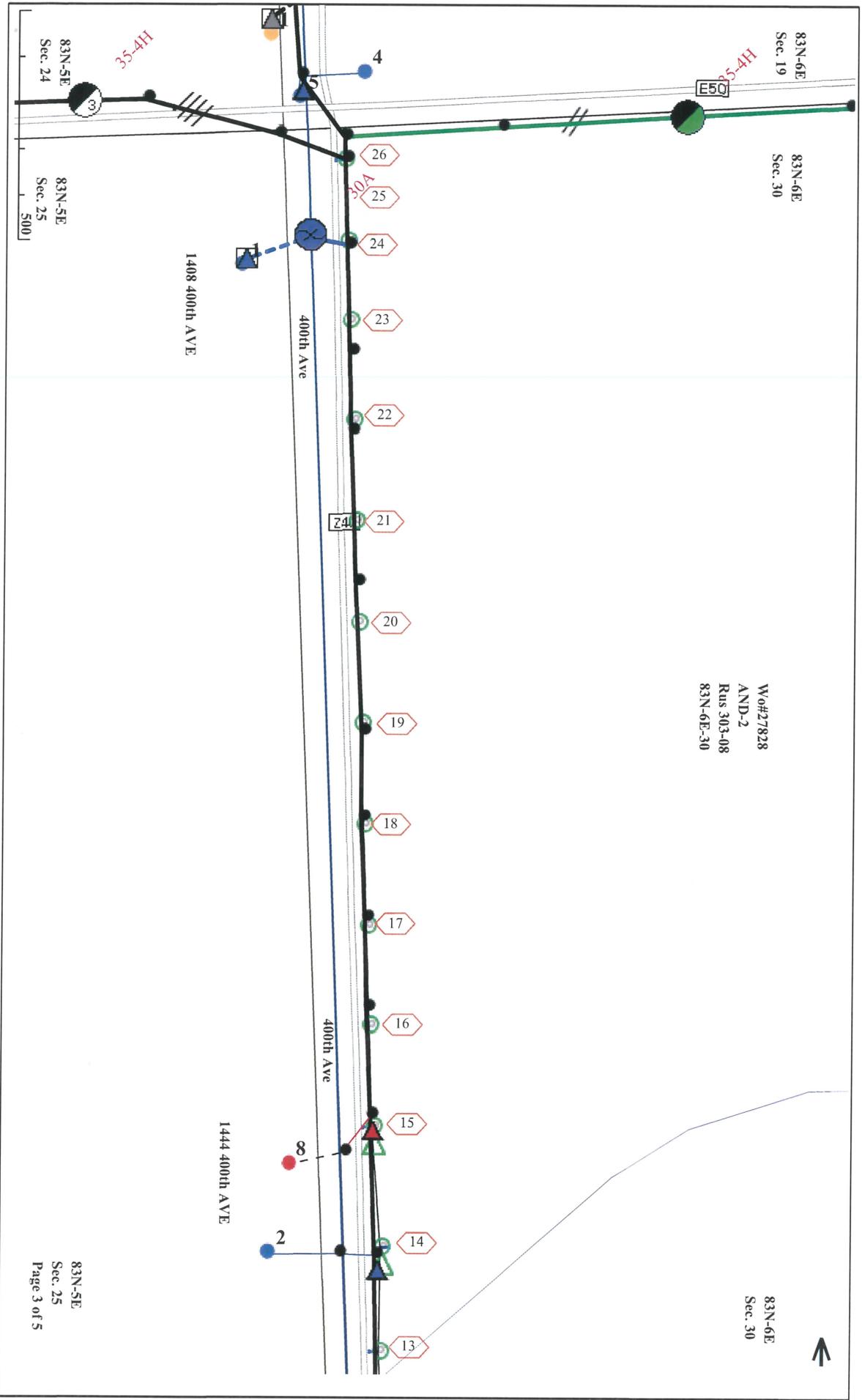


Date: 2015-10-01  
 Workorder #: 27828  
 Staker: Chad Ruden  
 Job Type: N/A  
 Op Code: 2A-OH Const. Line  
 Extensions: 1or 3 Phase  
 Page 2 of 5

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

1	NewOH 0 feet Source: none Angle: 178 deg. RT Lat: N 41.960655178472386 Lon: W -90.31500519795165 Comments: 40-3	2	NewOH 215 feet Source: 1 Angle: 0 deg. RT Lat: N 41.96124441147804 Lon: W -90.31500166211158 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 -90.31499137952473 Comments:	6	NewOH 217 feet Source: 5 Angle: 0 deg. RT Lat: N 41.96357726919794 Lon: W -90.31498773519664 Comments:
7	NewOH 225 feet Source: 6 Angle: 1 deg. LT Lat: N 41.96419383090019 Lon: W -90.31498338051685 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: 0 deg. LT Lat: N 41.96470504653039 Lon: W -90.31499685363646 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 -90.31501206745197 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 (760) 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 -90.31503255748585 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 41.96698508213841 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



W/#27828  
 AND-2  
 Rus 303-08  
 83N-6E-30



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**

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

<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 41.97016515538346          Lon: W -90.31503991902514          Comments:</p>	<p>18 NewOH 220 feet          Source: 17          Angle: 0 deg. LT          Lat: N 41.97076988802088          Lon: W -90.31503886837555          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 41.97426742961247          Lon: W -90.31503456078045          Comments:</p>



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 Extensions: 1or 3 Phase  
 Page 5 of 5

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UNIT SUMMARY

<b>POLES</b>	New: 24	<b>PRIMARY WIRE</b>	New: 20752
	Retire: 0		Retire: 0
<b>TRANSFORMERS</b>	New: 2	<b>SERVICE WIRE</b>	New: 0
	Retire: 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) 45-4  
 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 3<sup>rd</sup> 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 400<sup>th</sup> 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.