

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Daniel A. Srp, Chairperson
Shawn Hamerlinck, Vice Chairperson
John F. Staszewski

P.O. Box 2957
Clinton, Iowa 52733-2957
Telephone: (563) 244-0575

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, June 20, 2016, 9:00 A.M.; Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions

CONSENT AGENDA

- RESOLUTION 2016-135: Road closure approval for the Andover Kinderfest Memorial Run/Walk
- RESOLUTION 2016-136: Road closure approval for the DeWitt Crossroads Triathlon
- RESOLUTION 2016-137: Appointment – Part-time correctional officer
- RESOLUTION 2016-138: Authorize 28E Agreement with the City of Clinton for a 2016 Justice Assistance Grant program award
- MOTION: Utility permit number 13-20 for Miles Cooperative Telephone Association

RESOLUTIONS

- Award the Courthouse heat pump replacement contract
- Approve a memorandum of understanding with the City of DeWitt concerning repairs at 300th Avenue and 250th Street.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

9:30 a.m. HIPAA consultant presentation

The Supervisors will learn of services provided by Carosh Compliance Solutions in regards to federal Health Insurance Portability and Accountability Act rules.

9:45 a.m. Offer to purchase County-owned property

The Supervisors will consider an offer by Mike Jensen, Charlotte, to purchase a parcel of land.

9:50 a.m. Board of Health budget discussion

The Supervisors will discuss the County Sanitarian budget with a member of the Board of Health Finance Committee member.

9:55 a.m. Property purchase

The Supervisors may enter into a closed session in accordance with Code of Iowa Sec. 21.5(j) to discuss a possible purchase of property.

RESOLUTION #2016- 135

June 20, 2016

WHEREAS: Clinton County has received a request for temporary road closure as follows:

Request From: Andover Kinderfest
Purpose of Closure: Memorial Run/Walk-Kinderfest
Date & Time: September 4, 2016 [5:00 P.M.-8:00 P.M.]
Roads Involved: Z-50 (432nd Avenue) from Andover to Teeds Grove and a section of 115th Street west of 432nd Avenue (including side road intersections)

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors, in a spirit of cooperation do hereby approve the aforementioned road closures for the above specified time and the event sponsor has requested that the Secondary Road Department provide the proper road closure signage and the Secondary Road Department will not be reimbursed the actual signage cost by the event sponsor.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Chairperson
Clinton County Board of Supervisors

RESOLUTION #2016- 136

June 20, 2016

WHEREAS: Clinton County has received a completed request form for temporary road closure as follows:

Request From:	DeWitt Crossroads Triathlon (City of DeWitt)
Purpose of Closure:	Triathlon
Date & Time:	Saturday, August 6, 2016; 8:00 A.M.-11:00 A.M.
Roads Involved:	245 th Street from DeWitt to 330 th Avenue Y-70 from DeWitt to 190 th Street

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors, in a spirit of cooperation do hereby approve the aforementioned road closures for the above specified time and the event sponsor has requested that the Secondary Road Department provide the proper road closure signage and the Secondary Road Department will be reimbursed the actual signage cost by the event sponsor.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Chairperson Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
Clinton County
State of Iowa

June 20, 2016

RESOLUTION 2016-137

WHEREAS, The Clinton County Sheriff is an elected official and the Board of Supervisors does not consider nor appoint personnel for elected officials, but needs to authorize payroll for the County Auditor.

NOW, THEREFORE BE IT AND IT IS HEREBY 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, MONICA N. WALSTON as a part-time Correctional Officer. This will be in effect June 27, 2016 at an hourly rate of \$16.79 during MONICA N. WALSTON probationary period. This is subject to the terms and conditions of the Sheriff's Bargaining Unit agreement without further action of this Board.

Dated at Clinton, County, Iowa this _____ day of _____, 2016.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Dan Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

June 20, 2016

RESOLUTION 2016- 138

RESOLUTION AUTHORIZING AN INTERLOCAL 28E AGREEMENT WITH THE CITY OF CLINTON, IOWA AND THE COUNTY OF CLINTON, IOWA FOR THE 2016 JUSTICE ASSISTANCE GRANT (JAG) APPLICATION

WHEREAS, the City of Clinton, Iowa Police Department and the Clinton County, Iowa Sheriff's Office are eligible for a direct award of \$22,648, to be shared from the 2016 Justice Assistance Grant (JAG) Program, and

WHEREAS, the provision of said grant totaling \$22,648 require an agreement between the City Council of the City of Clinton, Iowa and the Board of Supervisors of the County of Clinton, Iowa in the distribution of said grant funds, if approved, and

WHEREAS, the Clinton County Sheriff recommends said agreement to be approved to allow said JAG application submission process to proceed, therefore

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CLINTON COUNTY, IOWA, hereby authorize the signing of the Interlocal Agreement for the purpose of JAG application submission, between the City of Clinton, Iowa and the County of Clinton, Iowa regarding the Recovery Act: Justice Assistance Grant (JAG) Program Award.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, County Auditor

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: Miles Co-op Telephone Association
Street Address: 342 Ferry Rd
City, State & Zip Code: Miles, IA 52064
Contact Person: Scott Boehde - miles@netins.net

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.

6/13/15
DATE SUBMITTED

Miles Corp Telephone Association
NAME OF APPLICANT OR COMPANY

Scott Boehde
BY

APPROVAL:

DATE

COUNTY ENGINEER

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

DATE

CHAIRPERSON, BOARD OF SUPERVISORS

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

Permit Fee Paid, Check # 34415 in amount of \$100 on 6/14/16

June 20, 2016

Attn: Scott Boehde
Miles Coop. Telephone Association
342 Ferry Road
Miles, IA 52064

Subject: Permit # 13-20 for Underground utility lines

Dear Scott,

Please find enclosed one signed copy of your requested permit for construction within the county right-of-way. This permit was approved based on the following stipulations:

- Telecommunications cable shall be bored under culverts or installed around the ends of culverts. This stipulation applies to all culverts located with the county right-of-way.
- Telecommunications cables shall be placed at a minimum depth of 36”.
- The telecommunications cable shall be bored under crossing streets. The cable depth shall be a minimum of 36” below the lowest ditch elevation at crossings.

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. If you have any questions, please call the office at the above listed number. Thank you.

Sincerely,

Elliott Pennock, EIT
Assistant County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

June 20, 2016

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 13-20 for Miles Cooperative Telephone Association to place underground fiber optic cable within the county right-of-way on the south side of 148th Street in Section 25 in Deep Creek Township, along east side of 400th Avenue in Sections 30 and 31 of Elk River Township, and along the south side of 115th Street in Sections 8 and 9 of Elk River Township.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

June 20, 2016

RESOLUTION # 2016 - _____

WHEREAS; the Clinton County Board of Supervisors has considered the bids received for the Clinton County Courthouse heat pump replacement for replacing a portion of the heat pumps in the Courthouse at 612 N. 2nd St.; and

WHEREAS; the total of each bid is as follows:

Johnson Controls	\$84,100.00
RHA Services Inc	\$ _____

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors do hereby award the Clinton County Courthouse heat pump replacement contract, with the recommendation from the Clinton County Building Maintenance Manager, to the following:

_____ \$ _____

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Supervisors be authorized to execute the contract on behalf of Clinton County, Iowa.

ROLL CALL:

Staszewski: _____
Hamerlinck: _____
Srp: _____

Daniel A. Srp, Chairperson

ATTEST:

Eric Van Lancker, County Auditor
County of Clinton
State of Iowa

RESOLUTION #2016- _____

June 20, 2016

WHEREAS: the City of DeWitt and Clinton County desire to enter into a Memorandum of Understanding (MOU) concerning repairs and maintenance of 300th Avenue and 250th Street located within the City's corporate limits and on City/County shared jurisdiction roadways, and

WHEREAS: the responsibilities of each participating agency are set forth in the attached MOU agreement.

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the MOU agreement be and is hereby approved and the chairperson and county auditor be and are hereby authorized to execute said MOU agreement on behalf of Clinton County, Iowa.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors