

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, September 12, 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 2016-206: Mobile home tax abatements
- RESOLUTION 2016-207: Tax suspension request – Code of Iowa Sec. 427.8 (Buckley)
- RESOLUTION 2015-208: Authorize the agreement between the County Sheriff's Office and the Clinton Community School District to provide after-school safety education
- RESOLUTION 2015-209: Set a public hearing for proposed text amendments to the Clinton County Zoning Ordinance regulating Utility Scale and Non-Utility Scale Solar Installations and also amending the definition of "Setback"
- RESOLUTION 2015-210: Approve final payment for resurfacing project FM-C023(97)-55-23 to Mathy Construction Company
- RESOLUTION 2016-211: Appointment – Treasurer
- RESOLUTION 2016-212: Tax suspension request – Code of Iowa Sec. 427.8 (Jamison)
- RESOLUTION 2016-213: Tax suspension request – Code of Iowa Sec. 427.9 (D. Johnson)
- MOTION: Utility permit number 18-11 for Central Iowa Power Cooperative

RESOLUTIONS

- RESOLUTION: AEA tax abatement

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

9:30 a.m. Clinton County Jail/Sheriff's Office/Communications Project Update
The Supervisors will receive an update on the construction project and possibly take action on various requests.

9:40 a.m. Drainage Districts
Drainage District 15 – Discussion with possible action in regards to an engineer's report on a repair request and setting a public hearing date.

9:45 a.m. Integrated Roadside Vegetation Management Sharing with Scott County
The Supervisors will receive a report from the County Engineer.

September 12, 2016

Resolution # 2016-206

Whereas, adjustments on the following mobile homes must be made according to code of Iowa Section 435.25 to the Clinton County tax records of \$216.00.

Royal Pines Village	Vin#137C2899	Dist 0780	Trailer in Dealer Inventory	\$116.00
Cedar Heights Inc	Vin#141114	Dist 0110	Trailer sold, out of County	\$100.00

Therefore be it resolved by the Clinton County Board of Supervisors that county records be adjusted by the County Treasurer on the county system to reflect the above changes

John Staszewski _____

Shawn Hammerlink _____

Dan Srp, Chair _____

Dan Srp, Board Chairperson

Attest: _____

Eric Van Lancker, County Auditor

September 12, 2016

RESOLUTION # 2016-207

WHEREAS, Sherry (Stahl) Buckley has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

538 7th Avenue S, Clinton IA

Parcel #8019880000

WHEREAS, the eligibility for said suspension has been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension [for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs] be and is hereby approved and the County Treasurer is authorized to make entry on her records accordingly, all under provision of Section 427.8, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.8, Code of Iowa is for the 2015 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

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

September 12, 2016

RESOLUTION 2016-208

WHEREAS, County Sheriff Rick Lincoln desires to renew a one-year agreement with the Clinton Community School District for the purpose of providing after school safety and law enforcement education programs for the 21st Century program; and

WHEREAS, the agreement dictates the number of hours that the Sheriff's Office will provide and the terms of payment to the sheriff's office for providing these services; now

THEREFORE, BE IT RESOLVED that the Clinton County Board of Supervisors authorize the signing of the agreement between Clinton Community School District and the Clinton County Sheriff's Office.

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

RESOLUTION # 2016-210
September 12, 2016

WHEREAS: The Clinton County Secondary Roads Five Year Construction Program includes HMA Resurfacing, Cold In-Place Recycling Project No. FM-C023(97)--55-23, on Z-50 and E-44 (442nd Avenue, 115th Street), north of Andover, and

WHEREAS: Construction of said project FM-C023(97)--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:

Staszewski: _____

Hamerlinck: _____

Srp: _____

ATTEST:

Eric Van Lancker
County Auditor
County of Clinton
State of Iowa

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

RESOLUTION 2016 - 211

WHEREAS, the Clinton County Treasurer 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.

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa that the County Auditor be an is hereby authorized to issue biweekly paychecks on the General Basic Fund, Office of County Treasurer to Carolyn Brown , in the position of "part- time temporary switchboard" effective August 29, 2016 at an hourly rate of \$13.61.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Daniel A. Srp, Chairperson
Clinton County Board of Supervisors

ATTEST:

Eric Van Lancker, Auditor
County of Clinton State of Iowa S: Admin/

September 12, 2016

RESOLUTION # 2016-212

WHEREAS, Lynne A. Jamison has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

627 14th Place, Camanche, IA

Parcel #1002230000

WHEREAS, the eligibility for said suspension has been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension [for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs] be and is hereby approved and the County Treasurer is authorized to make entry on her records accordingly, all under provision of Section 427.8, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.8, Code of Iowa is for the 2015 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

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

September 12, 2016

RESOLUTION # 2016-213

WHEREAS, Diana Johnson has petitioned for tax suspension under provision of Code of Iowa, Section 427.9, on the following property:

759 12th Avenue S, Clinton, IA

Parcel #: 8064550000

WHEREAS, eligibility for said suspension has been verified by the Iowa Department of Human Services.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension (for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs) be and is hereby approved and the County Treasurer shall make entry on her records accordingly, all under provision of Section 427.9, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.9, Code of Iowa is for the 2015 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

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: Central Iowa Power Cooperative
Street Address: 1400 Highway 13 SE
City, State & Zip Code: Cedar Rapids, IA 52403
Contact Person: Dan Ketchum

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.

8/23/16

DATE SUBMITTED

Central Iowa Power Cooperative

NAME OF APPLICANT OR COMPANY

Dan Ketchum

BY

APPROVAL:

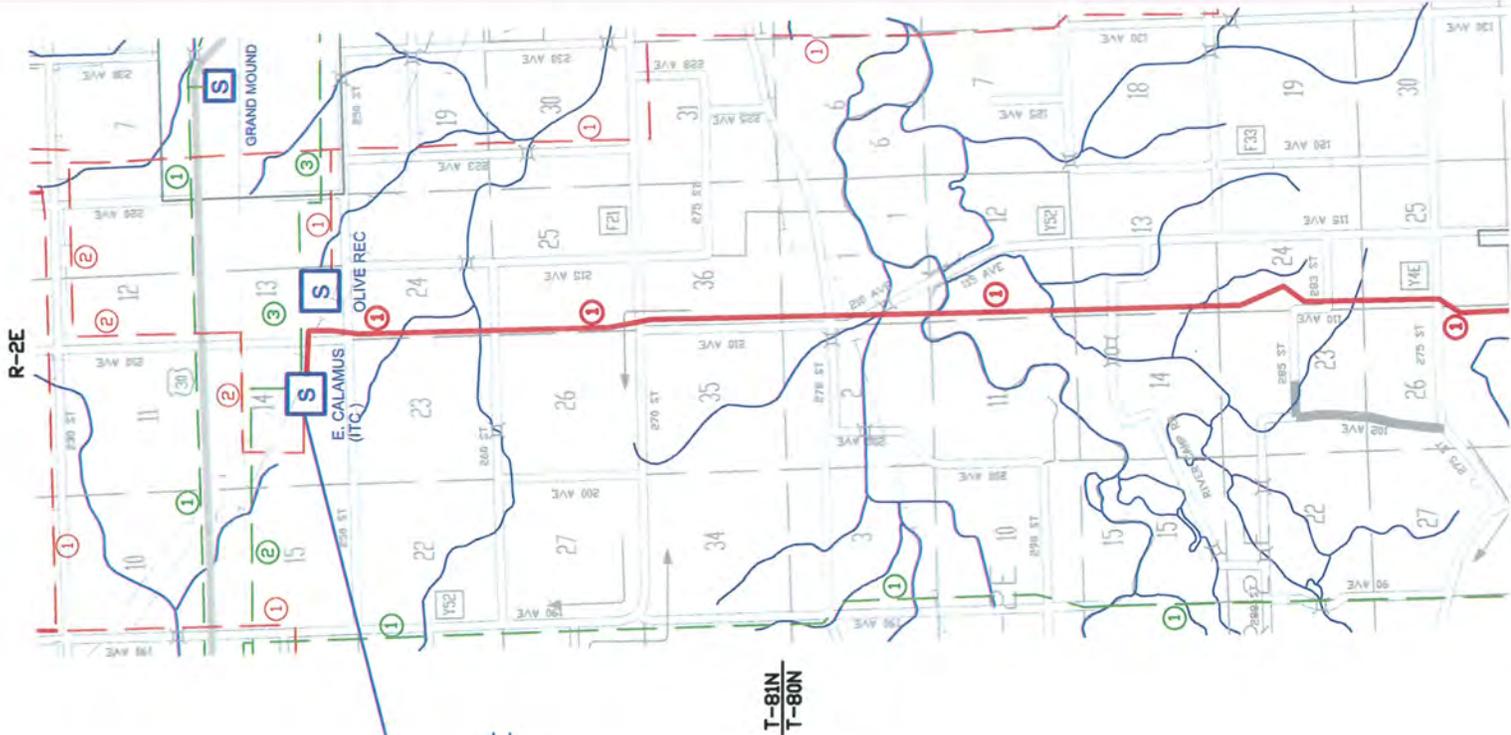
DATE

COUNTY ENGINEER

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

DATE

CHAIRPERSON, BOARD OF SUPERVISORS



NORTH TERMINUS
 ITC EAST CALAMUS
 SUBSTATION
 CLINTON COUNTY
 SECT 27, T-81N, R-2E

T-81N
 T-80N

CODE:

- PROPOSED LINE ROUTE
 (LINE WILL FOLLOW EXISTING CIPCO CORRIDOR)
- ① CIPCO 161KV LINE
- EXISTING CIPCO LINE
- ① CIPCO 161KV LINE
- ② CIPCO 161KV LINE
- EXISTING ITC LINE
- ① ITC 34.5KV LINE
- ② ITC 115KV LINE
- ③ ITC 161 KV LINE

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

September 6, 2016

Central Iowa Power Cooperative
1400 Hwy 13 SE
Cedar Rapids, IA 52403

Subject: Work in Right-of-Way Permit #18-11

Dear Dan,

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

- Central Iowa Power Cooperative shall not place guy wires within 10 feet of the edge of shoulder.

Please call 24 hours before construction and keep one copy of the permit and construction plans at the job site.

A letter stating that the above permitted work has been completed as permitted will be required within sixty (60) days of completion.

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

Sincerely,

Elliott Pennock, EIT
Assistant Clinton County Engineer

**CLINTON COUNTY
BOARD OF SUPERVISORS
MOTION**

September 6, 2016

Supervisor _____ moved to authorize the Chairperson to sign Utility Permit Number 18-11 for Central Iowa Power Cooperative to place sections of overhead power line within the county right-of-way located in Sections 13, 14, 24, 25 and 36 of Olive Township, T81N-R2E and Section 1 of Olive Township, T80N-R2E. This construction will enable Central Iowa Power Cooperative to install overhead power lines on the east and west side of 210th Avenue.

Roll Call:

Staszewski: _____

Hamerlinck: _____

Srp: _____

Motion _____

September 12, 2016

Resolution # 2016-

Whereas, Mississippi Bend Area Education Agency, a political subdivision of the State of Iowa, organized under Iowa Code Chapter 273, owns the property located at 2001 Manufacturing Court, Clinton, Iowa 52732. Taxes were assessed against the property for the fiscal year commencing July 1, 2016 and will be assessed in the fiscal year commencing July 1, 2017 for the parcels as follow:

Parcel 8045380012	2001 Manufacturing Court	(2015 assmnt – tax of \$33,202)
Parcel 8053000000	1930 16 th Avenue South	(2015 assmnt – tax of \$ 1,538)

Therefore, be it resolved by the Clinton County Board of Supervisors that the taxes assessed against the parcels listed above shall be abated in accordance with the Iowa code 445.63 and the County Treasurer and the County Auditor shall make adjustment to the records of Clinton County accordingly

John Staszewski _____

Shawn Hammerlink _____

Dan Srp, Chair _____

Dan Srp, Board Chairperson

Eric Van Lancker, County Auditor

