

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Dan Srp, Chairman
Tom Determann, Vice-Chairman
Jim Irwin, Jr.

P.O. Box 2957
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PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: MONDAY, September 16, 2019, 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 2019-237: Liquor license – Benischek Wedding, 1032 220th Ave., Maquoketa
- RESOLUTION 2019-238: Terminations – Secondary Roads
- RESOLUTION 2019-239: Resignation – County Attorney Office
- RESOLUTION 2019-240: Appointment – Treasurer’s Office
- RESOLUTION 2019-241: Mobile home tax adjustment
- RESOLUTION 2019-242: Tax abatement for the City of Lost Nation
- RESOLUTION 2019-243: Tax abatement for a forest & fruit tree exemption
- RESOLUTION 2019-244: Business property tax credit adjustments
- RESOLUTION 2019-245: Family farm credit adjustments
- RESOLUTION 2019-246: Tax Suspension Request 427.8 – Jamison
- RESOLUTION 2019-247: Authorize the Sheriff to sign the 21st Century Program agreement with the Clinton Community School District

RESOLUTIONS

- RESOLUTION: Home Base Iowa Award – Wheeler
- RESOLUTION: Approve payment of claims for the Law Enforcement Center project
- RESOLUTION: Authorize a budget amendment to the fiscal year 2020 County budget
- RESOLUTION: Approve a map amendment to the Clinton County Zoning Ordinance

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Board and commission appointments

September 16, 2019

RESOLUTION 2019- 237

RESOLUTION APPROVING LOCAL AUTHORITY FOR A SHORT-TERM LIQUOR
LICENSE FOR THE BENISCHEK WEDDING AT 1032 220TH AVE., MAQUOKETA

BE IT RESOLVED by the Clinton County Board of Supervisors that the Benischek Wedding will electronically file an application for a short-term liquor license effective November 5, 2019, for 1032 220th Ave, Maquoketa, Iowa, and said application is hereby approved by the Clinton County Board of Supervisors.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

September 16, 2019

RESOLUTION 2019-238

RESOLUTION TO TERMINATE PART-TIME SUMMER
SECONDARY ROAD DEPARTMENT EMPLOYEES

WHEREAS, the Board of Supervisors of Clinton County, Iowa, having adopted “Regulations for Non-Union County Engineer’s Personnel” applicable to the employment of non-union personnel, and

WHEREAS, it is necessary to make certain changes in the regulation as to the appointment of non-union employees, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the following changes are made:

Terminate the employment of Steve Olson for the position of part time summer maintenance, effective October 11, 2019.

Terminate the employment of Ty Oster for the position of temporary summer intern, effective August 31, 2019.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairman, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

September 16, 2019

RESOLUTION #2019-239

RESOLUTION TO DISCONTINUE PAY WARRANTS
FOR KATHRYN BIRKETT IN THE OFFICE OF COUNTY ATTORNEY

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Clinton County, Iowa, that the resignation of Kathryn Birkett, of the County Attorney's Office be and is hereby acknowledged, effective August 13, 2019, at midnight.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue pay warrants effective August 13, 2019, at midnight.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION 2019-240

RESOLUTION OF PROMOTION OF DIANE MILLER
TO CLERK II IN THE OFFICE OF TREASURER

WHEREAS, Diane Miller began employment with Clinton County on August 22, 2016, in the position of Clerk I and has accepted promotion to the position of Clerk II effective September 16, 2019, to fill the position vacated by the promotion of Tami Stoddard to 2nd Deputy Treasurer, in Office of Clinton County Treasurer effective September 9, 2019

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors, that the County Auditor be and is hereby authorized to issue biweekly paychecks on the General Basic Fund, Office of County Treasurer to Diane Miller in the position of Clerk II.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2019-241

RESOLUTION REQUESTING ADJUSTMENT TO TAX LIST PURSUANT TO 435.23

WHEREAS, the Mobile Home of Jon Schluns was added to the county tax list from Cedar Heights dealer inventory, and in accordance with Iowa code 435.23 taxes due in the amount of \$194.00 must be billed for the mobile home Vin#064653 located in the Cedar Heights Mobile Home Park.

THEREFORE, BE IT RESOLVED by the county board of supervisors that property tax abatements as detailed shall be made to the county records and the county treasurer is hereby authorized to make said changes to the county system for fiscal year 2019-2020.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2019-242

RESOLUTION REQUESTING ABATEMENT OF TAX BY THE CITY OF LOST NATION
PURSUANT TO CODE OF IOWA 445.63

WHEREAS, the City of Lost Nation, a municipal subdivision of the state of Iowa, and the registered owner of the parcel identified on the county system by #50016500000, is exempt from property tax. On April 11, 2019 county transfer records note the transfer of property ownership to the City of Lost Nation for the purchase price of \$500. Notice of tax due was sent to the city and the city has notified the treasurer's office that they should be exempt pursuant to Iowa code 445.63 for taxes in the amount of \$94.00 payable in the fiscal year 2019/2020.

THEREFORE, BE IT RESOLVED by the county board of supervisors that property tax abatements as detailed shall be made to the county records and the county treasurer is hereby authorized to make said changes to the county system for fiscal year 2019-2020.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2019-243

RESOLUTION REQUESTING ADJUSTMENT/ ABATEMENT TO COUNTY TAX LIST

WHEREAS, Linda Fawcett and James Fawcett Trustees filed for Forest & Fruit Tree exemption timely and qualified for said exemption on a parcel identified on the county system by #2202380000, rendering the parcel exempt from property tax. It is therefore necessary to abate taxes billed in error on said parcel 2202380000 in the amount of \$804.00.

THEREFORE, BE IT RESOLVED by the county board of supervisors that property tax adjustments/abatements as detailed shall be made to the county records and the county treasurer is hereby authorized to make said changes to the county system for fiscal year 2019-2020.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2019-244

RESOLUTION ADJUSTING THE COUNTY TAX LIST
FOR BUSINESS PROPERTY TAX CREDITS

WHEREAS the county assessor has identified three parcels that qualify for business property tax credit in the fiscal year 2019-2020 as follows:

8615820001	RDH 18890	\$416.00
8011650002	Classic Garage LLC	\$904.00
4602430001	American Mutual Ins	\$1952.00

THEREFORE, BE IT RESOLVED by the County Board of Supervisors that property tax adjustments as detailed shall be made to the county records and the county treasurer is hereby authorized to make said changes to the county system for fiscal year 2019-2020.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2019-245

RESOLUTION REQUESTING FAMILY FARM CREDIT ADJUSTMENT
TO THE COUNTY TAX LIST

WHEREAS the county assessor has identified 5 parcels that qualify for Family Farm Credit in the fiscal year 2019-2020 as follows:

0202920000	\$45.08
0202930000	\$24.65
0202940000	\$35.12
0202950000	\$30.77
0402800000	\$47.78

THEREFORE, BE IT RESOLVED by the county board of supervisors that property tax adjustments as detailed shall be made to the county records and the county treasurer is hereby authorized to make said changes to the county system for fiscal year 2019-2020.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

September 16, 2019

RESOLUTION # 2019-246

RESOLUTION TO AUTHORIZE PROPERTY TAX SUSPENSION REQUEST PER
CODE OF IOWA SECTION 427.8 FOR LYNNE JAMISON, CLINTON

WHEREAS, LYNNE JAMISON has petitioned for a 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 2018 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

September 16, 2019

RESOLUTION 2019 - 247

RESOLUTION TO AUTHORIZE THE SHERIFF TO SIGN AN AGREEMENT WITH THE CLINTON COMMUNITY SCHOOL DISTRICT FOR THE 21ST CENTURY PROGRAM

WHEREAS, the Clinton Community School District desires to enter into an agreement with the Clinton County Sheriff's Office to provide services to students through the 21st Century Program; and

WHEREAS, the Clinton County Sheriff wishes to continue to service the program; now

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Sheriff is authorized to sign said agreement.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

September 16, 2019

RESOLUTION 2019-_____

RESOLUTION AWARDING CLINTON COUNTY HOME BASE IOWA
HOME PURCHASE CLOSING COST REIMBURSEMENT TO WILLIAM WHEELER

WHEREAS, the Iowa Legislature in 2014 overwhelmingly passed the HBI Act, known as Home Base Iowa, which is a one-of-a-kind program assisting veterans and transitioning service members from active duty military to civilian life; and

WHEREAS, the Home Base Iowa program private-public partnership provides a high-level of commitment and resources for our veterans, transitioning service members and their families; and

WHEREAS, the program offers countless resources to help veterans and their families with education and in transitioning to a new community with focused support and individuals who want to help; and

WHEREAS, Clinton County, Iowa, became a Home Base Iowa Community Partner through formal action on March 8, 2016; and offers an incentive to veterans locating to Clinton County; now

WHEREAS, Clinton County, Iowa, offers incentives through Home Base Iowa to veterans who qualify through formal action on April 11, 2016; now

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors awards William Wheeler the amount of \$1,500.00 for the qualified reimbursement for a home purchase closing cost; and

BE IT FURTHER RESOLVED that the Clinton County Auditor be authorized to pay the claim in the amount of \$1,500.00 to William Wheeler from the General Basic Miscellaneous Fund.

Roll Call:

Irwin:	Yes	No
Determann:	Yes	No
Srp:	Yes	No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

September 16, 2019

RESOLUTION 2019-_____

RESOLUTION TO AUTHORIZE THE PAYMENT OF
LAW ENFORCEMENT CENTER PROJECT CLAIMS

WHEREAS, Clinton County voters approved a proposition to issue General Obligation Bonds not to exceed \$22,000,000 for the purpose to pay for the costs of designing, constructing, equipping and furnishing a jail, sheriff’s office, 911/communications center and emergency management agency office and demolition of the existing facility; and

WHEREAS, the Clinton County Board of Supervisors have deemed it best practice to review each claim for payment for said project; and

WHEREAS, the appropriate Clinton County officials have reviewed the claim(s) listed below and recommend payment; and

WHEREAS, the following list of claims have been submitted for payment on said project:

VENDOR	AMOUNT	INVOICE DATE
RK Graphics	\$7,600.00	September 3, 2019

BE IT RESOLVED by the Clinton County Board of Supervisors that said claims have been duly reviewed and approved for payment; and

BE IT FURTHER RESOLVED the County Auditor is authorized to make said payments within the standard claim payment process from the Capital Projects Fund.

Roll Call:
 Irwin: Yes No
 Determann: Yes No
 Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

September 16, 2019

RESOLUTION NUMBER 2019

RESOLUTION TO ADOPT A BUDGET AMENDMENT
TO THE CLINTON COUNTY FISCAL YEAR 2020 BUDGET

WHEREAS, certain departments in the various funds of the County may overspend and there are sufficient funds available in the said service areas to cover these expenditures; now

THEREFORE, BE IT RESOLVED by the Board of Supervisors that the following office funds be adjusted to wit:

Operating Transfers General Basic	from \$ 319,088	to \$ 1,119,088
Sheriff General Basic	from \$ 3,763,491	to \$ 3,826,491
Building Maintenance General Basic	from \$ 887,676	to \$ 1,006,676
Building Maintenance General Supplemental	from \$ 354,676	to \$ 386,676
Veterans Affairs General Supplemental	from \$ 19,888	to \$ 26,850
General Assistance General Basic	from \$ 212,544	to \$ 213,605
General Assistance General Supplemental	from \$ 33,622	to \$ 33,803
Miscellaneous Grants	from \$ 10,000	to \$ 24,000
Capital Projects	from \$1,150,000	to \$ 1,950,000

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to make the above adjustments.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION # 2019 - _____

RESOLUTION APPROVING A MAP AMENDMENT TO THE ZONING ORDINANCE OF CLINTON COUNTY, IOWA

WHEREAS, on the matter herein, the Clinton County Planning and Zoning Commission held a Public Hearing on August 6, 2019, and following said hearing the Commission recommended Approval of the attached map amendment to the Clinton County Zoning Ordinance; and

WHEREAS the Clinton County Board of Supervisors held a public hearing and first reading of the proposed map amendment on September 9, 2019, to consider said amendment and to hear comments for and against; and

WHEREAS the Clinton County Board of Supervisors held a second reading of the proposed map amendment on September 16, 2019, to consider said amendments; and

NOW, THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors as follows:

1. The attached ordinance numbered 2019-02 is hereby adopted.
2. The Auditor is directed to publish said ordinance as required by law.
3. This ordinance shall be in effect from and after its adoption and publication as required by law.

Roll Call:

Irwin: Yes No

Determann: Yes No

Srp: Yes No

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker

ORDINANCE #2019 - 02

AN ORDINANCE AMENDING THE MAP OF THE CLINTON COUNTY ZONING ORDINANCE RELATIVE TO THE ZONING DESIGNATION OF CERTAIN PROPERTY LOCATED IN SECTION 4, TOWNSHIP 82 NORTH, RANGE 3 EAST OF THE 5TH P.M. IN CLINTON COUNTY, IOWA

BE IT ENACTED BY THE CLINTON COUNTY BOARD OF SUPERVISORS:

Section 1: The zoning district boundaries of the County of Clinton Iowa are herewith changed so as to provide for the change of the following described property:

See Attached Exhibit "A"

within the A-1 (Prime Agriculture) District of Clinton County, Iowa to R-1 (Suburban-Residential).

Section 2: The change as hereinabove set forth shall be entered and made part of the zoning map of the County of Clinton, Iowa, which map is made part of the Zoning Ordinance of the County of Clinton, Iowa, by incorporation therein as set forth in Chapter III, Section 3.2 of the said Clinton County Zoning Ordinance, and the Chairperson of the Board of Supervisors in accord with Chapter III, Section 3.2.3 shall promptly note on said map the Ordinance numbers, nature of change and date of change.

Section 3: If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

PASSED AND ADOPTED this 16th day of September, 2019 by the Board of Supervisors, Clinton County, State of Iowa.

Jim Irwin

Tom Determann

Chairperson, Daniel A. Srp

ATTEST:

County Auditor, Eric Van Lancker