

DECEMBER 9, 2019

The Board of Supervisors of Clinton County, Iowa, met. Present were Supervisors Srp, Determann and Irwin. Minutes of the previous meeting were read and approved.

9:00 A.M. Review Correspondence and Claims
Call to Order – Pledge of Allegiance

9:15 A.M. Formal Action & Motions

CONSENT AGENDA

Resolution #2019-320 through #2019-328 and one (1) Motion was approved on the Consent Agenda:
RESOLUTION #2019-320

WHEREAS, Natalie Ehm started her duties as Election Deputy in the Clinton County Auditor's Office on July 1, 2009; and

WHEREAS, Natalie Ehm has decided to retire after honorably serving Clinton County residents for more than 10 years; and

WHEREAS, Clinton County Auditor Eric Van Lancker has respectfully accepted the resignation of Natalie Ehm due to her retirement on behalf of those for whom Ehm so dutifully served including County Auditor Charles A. Sheridan; now

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks on the General Basic Fund, Auditor's Office, to Natalie Ehm, after accrued benefits are paid effective after this last day of employment on December 31, 2019.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-321

WHEREAS, the Clinton County Communications Director has accepted the resignation of Crystal Ward, as a full-time Telecommunicator; now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks to Crystal Ward, after accrued benefits are paid effective after her last day of employment on November 26, 2019.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-322

WHEREAS, due to expiration of Kristin Campbell's term, and pursuant to Iowa Code Section 341A.2, the Clinton County Attorney hereby appoints Tom McHugh (a republican) to serve on the Civil Service Commission; now

THEREFORE BE IT RESOLVED the Clinton County Board of Supervisors, in its ministerial function, affirms the County Attorney's appointment, Tom McHugh, to serve a four-year term on the Civil Service Commission to expire January 1, 2024.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-323

WHEREAS, a parcel of land legally described: Being part of the Southwest Quarter of the Southwest Quarter and part of the Northwest Quarter of the Southwest Quarter of Section 4, Township 82 North, Range 5 East of the 5th PM, Clinton County, Iowa more particularly described; Beginning at the Southwest corner of Section 4; thence North 2°17'29" East, 2674.75 feet along the West line of the Southwest Quarter of section 4 to the West Quarter corner of Section 4; Thence North 89°36'32" East 1330.68 feet along the North line of the Northwest Quarter of the Southwest Quarter of the Section 4 to the Northeast corner of the Northwest Quarter of Southwest Quarter of Section 4; Thence South 02°18'34" West, 1465.61 feet; thence South 89°02'46" West 1300.84 feet; thence South 02°17'29" West, 1168.78 feet to the South line of the Southwest Quarter of the Southwest Quarter of section 4; thence South 88°29'01" West, 30.07 feet to the point of beginning; conveyed to Clinton County Conservation Board on May 7, 2019 and recorded as instrument #2019-02874 qualifies for tax exemption and is included for taxation in the 2019-2020 abstract of taxes in the amount of \$986.00; and

WHEREAS, the County Assessor has granted exemption from taxation pursuant to section 427.1 Code of Iowa; further taxes billed in 2019 for the fiscal year 2020 have been billed and qualify for exemption under section 427.1 and shall be abated; now

THEREFORE BE IT RESOLVED by Clinton County Board of Supervisors, all taxes and penalty for the parcel of land identified on the county system as 1202150000 and legally described above shall be abated and the County Treasurer is hereby authorized to make adjustment to county system for the fiscal year 2020 and the County Auditor shall make adjustment to the same in the 2021 fiscal tax list.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-324

WHEREAS, by proceedings in Iowa District Court pursuant to section 657A.10A Tax Sale Certificate Holders are entitled to a refund of their purchase monies. Further pursuant to Iowa Code Section 445.63 the City of Clinton is entitled to abatement of taxes owed as detailed:

Clinton 8018280000 512 3rd Ave S \$ 8,671.24 Clinton 8623960000 223 4th Ave N \$20,461.31

THEREFORE BE IT RESOLVED pursuant to Code of Iowa Sections 445.63 and 657A.10A taxes owing shall be abated and the treasurer is hereby authorized to make amendment to the county records indicating said abated tax for the parcels as noted.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-325

WHEREAS, the City of Clinton, a political subdivision of the State of Iowa, by warranty deed is the owner of parcel # 8020160000 on the county system and the City of Clinton received notice of property taxes due but has not paid them, further, pursuant to Iowa Code Section 445.63 the treasurer shall abate all taxes owed in the amount of \$1352.50 against said parcel located at 610 S 5th St., Clinton, Iowa

THEREFORE BE IT RESOLVED pursuant to Code of Iowa Section 445.63 taxes owing shall be abated and the treasurer is hereby authorized to make amendment to the county records indicating said abated tax for the parcels as noted, and the County Auditor shall update the record for fiscal year 2020-2021 in the same manner.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-326

WHEREAS, pursuant to Iowa Code Section 445.63 the City of Clinton is entitled to abatement of taxes owed as detailed: Clinton 8033860000 800 2 Ave S \$2676.50

THEREFORE, BE IT RESOLVED pursuant to Code of Iowa Section 445.63 taxes owing shall be abated and the treasurer is hereby authorized to make amendment to the county records indicating said abated tax for the parcel as noted, and the County Auditor shall update the record for fiscal year 2020-2021 in the same manner.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-327

WHEREAS, pursuant to Iowa Code Section 445.63 the City of Clinton is entitled to abatement of taxes owed as detailed: Clinton 8048740000 219 5th Ave N \$3008.00

THEREFORE, BE IT RESOLVED pursuant to Code of Iowa Section 445.63 taxes owing shall be abated and the treasurer is hereby authorized to make amendment to the county records indicating said abated tax for the parcel as noted, and the County Auditor shall update the record for fiscal year 2020-2021 in the same manner.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2019-328

WHEREAS, by proceedings in Iowa District Court pursuant to Section 558.66 Code of Iowa the City of Calamus acquired deed to the parcel known as parcel # 4200310000 on the county systems. Further pursuant to Iowa Code Section 445.63 the City of Calamus is entitled to abatement of taxes owed on said parcel: Calamus 4200310000 193 2 St \$4816.70

THEREFORE BE IT RESOLVED pursuant to Code of Iowa sections 445.63 taxes owing shall be abated and the treasurer is hereby authorized to make amendment to the county records indicating said abated tax for the parcels as noted, and the County Auditor shall update the record for fiscal year 2020-2021 in the same manner.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

MOTION by Supervisor Determann to permit the Clinton County Facilities Director and the Director of Human Resources to travel out-of-state to attend the following meeting: ADA Coordinator Training Program Sponsored by the Great Plains and Pacific ADA Centers January 16-17, 2020 in Phoenix, AZ

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Motion carried.

RESOLUTIONS

MOTION by Supervisor Determann to authorize the Chairman to sign a letter of support to Major League Baseball to allow the Clinton Baseball Club to retain its MLB affiliation.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Motion carried.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

County Auditor Eric Van Lancker reminded the Board that next week's meeting is the last scheduled meeting of the Board until January 2, 2020.

DISCUSSION WITH POSSIBLE ACTION

Opioid litigation status: County Attorney Mike Wolf reported he was unable to make contact with the attorneys leading the case and asked for it to be moved to next week.

Law Enforcement Center project update: County Facilities Director Corey Johnson said the houses across the street from the Courthouse have been torn down. He said the gas station demolition should be complete this week. He said the parking lot is going in quickly and he expects some of the parking lot to be poured this week. Johnson said salt will not be used on the sidewalk and the parking lot to allow the lot to cure properly. He anticipates at least half of the lot will be open by mid-January providing more than 50 parking stalls including handicap stalls.

Mental Health Region first-half payment: Supervisor Irwin suggested the first-half payment be made to the region. Irwin said it is about \$170,000. He said Clinton County is the only County left in the region not to make the payment. He said it is needed to keep the region solvent. Irwin said Scott County's payment at the start of the new fiscal year could assist Clinton County's concerns of the new fiscal year. Determann said he can't support making the payment while Scott County is still holding a large amount of money. Srp said he's inclined to make a gesture of good faith that everything is moving in the right direction.

MOTION by Supervisor Irwin to authorize the first-half payment to the Eastern Iowa Mental Health Region.

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

Motion carried.

County fiscal year 2021 budget planning: Van Lancker and County Budget Director Lynn Kirchhoff reported that taxable valuation has decreased from the previous year due to the almost 2% more in rollback on residential. They said taxable valuation for industrial, multi-residential and agricultural classes also decreased. The decrease in taxable value will result \$123,000 less revenue from the current fiscal year if the tax levies stay the same. Determann wants to know how much in levy would make up the \$123,000. Van Lancker said they could get him that number next week. Srp said it gets harder to hear the State talk about a huge fund balance when increasingly the expense of service has been passed from State to the County. Srp would like to communicate with the elected officials and department heads about how to prepare their budget. Srp said he doesn't support an across the board cut. He would like those in charge of budgets to provide alternative budgets with reductions. Srp asked Van Lancker to email the department heads and elected officials with this information.

County vacation carryover policy: Irwin said he saw the topic on the Conservation Board meeting agenda. He wants a better understanding about the policy. Srp said the policy is clear and it sets a finite amount of time that can be carried over. He said a variance can be allowed by the respective board. Srp said the meeting is tomorrow night so he's not sure what the discussion will be for the Board. He said the Conservation Director is looking at more than 100 hours of vacation time lost. Irwin said he spoke with him and said he's asking for the 80 hours that is allowed in the policy. Irwin said the Conservation Director wasn't looking for more than that. Irwin would like to see the hours taken before the new fiscal year so the hours are paid under the same amount it was earned. Irwin said he believes it should be the same policy county wide. Srp said the conversation carryover should have taken place in September.

County Board/Commission Appointments: Chairman Srp said he has compiled a list of people to serve on the right-of-way compensation board. A resolution will be presented next week to appoint those citizens. Irwin said he'll have names for the Pioneer Cemetery Commission for next week's meeting. He also added they have received another application for the Conservation Board. He said he's still leaning toward appointing Brian Grell after speaking with all the applicants. Determann asked if there was a conflict with Grell's county job in the jail and serving on the Conservation Board. Human Resource Director Dawn Aldridge said Grell's job does not work with conservation. Determann believes a non-County employee would be better on the Board. Srp would not like to vote on this since he's a Conservation Board member, but believes his job as a Supervisor comes first. Srp said he's reviewed the applications. He said Grell's application actually mentions previous conservation experience and that's impactful to him. Determann said the next member should be removed from the conservation operation to focus more on the financials.

The following resolution was presented and on motion approved:

RESOLUTION #2019-329

BE IT RESOLVED that the Clinton County Board of Supervisors of Clinton County, Iowa hereby order the following appointment: Clinton County Conservation Board (term expired November 1, 2024) Brian Grell, DeWitt

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

Daniel A. Srp, Chairperson

11:00 A.M. Anticipated Closed Session – Discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent

MOTION by Supervisor Determann to enter into a closed session in accordance with Code of Iowa Sec. 21.5.(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.
entered a closed session at 11:06 a.m.

Motion carried. The Board of Supervisors

Chairman Srp adjourned the closed session at 11:59 a.m.

The Board of Supervisors adjourned to meet on Monday, December 16, 2019.

Eric Van Lancker, County Auditor

Daniel A. Srp, Chairperson

-APPROVED-

County Auditor

Chairperson