

The following resolution was presented and on motion approved:

RESOLUTION 2023-55

WHEREAS, construction of the Elwood Shed (Unit 2) Replacement Project has been completed by the contractor and the work has been approved and accepted by the County Engineer and required lien waivers have been received; now

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, shall approve the project as complete; and

BE IT FURTHER RESOLVED that after 30 days from the project acceptance that final payment to the contractor be issued in accordance with IAC 573.14 and the performance bond be released if no claims are submitted.

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

Jim Irwin, Jr., Chairperson

RESOLUTION 2023-56 Discussion: Supervisors George and Srp said they spoke with the landowner after the public hearing and he was willing to work through some other options to address concerns on that portion of the road.

The following resolution was presented and on motion failed:

RESOLUTION 2023-56

WHEREAS, the Board of Supervisors have the power to classify roads level "C" with reduced level of maintenance and restricted access in accordance with Iowa Code Section 309.57 and the Board of Supervisors have received a petition to classify a section of 130th Avenue in Section 27 of Liberty Township in Clinton County as level "C"; and

WHEREAS, the County, held a public hearing regarding the proposed classification on February 13, 2023, to solicit public comments, and

WHEREAS, the Clinton County Board of Supervisors desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance and access by means of a gate or barrier; and

WHEREAS, the only persons who will have access rights to the road shall be:

1. The owner, lessee, or person in lawful possession of any adjoining land
2. The agent or employee of the owner, lessee or person in lawful possession of any adjoining land
3. Any peace officer and emergency services personnel
4. Any magistrate
5. Any public employee whose duty is to supervise the use and or perform maintenance of the road
6. Any agent or employee of any utility located upon the land

WHEREAS, the minimal level of maintenance will as follows:

1. Maintenance Blading-Blading or dragging will not be performed on a regular basis.
2. Snow and Ice Removal-Snow and ice will not be removed, nor will the road surface be sanded or salted.
3. Signing-Except for load limit posting for bridges, signing shall not be continued or provided.
4. Area service level "C" roads shall be identified with a sign at all points of access to warn the public of the lower level of maintenance.
5. Weeds, Brush and Trees-Mowing or spraying of weeds, cutting brush and tree removal will not be performed on a regular basis. Adequate site distances will not be maintained.
6. Structures-Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
7. Road Surfacing-There will be no surfacing materials applied to the Area Service System C Roads on a regular basis.
8. Shoulders-Shoulders will not be maintained on a regular basis.
9. Crown-A crown will not be maintained on the road on a regular basis.
10. Repairs-There will be no road repairs on a regular basis.
11. Uniform Width-Uniform width for traveled portion of the road will not be maintained.
12. Inspections-Regular inspections will not be conducted.

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that Clinton County does hereby establish the road described below as an Area Service "C" road, with restricted access and a minimal level of maintenance. Clinton County shall erect a gate at the entrance to Class "C" roads and distribute keys to control access in accordance with this resolution. The property owners shall relocate mailboxes to an area outside of the Class "C" section of road as described:

On 130th Avenue, beginning approximately 130 feet south of the mid-section line of the NW quarter of section 27 in Liberty Township (R82, R1E) to the north bank of the Wapsipinicon River.

Roll Call: George: No; Srp: No; Irwin: No.

Jim Irwin, Jr., Chairperson

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

County Auditor Eric Van Lancker reported new property tax valuations should be out this week following the recent legislative action. He said in-person absentee voting continues this week for the Special Elections on March 7.

Srp said he received a communication from a Johnson County resident asking the Supervisors to sign a petition to not allow eminent domain for carbon capture pipelines.

Chairman Irwin said he attended a meeting last week about a possible wind turbine project in Clinton County.

County Engineer Todd Kinney said he is meeting with the UP railroad to discuss right of way issues related to the bridge replacement over the Wapsipinicon River.

DISCUSSIONS WITH POSSIBLE ACTION

Invitation to Qualify with OCIO for Priority Future Funding of Broadband Gaps: Van Lancker said the County has a couple of offers to assist with this application. He said one is from ECIA and there is not a fee required. The other offer is from CBAN and would cost around \$10,000. He said the apparent difference is the CBAN offer would require less time from the County and would be a more robust application. He said the CBAN offer is only good through the end of today due to the quick turnaround on when the application is due. Van Lancker said he would like to start working on the grant this week as the March schedule is full. He suggested this be a discussion item again on Monday to narrow down the areas of focus for the application.

County Grant Applications to the Clinton County Development Association: Van Lancker said the Board wanted to discuss how to limit County applications to CCDA since last year some applications were rejected because too many applications from the County were submitted to the CCDA. He said the applications are due soon. County Conservation Director Phillip Visser said he was told CCDA had a project from Clinton County that was open during the last year. He said Conservation will be applying to replace some vault restrooms. Visser believes if more than two are submitted then they are all kicked out. Sheriff Greenwalt said his offices' application is for a training simulator. Both agree there should be a way to prioritize applications from the County. Greenwalt said one of the open grants was in the Sheriff's Office and believes it is closed. Supervisor George is a non-voting member of the CCDA and will ask them questions to narrow the County's status before next week's application deadline.

Courthouse Elevator Project Update: County Facilities Director Corey Johnson said he, Srp and Van Lancker met with contractors last week as well as stakeholders at the Courthouse. He said the plan is for the project to start July 24 and last four weeks. Johnson said the contractor understands they will need to stay on the job once they start to make sure the project is done in four weeks. Johnson added a potential obstacle to the completion is scheduling an inspector. Van Lancker said the state court system folks are being very cooperative about the project. He said they will use Zoom when they can and make other arrangements as needed. Van Lancker added the small and large conference rooms in the Law Center have been blocked out for those four weeks in case they needed the space for court.

Best Practices for Listing Budget Agenda Items: County Attorney Mike Wolf said as the County progresses through the budget an item should be listed if they know specifically a certain topic will be brought up for discussion.

Clinton County Attorney Office Budget: Wolf said he has talked with Supervisor Srp and HR Director Alexandria Ellison and believes a discussion of his office budget could be delayed to collect more information.

9:47 A.M. Public Hearing

Chairman Irwin called a public hearing to order to solicit comments on the proposed FY24 maximum tax levy. Present were Supervisors Srp and George, County Auditor Van Lancker, County Budget Director Nicholas Manrique, public and media.

Proof of publication was presented, accepted and returned for filing.

Van Lancker and Manrique reviewed the proposed maximum tax levy.

No comments were received before the hearing. Srp said they heard from property owners asking the Board to be mindful of the tax levy rates. He said the Board has been working on reducing tax levies. Srp said the publishing levy rates do not reflect where the levies will finish.

MOTION by Supervisor Srp to adjourn the public hearing.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.
at 9:52 a.m.

Motion carried. The public hearing was adjourned

10:00 Lincolnway Community Foundation Presentation

Representatives of the foundation provided the Board with information about how the foundation works and what it funds. The Foundation asked the County to contribute more than \$117,000 to help the foundation capture a matching grant. Srp asked Van Lancker if the county could provide funding considering new rulings from the State. Van Lancker said on the surface it didn't sound like it, but he would like to speak to the Foundation's Executive Director to see if there is a way that can be done.

10:15 A.M. FY24 Budget Discussion

This discussion was rescheduled for Friday, March 3 at 1 p.m.

The Board of Supervisors adjourned to meet Friday, March 3, 2023.

Eric Van Lancker, County Auditor

Jim Irwin, Jr., Chairperson

-APPROVED-

County Auditor

Chairperson