

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Tom Determann, Chairman
Dan Srp
Jim Irwin

P.O. Box 2957
Clinton, Iowa 52733-2957
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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, October 10, 2022, 9:00 A.M. Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA. The public may join the Zoom meeting by phone by dialing 1-253-215-8782 and entering the access code 9341856401. The public may also join through the internet by following this web address: <https://zoom.us/join> Enter meeting Code: 9341856401 and then password clinton23.

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

9:15 a.m. Formal Action & Motions
Claims Approval

CONSENT AGENDA

- RESOLUTION 2022-310: Appointment – Board of Health
- RESOLUTION 2022-311: Resignation – Maintenance
- RESOLUTION 2022-312: Maintenance Department wage adjustments
- RESOLUTION 2022-313: Various tax suspension requests per Code of Iowa 427.8
- MOTION: Utility permit 9-41 for EI L&P

RESOLUTIONS

- RESOLUTION: Proclaiming October 2022 as National Youth Substance Prevention Month
- RESOLUTION: Approve HSIP funding for the 230th Avenue pavement project
- RESOLUTION: Authorize the County to proceed per Code of Iowa 171B in regards to threatened animals
- RESOLUTION: Adopt the 2022 Multi-Jurisdictional Local Hazard Mitigation Plan
- RESOLUTION: Forgive \$5,000 advancement to EIRUSS for the City of Andover water system

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. ARP fund/County budget
2. Canadian Pacific and KC Southern railroad merger
3. Pipeline update/Proposed soil compaction study

October 10, 2022

RESOLUTION 2022-310

RESOLUTION TO RE-APPOINT CHELSEA SULLENS
TO THE CLINTON COUNTY BOARD OF HEALTH

BE IT RESOLVED that the Clinton County Board of Supervisors of Clinton County, Iowa, hereby order the following re-appointment:

Clinton County Board of Health (Three-Year Term; expires Dec. 31, 2025)
Chelsea Sullens, Clinton.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

October 10, 2022

RESOLUTION 2022 - 311

RESOLUTION TO ACCEPT THE RESIGNATION OF TRACEY FRIEDERICHSEN
FROM THE BUILDING MAINTENANCE DEPARTMENT

WHEREAS, the Clinton County Facilities Director has accepted the resignation of Tracey Friederichsen as a full time housekeeper; now

THEREFORE, BE IT RESOLVED by the Board of Supervisor of Clinton County, Iowa, that the County Auditor be and is hereby authorized to stop issuance of biweekly paychecks out of the Clinton County Maintenance Funds. Tracey Friederichsen last day of employment is October 19, 2022.

Roll Call:

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

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

October 10, 2022

RESOLUTION 2022 - 312

RESOLUTION TO ADJUST THE HOURLY RATE OF EMPLOYEES
IN CLINTON COUNTY BUILDING MAINTENANCE

WHEREAS, the Board of Supervisor of Clinton County, upon the recommendation from Clinton County Facilities Director, considered the wage adjustments for the following employees;

Tina Driscoll	\$17.57
Paul Burn	\$26.50
Matt Lancaster	\$27.50
Ed Reuter	\$28.50

THEREFORE, BE IT RESOLVED by the Board of Supervisor of Clinton County, Iowa, have approved the hourly rate changes to the employees listed above for the Clinton County Building Maintenance Department, starting on October 10, 2022; and

BE IT FURTHER RESOLVED, that the County Auditor be and is hereby authorized to issue bi-weekly pay checks in accordance with the resolution without further action of the Clinton County Board of Supervisor

Roll Call:

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

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION 2022-313

RESOLUTION TO AUTHORIZE THE PETITION TO SUSPEND THE 2021 ASSESSMENT YEAR PROPERTY TAXES PER CODE OF IOWA SECTION 427.8 FOR FRED KINKAID, KEVIN RETER AND PAMEL MARESCA OF CLINTON, IA

WHEREAS the following individual’s have petitioned to suspend their property taxes including special assessments for the 2021 assessment year under provision of Code of Iowa, Section 427.8:

- Fred Kinkaid, 217 N 13th Street, Clinton, IA Parcel #8023070000
Taxes Currently Suspended: \$0.00 2021 Taxes: \$917.00
- Kevin Reter, 270 23rd Ave N, Clinton, IA Parcel #8625840000
Taxes Currently Suspended: \$1,092.00 2021 Taxes: \$667.00
- Pamela Maresca, 524 1st Ave, Clinton, IA Parcel #8053120000
Taxes Currently Suspended: \$8,520.22 2021 Taxes: \$671.00

WHEREAS the eligibility for said suspensions have been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that the above petitioners property tax suspensions [for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs] be and are hereby approved and that the Clinton County Treasurer is authorized to make entry on the records accordingly.

BE IT FURTHER RESOLVED that the property tax suspension under provision 427.8, Code of Iowa is for the 2021 assessment year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further property tax suspensions.

Roll Call:

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

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

October 10, 2022

MOTION by Supervisor _____ to authorize the Chairperson to sign Utility Permit Number 9-41 for EI L&P to place new poles along and bore conduit under 110^h Street in the county right-of-way located in Section 10, T83 R2E of Brookfield Township

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

MOTION: _____

September 22, 2022

RESOLUTION 2022-
RESOLUTION PROCLAIMING OCTOBER 2022 AS
NATIONAL YOUTH SUBSTANCE PREVENTION MONTH IN CLINTON COUNTY

WHEREAS, October is National Youth Substance Use Prevention Month, and a time to rededicate ourselves to transforming the lives of America's youth through prevention. We commit to building and supporting communities where young Americans can live healthy and fulfilling lives, free from the dangers of substance use, laying the groundwork for strong future generations; and

WHEREAS, last year, a record 107,000 Americans died of drug overdoses, ripping a hole in families across every community. More than a thousand of those who died were teenagers -- sons, daughters, sisters, brothers, and friends who still had their whole lives ahead of them. We cannot let that continue. We are working in our community to implement evidence-based strategies to prevent substance use and to intervene early so we can help keep America's young people healthy and safe; and

WHEREAS, preventing substance use during adolescence has been shown to significantly reduce the chance of developing a substance use disorder later in life. For every dollar we spend today on effective school-based prevention programs, we save \$18 in the future by avoiding potential medical costs and boosting productivity on the job. Prevention programs also make young people less likely to one day have children who use substances, highlighting the far-reaching value these efforts have across generations; and

WHEREAS, this month, we call on everyone -- parents, siblings, friends, neighbors, teachers, community members, and more -- to reach out to the young people in their lives to share information, promote healthy lifestyles, and help transform lives through evidence-based substance use prevention. We thank every individual and every organization working on the front lines to prevent youth substance use. And we renew our commitment to building healthier and more supportive communities where all young people can reach their full potential and achieve their dreams; now

THEREFORE BE IT RESOLVED, the Clinton County Board of Supervisors do hereby proclaim October 2022 as National Youth Substance Use Prevention Month.

Clinton County Board of Supervisors:

Tom E. Determann, Chairman

Jim Irwin Jr.

Daniel A. Srp

ATTEST:

Eric Van Lancker, Clinton County Auditor

October 10, 2022

RESOLUTION 2022-_____

RESOLUTION TO APPROVE HSIP SECONDARY FUNDING AGREEMENT FOR
230th AVENUE (Y-54) PAVEMENT REHABILITATION PROJECT

WHEREAS, Clinton County has been awarded Federal Aid funds in accordance with the Highway Safety Improvement Program (HSIP) – Secondary, for centerline rumbles and grooved markings on Y-54, Project number HSIP-SWAP-CO23(133)—FJ-23; and

WHEREAS, to receive Federal Aid funds in accordance with the HSIP Secondary Program it is necessary for Clinton County and the IDOT to enter into an agreement for administration and funding of the project; now

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, shall approve the IADOT Agreement No: 6-22-HSIP-SWAP-023; and

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

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker
Roll Call:

October 10, 2022

RESOLUTION TO AUTHORIZE THE COUNTY ATTORNEY TO PROCEED
UNDER CODE OF IOWA SECTION 717B
IN REGARDS TO THREATENED ANIMALS

RESOLUTION 2022 - ____

WHEREAS, Iowa Code Section 717B Code of Iowa provides that a local entity, either a city or county, may petition the court to determine an animal(s) is/are threatened, and if so, the court may order what is appropriate for that/those animal(s); and

WHEREAS, Iowa Code Section 717B Code of Iowa further provides that a local entity may petition the court to order the owner(s) pay rescue costs (transport, boarding, veterinary and other related costs), and associated costs related to the filing, of a threatened animal(s); and

WHEREAS, the Clinton County Attorney has filed such action based upon a Clinton Police Department case on behalf of Clinton County and seeks County affirmation for the action he will have filed in Clinton County v. Shantilly L. Jackson (new case) (note: any claim or charge is merely an accusation and a person is presumed innocent until and unless proven guilty or determined to be responsible by the trier of fact); now

BE IT RESOLVED the Clinton County Board of Supervisors affirms the Clinton County Attorney is authorized to proceed in this action on behalf of Clinton County as provided in Iowa Code Section 717B.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

October 10, 2022

RESOLUTION 2022-
RESOLUTION ADOPTING THE 2022 CLINTON COUNTY
MULTI-JURISDICTIONAL LOCAL HAZARD MITIGATION PLAN

WHEREAS, Clinton County recognizes the threat that natural hazards pose to people and property within our community; and Whereas, undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences; and

WHEREAS, the U.S Congress passed the Disaster Mitigation Act of 2000 (“Disaster Mitigation Act”) emphasizing the need for pre-disaster mitigation of potential hazards; and

WHEREAS, the Disaster Mitigation Act made available hazard mitigation grants to state and local governments; and Whereas an adopted Local Hazard Mitigation Plan is required as a condition of future funding for mitigation projects under multiple FEMA pre- and post-disaster mitigation grant programs; and

WHEREAS, Clinton County fully participated in the hazard mitigation planning process to prepare this Multi-Jurisdictional Local Hazard Mitigation Plan; and

WHEREAS, the Iowa Homeland Security and Emergency Management Department and the Federal Emergency Management Agency Region VII officials have reviewed the “Clinton County Multi-Jurisdictional Local Hazard Mitigation Plan,” and approved it contingent upon this official adoption of the participating governing body; and

WHEREAS, Clinton County desires to comply with the requirements of the Disaster Mitigation Act and to augment its emergency planning efforts by formally adopting the Clinton County Multi-Jurisdictional Local Hazard Mitigation Plan; and

WHEREAS, adoption by the governing body for Clinton County demonstrates the jurisdictions’ commitment to fulfilling the mitigation goals outlined in this Multi-Jurisdictional Local Hazard Mitigation Plan

WHEREAS, adoption of this legitimizes the plan and authorizes responsible agencies to carry out their responsibilities under the plan;

THEREFORE, BE IT RESOLVED; that Clinton County adopts the “Clinton County Multi-Jurisdictional Local Hazard Mitigation Plan” as an official plan; and

BE IT FURTHER RESOLVED Clinton County will submit this Adoption Resolution to the Iowa Homeland Security and Emergency Management Department and Federal Emergency Management Agency Region VII officials to enable the plan’s final approval.

Roll Call:

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

ATTEST:

Chairperson, Tom Determann

County Auditor, Eric Van Lancker

October 10, 2022

RESOLUTION 2022-

RESOLUTION TO FORGIVE THE REPAYMENT OF A \$5,000 ADVANCE TO EIRUSS TO ASSIST IN THE PAYMENT OF THE CITY OF ANDOVER WATER SYSTEM

WHEREAS, in 2011, Clinton County provided an advance of \$5,000 to Eastern Iowa Regional Utility Service Systems (EIRUSS) to assist in the payment of the City of Andover water system; and

WHEREAS, a letter of agreement between EIRUSS and Clinton County prescribed repayment of said \$5,000 to be made over ten years at zero percent interest; and

WHEREAS, the Clinton County Board of Supervisors have received a request from EIRUSS to forgive said advance of \$5,000; now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County that said advance of \$5,000 to EIRUSS for the City of Andover water system is hereby forgiven and said debt is erased.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 10, 2022

RESOLUTION 2022-

RESOLUTION ALLOCATING ADDITIONAL AMERICAN RESCUE PLAN ACT FUNDS

WHEREAS, on March 11, 2021, President Biden signed the \$109 trillion American Rescue Plan Act (ARPA) which included the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) to provide state, local and tribal governments with the resources needed to respond to the pandemic and its economic effects; and

WHEREAS, on January 6, 2022, the Treasury issued final rules for the SLFRF program including authorization for counties to allocate up to \$10,000,000 of their total SLFRF allocation as lost revenue to spend on government services; and

WHEREAS, Clinton County applied for and has received both tranches of the funds for the American Rescue Plan Act totaling \$9,018,289, and

WHEREAS, based on the final rules from the US Department of Treasury, the following projects have been approved for the use of said funds:

PROJECT	OFFICE/DEPARTMENT	ESTIMATED (INC. CONTINGENCY)
Broadband Loop – County Contribution	IT	\$750,000
Economic Development	Board of Supervisors	\$500,000

BE IT RESOLVED that the Clinton County Board of Supervisors endorses the distribution of American Rescue Plant Act Funds for the items listed above and authorizes the Auditor to make these payments as they are presented.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Thomas Determann

ATTEST:

County Auditor, Eric Van Lancker