

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, December 19, 2022, 9:00 A.M. Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA. The public may also join the meeting on Zoom 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 2022-365: Resignation – County Attorney’s Office
- RESOLUTION 2022-366: Appointment – County Attorney’s Office
- RESOLUTION 2022-367: Property tax abatement for the City of Calamus
- RESOLUTION 2022-368: First-half disbursements to various outside agencies

RESOLUTIONS

- RESOLUTION: Extending local match for non-congregate sheltering FEMA public assistance
- RESOLUTION: Update County Open Records Request Policy
- RESOLUTION: Certifying Cliton County as a Second Amendment County

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. Local Assistance and Tribal Consistency Fund application

10:00 a.m. Public Hearing with possible action to follow
The Supervisors will conduct a public hearing to solicit comments on a proposed budget amendment to the FY23 Clinton County budget.

10:15 a.m. Public Hearing with possible action to follow
The Supervisors will conduct a public hearing to solicit comments on a proposed plans for the Clinton County Courthouse elevator replacement project.

11:30 a.m. Anticipated closed session
The Supervisors may enter a closed session per Code of Iowa 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation.

December 9, 2022

RESOLUTION 2022-365

RESOLUTION TO DISCONTINUE PAY WARRANTS FOR
JOHN L. KIES FROM THE COUNTY ATTORNEY OFFICE BUDGET

WHEREAS, John L. Kies, Assistant County Attorney, of the County Attorney's Office, has given his resignation effective December 30, 2022; now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Clinton County, Iowa, that the employment of John L. Kies, Assistant County Attorney, with the County Attorney's Office will end effective December 30, 2022, at midnight; and

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to discontinue paychecks for wages effective December 30, 2022, at midnight.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 19, 2022

RESOLUTION 2022-366

RESOLUTION TO START PAYROLL FROM THE
COUNTY ATTORNEY BUDGET FOR LISA MAIDAK
AS A FULL-TIME ASSISTANT COUNTY ATTORNEY

WHEREAS, a vacancy will exist in the County Attorney’s Office for a full time Assistant County Attorney as of January 1, 2023; and,

WHEREAS, the Clinton County Attorney has approved the application of Lisa Maidak for this position; now

THEREFORE, BE IT RESOLVED, that Lisa Maidak be appointed to this position effective the 9th day of January, 2023, with an undetermined date of termination. Her salary shall be established at \$89,793 per year; and to start with 2 weeks (10 paid days) accrued paid vacation; and

BE IT FURTHER RESOLVED that this Board shall amend the County Attorney’s FY 22-23 budget to pay the salary adjustments; and

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue biweekly pay warrants on the General Basic Fund without further action of this Board.

Roll Call:

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

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 19, 2022

RESOLUTION 2022-367

ABATEMENT OF TAX PURSUANT TO
445.63 CODE OF IOWA FOR THE CITY OF CALAMUS

WHEREAS, pursuant to Iowa code section 445.63 the City of Calamus is entitled to abatement of penalty interest, taxes / rates, and charges owed as detailed:

Calamus	4200310000	192 2 ST	\$290.00
Calamus	4200690000	301 2 ST	\$234.00
Calamus	4200710000	2 ST	\$7.00

THEREFORE, BE IT RESOLVED pursuant to code of Iowa sections 445.63 taxes, penalty interest, rates, and charges outstanding and billed to the city of Calamus 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 county record for fiscal year 2022-2023 in the same manner.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 12, 2022

RESOLUTION 2022-368

RESOLUTION DISBURSING FUNDS TO VARIOUS OUTSIDE AGENCIES

BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the General Basic Fund to the following listed entities for the amounts detailed, representing the first-half allocation FY2023:

Carroll Assistance Center	\$ 225.00
DeWitt Referral Center	\$
Milestone Area Agency on Aging	\$ 3,000.00
Retired Senior Volunteer Program	\$ 2,625.00
YWCA Clinton	\$20,000.00

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 19, 2022

RESOLUTION 2022-_____

RESOLUTION CONTINUING A 25% LOCAL MATCH
FOR NON-CONGREGATE SHELTERING FEMA PUBLIC ASSISTANCE

WHEREAS, in March of 2021, Clinton County was given approval by FEMA for public assistance funding for costs related to emergency non-congregate sheltering in the County in response to the COVID-19 pandemic; and

WHEREAS, said public assistance was awarded to Clinton County at a 100% reimbursement for costs associated with non-congregate homeless sheltering; and

WHEREAS, FEMA has announced it will revert said public assistance back to its traditional public assistance award formula of 75% federal funding and 25% local match starting April 1, 2022; and

WHEREAS, the Clinton County Board of Supervisors approved continuation of the local match through December 31, 2022; and

WHEREAS, Clinton County has identified the continued need for said funding in the County; now

THEREFORE, BE IT RESOLVED, that the Clinton County Board of Supervisors commits to funding said public assistance up to 25% of the required local match through March 31, 2023, or when the FEMA public assistance ends, whichever happens earliest.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 19, 2022

RESOLUTION 2022-_____

RESOLUTION TO ADOPT A
CLINTON COUNTY OPEN RECORDS REQUEST POLICY

WHEREAS, it is in the best interest of Clinton County to establish and review policies from time to time; and

WHEREAS, the Clinton County Board of Supervisors desires to define the procedures and fees associated with handling open records requests made to the County; now

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Open Records Request Policy filed in the County Auditor's Office be and is hereby adopted effective this date; and

BE IT FURTHER RESOLVED that this policy be distributed accordingly by the County Auditor's Office.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 19, 2022

RESOLUTION 2022 - _____
DECLARING CLINTON COUNTY TO BE A
SECOND AMENDMENT SANCTUARY COUNTY

WHEREAS, the right of the people to keep and bear arms is guaranteed as an individual right under the Second Amendment to the United States Constitution, "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed"; and

WHEREAS, the right of the people to keep and bear arms was approved on this November's Iowa ballot as follows: "The right of the people to keep and bear arms shall not be infringed. The sovereign state of Iowa affirms and recognizes this right to be a fundamental individual right. Any and all restrictions of this right shall be subject to strict scrutiny."; and

WHEREAS, the right of the people to keep and bear arms for the defense of life, liberty, and property is regarded as an inalienable right by the people of Clinton County, Iowa; and

WHEREAS, the people of Clinton County, Iowa derive economic benefit from all safe forms of firearms recreation, hunting, and shooting conducted within Clinton County using all types of firearms allowable under the United States Constitution and the laws of the State of Iowa; and

WHEREAS, Iowa State Senators and State Representatives have also sworn by their Oath of Office to uphold the United States Constitution and the Constitution of the State of Iowa; and

WHEREAS, it is desirable to declare that Clinton County is a Second Amendment Sanctuary County, as Clinton County opposes the enactment of any legislation that would infringe upon the constitutional right of the people of Clinton County to keep and bear arms; now

THEREFORE, BE IT RESOLVED that the Clinton County Board of Supervisors hereby declares Clinton County to be a Second Amendment Sanctuary County, and hereby states its opposition to the enactment of any legislation that would infringe upon the constitutional right of the people of Clinton County to keep and bear arms; and

BE IT FURTHER RESOLVED no part of this declaration shall be construed to prevent county or local law enforcement from assisting state or federal law enforcement in a constitutionally lawful matter or investigation.

Roll Call:

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

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

December 19, 2022

RESOLUTION 2022-

RESOLUTION TO ADOPT A BUDGET AMENDMENT
TO THE CLINTON COUNTY FISCAL YEAR 2023 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:

General Fund – Revenues	from	\$13,513,092.88	to	\$13,250,115.88
General Fund – Expenses	from	\$15,664,379.84	to	\$15,401,402.84
General Supp. Fund – Expenses	from	\$7,361,181.80	to	\$7,511,181.80
Eastern Iowa Mental Health Region Fund - Rev	from	\$0	to	\$262,977.00
Eastern Iowa Mental Health Region Fund – Exp.	from	\$0	to	\$262,977.00

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

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Thomas Determann

ATTEST:

County Auditor, Eric Van Lancker