

FEBRUARY 13, 2023

The Board of Supervisors of Clinton County, Iowa, met. Present were Supervisors Irwin, Srp and George. 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 Claims Approved Unanimously

CONSENT AGENDA

Resolutions 2023-45 through 2023-46 and six (6) Motions were approved on the Consent Agenda:

RESOLUTION 2023-45

WHEREAS, the Board of Supervisors of Clinton County, upon recommendation from the Clinton County Engineer, hire Seth Ashpole for the position of Truck Driver (Elwood Shed 23-16); and

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, to approve the appointment of Seth Ashpole to the full-time position of Truck Driver (Elwood Shed 23-16), at the current hourly base wage for said position effective February 13, 2023; and

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue bi-weekly warrants on the Secondary Road Fund in payment of salaries without further order of the Board.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes. Jim Irwin, Jr., Chairperson

RESOLUTION 2023-46

WHEREAS, the Clinton County Sheriff has accepted the resignation of Jim Rhoades, as a part-time bailiff/security; 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 on the General Basic Fund, Office of Sheriff, to Jim Rhoades. Jim's last day is February 28, 2023, with accrued benefits to be paid out until March 10, 2023.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes. Jim Irwin, Jr., Chairperson

MOTION by Supervisor Srp to authorize the Chairperson to sign the corrected Utility Permit Number 16-210 for Windstream to place buried and/or aerial fiber optic along 260th St in the County right-of-way located in section 26 of T81N R5E in the Eden TWP, previously approved with incorrect information.

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

MOTION by Supervisor Srp to authorize the Chairperson to sign Utility Permit Number 16-211 for Windstream to place buried and/or aerial fiber optic along Old HWY 61 in the County right-of-way located in section 22 of T82N R3E in the Grant TWP.

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

MOTION by Supervisor Srp to authorize the Chairperson to sign Utility Permit Number 16-212 for Windstream to place buried and/or aerial fiber optic along Old HWY 61 in the County right-of-way located in sections 15, 9, 10, and 4 of T82N R3E in the Grant TWP and in Section 32 T83N R3E in the Bloomfield TWP.

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

MOTION by Supervisor Srp to authorize the Chairperson to sign Utility Permit Number 16-213 for Windstream to place buried and/or aerial fiber optic along Old HWY 61, 212th Street, and 195th Street in the County right-of-way located in section 35 of T82N R3E in the DeWitt TWP and sections 26, 23, and 22 of T82 R3E in the Grant TWP.

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

MOTION by Supervisor Srp to authorize the Chairperson to sign Utility Permit Number 16-214 for Windstream to place buried and/or aerial fiber optic along, 110th Ave, 125th St, 131st St, 460th Ave, 135th St and 475th St in the County right-of-way located in sections 24 and 13 of T83 R6E and sections 19, 20, 17, 18, 7, 8, 5, 6 of T83N R7E in the Elk River TWP.

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

MOTION by Supervisor Srp to authorize the Chairperson to sign Utility Permit Number 16-215 for Windstream to place buried feeder cable along 262th Street in the county ROW located in Section 19 and 30 of T81N R4E in the DeWitt TWP.

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

RESOLUTIONS

The following resolution was presented and on motion approved:

RESOLUTION 2023-47

WHEREAS, the County has received a proposal from South Carolina Dialogue Foundation (the "Developer"), in the form of a proposed Development Agreement (the "Agreement") by and between the County and the Developer, pursuant to which, among other things, the Developer would agree to complete certain interior and exterior renovations (the "Minimum Improvements," as more particularly described in the Agreement) to the existing structure on the former Ashford University property (the "Development Property"), as outlined in the proposed Agreement; and

WHEREAS, Chapter 445, Code of Iowa, authorizes counties to enter into contractual agreements with the owner of legal title to real property in order to provide for a compromise or abatement of taxes on the real property, if the county is the holder of the tax sale certificate on the property; and

WHEREAS, there are approximately \$1,310,159 of outstanding taxes on the Development Property and the County is the holder of the tax sale certificate on the Development Property; and

WHEREAS, pursuant to the terms and conditions set forth in the Agreement, the County is willing to provide for a compromise and abatement of the real estate taxes on the Development Property to incentivize Developer to complete the redevelopment of the Development Property, subject to the Developer becoming the owner of legal title to the Development Property; and

WHEREAS, the proposed abatement of outstanding taxes on the Development Property would be made in five installments, as the Developer demonstrated that corresponding benchmarks of investment in the Minimum Improvements had been made, such that only if Developer demonstrated investment in the Minimum Improvements totaling at least \$1,310,158.75 (under the terms and conditions of the Agreement) would all installments of the tax abatement be granted; and

WHEREAS, the Board has determined that the Agreement is in the best interests of the County and the residents thereof and that the performance by the County of its obligations thereunder is a public undertaking and purpose.

NOW, THEREFORE BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF CLINTON COUNTY IN THE STATE OF IOWA:

Section 1. That the form and content of the Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the Chairperson and the County Auditor be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver the Agreement for and on behalf of the County in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Agreement, the Chairperson and the County Auditor are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Agreement as executed.

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

Jim Irwin, Jr., Chairperson

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

County Auditor Eric Van Lancker reported he, Sheriff Bill Greenwalt, County Attorney Mike Wolf and Emergency Management Director Chance Kness met informally last week to discuss the Medical Examiner program. He said from that discussion they decided it was their recommendation that a 28E agreement between the EMA Board and the County be delayed to review the program. He reminded the Board it has a public hearing in Lost Nation this evening. He said no budget work sessions have been scheduled. He added in person absentee voting starts this week for the March 7 Special Elections.

Supervisor Srp said a solar field safety meeting has been scheduled for March.

Supervisor George said she attended a meeting last night to discuss the possibility of two companies looking at railpark property in Clinton.

Chairman Irwin thanked Van Lancker and County Treasurer Dustin Johnson on their work on the development agreement.

Sheriff Greenwalt said he and Van Lancker heard back from Muscatine County who handles their ME program considerably different than Clinton County. He said they will likely meet with those folks for more information soon. Greenwalt said the Civil Service Commission will start their duties to test to create their hiring list for a year. He said a juvenile jail inspector visited Clinton's jail and said their policies and procedures are models for others in the state to follow.

County Facilities Director Corey Johnson reported he, Van Lancker and Srp will be meeting with the elevator replacement contractor on Wednesday.

County Conservation Director Phil Visser reported tree trimming at Rock Creek is almost complete and interviews for the open naturalist position are starting this week. He said they are also taking applications for part-time seasonal concession stand workers. Visser said a dredging project near Rock Creek has started with the permitting process and it could be more than a year before physical work begins.

County EMA Director Chance Kness said they have a number of events coming up including a mass casualty exercise in DeWitt and a school unification exercise in March with Clinton school officials. He said CERT classes are planned

for April and there are still a few openings. He said May 23 is the “off-year” exercise with the nuclear power plant in Cordova. He said they don’t normally do the “off-year” but there have been recent changes that will be addressed this year.

9:30 A.M. FY24 Budget Discussion

The Supervisors discussed the previously presented proposed budgets and other budget-related issues.

REPORTS

The Commission of Veteran Affairs January 2023 monthly report was presented, approved and filed.

The Board of Supervisors approved the following claims be allowed and checks/drafts issued on the various funds in payment thereof:

Vendor	Payable Description	Payment Amount
ALLIANT INSURANCE SERVICES INC	PREMIUMS	\$28,701.17
PEANUT BUTTER INC	FEBRUARY 2023 PAYMENT	\$4,100.00
	Grand Total:	\$32,801.17
Fund	Expense Amount	
0001 GENERAL BASIC		\$4,100.00
0002 GENERAL SUPPLEMENTAL		\$28,701.17
	Grand Total:	\$32,801.17

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

Motion carried.

I, Eric Van Lancker, Clinton County Auditor, do hereby certify this to be a complete and accurate list of all claims presented to the Clinton County Board of Supervisors on this date. Signed: Eric Van Lancker, Clinton County Auditor

The Board of Supervisors adjourned to meet at 6:30 p.m. at the Lost Nation Clinton County Secondary Road Department Shed Unit 1, 101 Mohr Ave., Lost Nation, IA, for a public hearing to solicit public comment on a proposed reclassification of 130th Avenue in Section 27 of Liberty Township to a Level “C” road.

Eric Van Lancker, County Auditor

Jim Irwin, Jr., Chairperson

-APPROVED-

County Auditor

Chairperson