

MINUTES OF MARCH 28 and APRIL 8, 2016  
DUBUQUE COUNTY BOARD OF SUPERVISORS  
Present: Wayne Demmer, Daryl Klein and Jay Wickham  
Chair Demmer called the meeting to order at 12:00 noon.

WORKSESSION WITH COUNTY MAINTENANCE SUPERINTENDENT

The Board met with Maintenance Superintendent Chris Soeder and IT Superintendent Nathan Gilmore for an update on upcoming projects.

COURTHOUSE HVAC UPGRADE PROJECT

Estimate for the project is \$586,000. The current budget is \$500,000. It is anticipated that the public hearing will be held April 11<sup>th</sup>. Plans and specs will be available that week.

OTHER PROJECT UPDATES

Restrooms on 4<sup>th</sup> floor and in the jury rooms are completed. Deconstruction of the first floor restrooms has begun.

OLD JAIL REMODELING PROJECT & TOUR

The original target date for completion of the project is June, but it is anticipated that it will be completed by April 15<sup>th</sup>. The Veterans Affairs/General Assistance and Medical Examiner will move into the space in June.

The Board then toured the Old Jail project.

GENERAL ASSISTANCE HEARINGS

Motion by Wickham, seconded by Klein, carried unanimously, to enter executive session with General Assistance caseworker Doug Slaats regarding Case O-02-39.

Upon returning to general session, motion by Wickham, seconded by Klein, carried unanimously, to deny the request for assistance for Case O-02-39.

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with General Assistance caseworker Doug Slaats regarding Case G-4-33.

Upon returning to general session, motion by Klein, seconded by Wickham, carried unanimously, to assist Case G-4-33 with January and February rent once a job search card

has been completed and the landlord has been contacted; and to request weekly job search cards until half time employment is acquired.

Motion by Klein, seconded by Wickham, carried unanimously, to recess at 1:50 p.m. until 2:00 p.m.

#### EXECUTIVE SESSION PER IOWA CODE 21.5(1)(j)

Upon reconvening at 2:07 p.m., motion by Klein, seconded by Demmer, carried unanimously, to enter executive session per Iowa Code 21.5(1)(j) with consultant Gordon Mills, Maintenance Superintendent Chris Soeder, Assistant to the Board Mary Ann Specht and, via phone, Matt Hektoen and Dave Kubicek of Simmons, Perrine law firm in Cedar Rapids.

Upon returning to regular session, motion by Klein, seconded by Wickham, carried unanimously, to recess at 2:53 p.m. until 3:15 p.m.

#### LEGISLATIVE UPDATE

The Board reconvened at 3:15 p.m. and met regarding the legislative update from the Urban County Coalition. Present were MH/DS coordinator Jody Jansen and Assistant to the Board Mary Ann Specht. Klein explained that there was no phone call on Friday due to the holiday. Discussion included MH/DS region funding and E911 funding.

Motion by Klein, seconded by Wickham, carried unanimously, to send a letter similar to the draft from Jackson County to area legislators regarding proposed funding for the MH/DS region.

#### WORKSESSION WITH DMASWA STAFF REGARDING BOND FUND RE-DESIGNATION

The Board met with John Foster of the Dubuque Metropolitan Area Solid Waste Agency and John Klosterman of the City of Dubuque regarding the redesignation of the bond funds issued in December, 2014. Foster updated the Board on the progression of the project. He explained that during the winter, short and long-term master site plans were designed. There is \$1.2 million remaining from the bond funding. DMASWA is requesting to designate the funds for the perimeter road and moving and replacing the shop.

#### WORKSESSION WITH ECIA STAFF REGARDING TRANSPORTATION SERVICES PLANNING

The Board met with Dan Fox and Chandra Ravada of ECIA and County Engineer Anthony Bardgett, who explained the process of updating the DMAT long-range plan, which will map out how funds will be spent in the transportation area over a 30-year time frame. Currently information is being collected from agencies, then there will be meetings with appropriate engineers. The projects will be ranked and prioritized before finalizing the update.

## WORKSESSION WITH COUNTY ENGINEER

### ENTRANCE PERMIT VARIANCES

The Board met with County Engineer Anthony Bardgett regarding a request from Ronald and Jessalynn Breiner to upgrade an existing field entrance for a new home on Five Points Road. The Breiner's were present for the worksession.

Motion by Klein, seconded by Wickham, carried unanimously, to approve the variance as recommended by the County Engineer.

Bardgett presented an entrance permit variance request from Christian and Shannon Kloft for a new garage on their property on River Vista Drive. Christian Kloft was in attendance. Following discussion, Mr. Kloft will decide between the options presented.

Bardgett presented an entrance permit variance request from Dustin Juergens for a second driveway to access his basement. Mr. Juergens was in attendance.

Motion by Klein, seconded by Wickham, carried unanimously, to approve the variance as recommended by the County Engineer.

Bardgett and the Board discussed the public meeting held in Farley last week. Also discussed were the Pape Road bridge, Steil Road bridge, the second bridge on Sleepy Hollow Road. Bardgett explained that crews have been cutting trees and brush on Mud Lake Road and once it is drier will begin slope work. There was also discussion on the cost of winter road work.

Motion by Klein, seconded by Wickham, carried unanimously, to recess at 5:10 p.m. until 5:30 p.m.

## APPROVAL OF MINUTES OF MARCH 14 AND 23, 2016

Upon reconvening at 5:32 p.m., motion by Klein, seconded by Wickham, carried unanimously, to approve the minutes of March 14 and 23, 2016.

## PROOFS OF PUBLICATION - PUBLIC HEARINGS

Motion by Klein, seconded by Wickham, carried unanimously, to receive and file the proofs of publication for Notices of Public Hearing for culvert replacements on Mud Lake Road/Circle Ridge Road, Project L-C16(04)-73-31; grading and paving on Farley Road (Y13) Project LOST-17(02)-73-31; decrease in appropriations for FY16 budget amendment # 2; and General Obligation County Purpose Loan Agreement.

### PUBLIC HEARING - CULVERT REPLACEMENTS ON MUD LAKE ROAD/CIRCLE RIDGE ROAD, PROJECT L-C16(04)-73-31

Chair Demmer opened the public hearing.

County Engineer Anthony Bardgett explained that the project will consist of eleven (11) crossroad pipes on Circle Ridge and Mud Lake Roads.

With no one else wishing to address the Board, motion by Wickham, seconded by Klein, carried unanimously, to close the public hearing.

### PUBLIC HEARING - GRADING AND PAVING ON FARLEY ROAD (Y13) PROJECT LOST-17(02)-73-31

Chair Demmer opened the public hearing.

County Engineer Anthony Bardgett explained that the project is south of the Farley city limits and consists of 9.7 miles. There will be two options, 6.5" asphalt or 8.5" concrete.

With no one else wishing to address the Board, motion by Klein, seconded by Wickham, carried unanimously, to close the public hearing.

### CONTINUATION OF PUBLIC HEARING - FY16 BUDGET AMENDMENT # 2

Chair Demmer announced the continuation of the public hearing.

With no one wishing to address the Board, motion by Wickham, seconded by Klein, carried unanimously, to close the public hearing.

### PUBLIC HEARING - DECREASE IN APPROPRIATIONS

Chair Demmer opened the public hearing.

Budget Director Michelle Patzner explained the proposed decreases which were necessitated by changes made to the current budget during the recently completed budget worksessions, and changes to the accounting for some departments.

With no one wishing to address the Board, motion by Wickham, seconded by Klein, carried unanimously, to close the public hearing.

#### APPROVAL OF FY16 BUDGET AMENDMENT # 2

Motion by Klein, seconded by Wickham, carried unanimously, to approve FY16 Budget Amendment # 2.

#### RESOLUTION 16-077 - FY16 APPROPRIATION AMENDMENT # 3

WHEREAS, the Board of Supervisors of Dubuque County has amended the Budget for Fiscal Year 2016 on September 28, 2015, and March 28, 2016.

WHEREAS, the Code of Iowa, Section 331.434(6) specifies that the Board of Supervisors shall, by resolution, appropriate amounts for each of the county officers and departments; and

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dubuque County that the appropriations as designated by Resolution 15-039 as adopted on March 09, 2015; and amended by Resolution 15-230 as adopted on September 28, 2015; be further amended as follows:

	<b>Current Appropriation</b>	<b>Current Amendment</b>	<b>Amended Appropriation</b>
<b>Fund: 0001 - GENERAL BASIC</b>			
00 - Undesignated	3,602,008	(58,380)	3,543,628
01 - SUPERVISORS	166,601	1,660	168,261
02 - AUDITOR	441,884	(5,145)	436,739
03 - TREASURER	769,094	(1,230)	767,864
04 - COUNTY ATTORNEY	1,746,102	11,064	1,757,166
05 - SHERIFF	8,818,523	(61,750)	8,756,773
07 - RECORDER	355,775	(5,488)	350,287
12 - MAPPING	200,231	-	200,231

21 - VETERAN AFFAIRS	412,798	(41,332)	371,466
22 - CONSERVATION BOARD	1,295,387	(6,490)	1,288,897
23 - BOARD OF HEALTH	922,791	22,361	945,152
26 - CARE FACILITY	4,218	(4,218)	-
28 - MEDICAL EXAMINER	305,129	(12,475)	292,654
41 - OLD JAIL	-	21,150	21,150
43 - COUNTY STORAGE	-	4,218	4,218
50 - PERSONNEL	295,549	5,000	300,549
51 - GENERAL SERVICES	438,525	(20,213)	418,312
52 - INFORMATION SERVICES	1,281,672	123,024	1,404,696
55 - CAPITAL PROJECTS/IMPROVEMENTS	2,228,926	713,000	2,941,926
56 - PHONE SYSTEM	102,660	(102,660)	-
61 - MH/MR/DD	148,000	(72,677)	75,323
62 - HUMAN SERVICES	239,154	-	239,154
63 - GENERAL RELIEF	109,019	1,639	110,658
70 - ECONOMIC DEVELOPMENT	12,785,324	-	12,785,324
75 - EMERGENCY SUPPORT SERVICES	136,358	2,170	138,528
<b>Total Fund: 0001 - GENERAL BASIC:</b>	<b>36,805,728</b>	<b>513,228</b>	<b>37,318,956</b>
<b>Fund: 0002 - GENERAL SUPPLEMENTAL</b>			
00 - Undesignated	-	414,625	414,625
01 - SUPERVISORS	70,174	-	70,174
02 - AUDITOR	601,342	33,468	634,810
03 - TREASURER	282,518	(8,456)	274,062
04 - COUNTY ATTORNEY	502,939	9,438	512,377
05 - SHERIFF	2,226,388	11,926	2,238,314
07 - RECORDER	119,527	2	119,529

12 - MAPPING	65,132	-	65,132
21 - VETERAN AFFAIRS	97,760	(5,151)	92,609
22 - CONSERVATION BOARD	322,434	(41,030)	281,404
23 - BOARD OF HEALTH	49,088	-	49,088
26 - CARE FACILITY	10,000	(10,000)	-
28 - MEDICAL EXAMINER	13,597	(5,811)	7,786
29 - JUVENILE PROBATION	136,389	-	136,389
31 - DISTRICT COURT	113,298	6,187	119,485
43 - COUNTY STORAGE	-	10,000	10,000
50 - PERSONNEL	147,807	-	147,807
51 - GENERAL SERVICES	84,743	3,961	88,704
52 - INFORMATION SERVICES	119,743	-	119,743
63 - GENERAL RELIEF	3,446	330	3,776
75 - EMERGENCY SUPPORT SERVICES	-	414,625	414,625
78 - RISK MANAGEMENT	451,782	(11,214)	440,568
90 - HEALTH INSURANCE-DEDUCTIBLE	1,015,000	-	1,015,000
<b>Total Fund: 0002 - GENERAL SUPPLEMENTAL:</b>	<b>6,433,107</b>	<b>822,900</b>	<b>7,256,007</b>
<b>Fund: 0003 - COUNTY ASSISTANCE</b>			
75 - EMERGENCY SUPPORT SERVICES	178,787	46,213	225,000
<b>Total Fund: 0003 - COUNTY ASSISTANCE:</b>	<b>178,787</b>	<b>46,213</b>	<b>225,000</b>
<b>Fund: 0005 - HEALTH INSURANCE-DEDUCTIBLE</b>			
90 - HEALTH INSURANCE-DEDUCTIBLE	1,015,000	4,018	1,019,018
<b>Total Fund: 0005 - HEALTH INSURANCE-DEDUCTIBLE:</b>	<b>1,015,000</b>	<b>4,018</b>	<b>1,019,018</b>
<b>Fund: 0010 - MH-DD SERVICES FUND</b>			
60 - MH-DD COORDINATOR (CPC)	235,740	(4,001)	231,739
61 - MH/MR/DD	4,033,572	(358,797)	3,674,775

<b>Total Fund: 0010 - MH-DD SERVICES FUND:</b>	<b>4,269,312</b>	<b>(362,798)</b>	<b>3,906,514</b>
<b>Fund: 0011 - RURAL SERVICES BASIC</b>			
00 - Undesignated	4,320,613	-	4,320,613
<b>Total Fund: 0011 - RURAL SERVICES BASIC:</b>	<b>4,320,613</b>	<b>-</b>	<b>4,320,613</b>
<b>Fund: 0015 - ZONING</b>			
24 - ZONING COMMISSION	245,742	23,115	268,857
<b>Total Fund: 0015 - ZONING:</b>	<b>245,742</b>	<b>23,115</b>	<b>268,857</b>
<b>Fund: 0020 - SECONDARY ROADS</b>			
20 - SECONDARY ROADS	8,975,861	(51,201)	8,924,660
<b>Total Fund: 0020 - SECONDARY ROADS:</b>	<b>8,975,861</b>	<b>(51,201)</b>	<b>8,924,660</b>
<b>Fund: 0023 - TIME-21</b>			
20 - SECONDARY ROADS	400,000	1,000,000	1,400,000
<b>Total Fund: 0023 - TIME-21:</b>	<b>400,000</b>	<b>1,000,000</b>	<b>1,400,000</b>
<b>Fund: 0052 - RURAL ECONOMIC DEVELOPMENT FUND</b>			
70 - ECONOMIC DEVELOPMENT	271,468	121,475	392,943
<b>Total Fund: 0052 - RURAL ECONOMIC DEVELOPMENT FUND:</b>	<b>271,468</b>	<b>121,475</b>	<b>392,943</b>
<b>Fund: 0053 - TAX INCREMENT FINANCING</b>			
70 - ECONOMIC DEVELOPMENT	213,202	11,882	225,084
<b>Total Fund: 0053 - TAX INCREMENT FINANCING:</b>	<b>213,202</b>	<b>11,882</b>	<b>225,084</b>
<b>Fund: 1500 - CAPITAL PROJECTS</b>			
57 - DEBT SERVICE	-	-	-
<b>Total Fund: 1500 - CAPITAL PROJECTS:</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Fund: 1505 - LOCAL OPTION</b>			
20 - SECONDARY ROADS	3,050,000	(1,000,000)	2,050,000
<b>Total Fund: 1505 - LOCAL OPTION:</b>	<b>3,050,000</b>	<b>(1,000,000)</b>	<b>2,050,000</b>

**Fund: 2000 - DEBT SERVICE**

57 - DEBT SERVICE	596,832	-	596,832
<b>Total Fund: 2000 - DEBT SERVICE:</b>	<b>596,832</b>	<b>-</b>	<b>596,832</b>

**Fund: 2002 - DEBT SERVICE - DMASWA**

57 - DEBT SERVICE	313,084	-	313,084
<b>Total Fund: 2002 - DEBT SERVICE - DMASWA:</b>	<b>313,084</b>	<b>-</b>	<b>313,084</b>

**Report Total: 67,088,735 1,128,833 68,217,568**

Further, that Total Appropriations for Fiscal Year 2016, inclusive of the original appropriation and its amendments, for the county officers and departments are as follows:

	<b>Current Appropriation</b>	<b>Current Amendment</b>	<b>Amended Appropriation</b>
00 - Undesignated	7,922,621	356,245	8,278,866
01 - SUPERVISORS	236,775	1,660	238,435
02 - AUDITOR	1,043,226	28,323	1,071,549
03 - TREASURER	1,051,612	(9,686)	1,041,926
04 - COUNTY ATTORNEY	2,249,041	20,502	2,269,543
05 - SHERIFF	11,044,911	(49,824)	10,995,087
07 - RECORDER	475,302	(5,486)	469,816
12 - MAPPING	265,363	-	265,363
20 - SECONDARY ROADS	12,425,861	(51,201)	12,374,660
21 - VETERAN AFFAIRS	510,558	(46,483)	464,075
22 - CONSERVATION BOARD	1,617,821	(47,520)	1,570,301
23 - BOARD OF HEALTH	971,879	22,361	994,240
24 - ZONING COMMISSION	245,742	23,115	268,857
26 - CARE FACILITY	14,218	(14,218)	-
28 - MEDICAL EXAMINER	318,726	(18,286)	300,440
29 - JUVENILE PROBATION	136,389	-	136,389

31 - DISTRICT COURT	113,298	6,187	119,485
41 - OLD JAIL	-	21,150	21,150
43 - COUNTY STORAGE	-	14,218	14,218
50 - PERSONNEL	443,356	5,000	448,356
51 - GENERAL SERVICES	523,268	(16,252)	507,016
52 - INFORMATION SERVICES	1,401,415	123,024	1,524,439
55 - CAPITAL PROJECTS/IMPROVEMENTS	2,228,926	717,018	2,945,944
56 - PHONE SYSTEM	102,660	(102,660)	-
57 - DEBT SERVICE	909,916	-	909,916
60 - MH-DD COORDINATOR (CPC)	235,740	(4,001)	231,739
61 - MH/MR/DD	4,181,572	(431,474)	3,750,098
62 - HUMAN SERVICES	239,154	-	239,154
63 - GENERAL RELIEF	112,465	1,969	114,434
70 - ECONOMIC DEVELOPMENT	13,269,994	133,357	13,403,351
75 - EMERGENCY SUPPORT SERVICES	315,145	463,008	778,153
78 - RISK MANAGEMENT	451,782	(11,214)	440,568
90 - HEALTH INSURANCE-DEDUCTIBLE	2,030,000	-	2,030,000
<b>Report Total:</b>	<b>67,088,735</b>	<b>1,128,833</b>	<b>68,217,568</b>

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-077.

### RESOLUTION 16-078 - FY16 FUND TRANSFERS # 3

WHEREAS, certain Fund Transfers were contained in the Fiscal Year 2016 Budget, adopted on March 09, 2015, subsequently amended on September 28, 2015, then amended on March 28, 2016.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors amends and authorizes the following fund transfers:

From	To	Current Transfer Amount	Change	Amended Transfer Amount
General Basic	General Supplement	1,500,000	\$0	\$1,500,000
General Basic	Long Term Capital Projects	\$500,000	\$0	\$500,000
Rural Basic	Library	\$522,995	-522,995	\$0
Rural Basic	Zoning	\$205,279	\$0	\$205,279
Rural Basic	Roads	\$3,592,339	\$0	\$3,592,339
General Supplement	Health Insurance Risk Management	\$29,000	\$0	\$29,000
General Supplement	Insurance	\$1,015,000	\$0	\$1,015,000

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-078.

**PUBLIC HEARING - GENERAL OBLIGATION COUNTY PURPOSE LOAN AGREEMENT**

Chair Demmer opened the public hearing.

Budget Director Patzner explained that the County’s bond counsel and financial advisors have analyzed possible projects in the upcoming three (3) fiscal years. They have suggested these capital projects be funded through debt service which will allow the projects to be accomplished with the levy rate remaining the same.

With no one wishing to address the Board, motion by Wickham, seconded by Klein to close the public hearing.

**RESOLUTION 16-079 - TAKING ADDITIONAL ACTION ON PROPOSAL TO ENTER INTO A GENERAL OBLIGATION COUNTY PURPOSE LOAN AGREEMENT AND PROVIDING FOR THE LEVY OF TAXES TO PAY THE SAME**

WHEREAS, the Board of Supervisors (the “Board”) of Dubuque County (the “County”) heretofore proposed to enter into a General Obligation County Purpose Loan Agreement and to borrow money thereunder in a principal amount not to exceed \$2,470,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of: constructing and equipping a shop facility for the Secondary Roads Department

(\$600,000); equipping the County Courthouse and administrative offices with information technology equipment (\$805,000); acquisition and installation of security cameras at the Old Jail Facility (\$250,000); installing flooring and HVAC improvements at the County Courthouse (\$325,000); constructing County conservation buildings and building improvements (\$215,000); equipping of the public safety offices with a shooting simulator (\$180,000); acquiring public safety communications equipment (\$140,000); and equipping the public safety facilities with security cameras (\$180,000), and pursuant to law and prior action of the Board, has published notice of the proposed action and has held a hearing thereon on March 28, 2016; and

WHEREAS, the County intends to enter into the Loan Agreement in the future and to issue one or more series of General Obligation County Purpose Bonds (the “Bonds”) in evidence of its obligations thereunder and anticipates that principal and interest will come due on the Bonds before July 1, 2017; and

WHEREAS, it is now necessary to make provision for the levy of a debt service property tax in the 2016-2017 fiscal year for the payment of such anticipated principal and interest;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Dubuque County, Iowa, as follows:

Section 1. The Board hereby determines to enter into the Loan Agreement in the future and orders that the Bonds be issued at such time, in evidence thereof. The Board further declares that this resolution constitutes the “additional action” required by Section 384.24A of the Code of Iowa.

Section 2. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Bonds as the same become due, there is hereby ordered levied on all the taxable property in the County the following direct annual tax:

For collection in the fiscal year beginning July 1, 2016,  
sufficient to produce the net annual sum of \$1,852,300;

provided, however, that at the time the Bonds are issued, the actual tax levy amounts required to pay the principal of and interest on the Bonds in each year shall be determined based upon the interest rate or rates at which the Bonds are issued, and this resolution shall be supplemented by a resolution of the Board of Supervisors to provide for such actual and necessary tax levy amounts.

Section 3. A certified copy of this resolution shall be filed with the Dubuque County Auditor and said Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and

when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Bonds hereby authorized and for no other purpose whatsoever.

Section 4. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-079.

NOTICE OF PUBLIC HEARING - AMENDMENTS TO ZONING ORDINANCE - ZC#02-09-16 - JEFFREY & WANDA PAPE AND THREE RIVERS FS COMPANY - A-1 AGRICULTURAL TO M-2 HEAVY INDUSTRIAL; ZC#03-11-16 - LELIA VALENTINE & GREG VALENTINE - A-1 AGRICULTURAL TO S-2 AGRICULTURAL RESIDENTIAL; ZC#03-12-16 - DWAYNE BEECHER & MARY JO PANCRATZ - A-1 AGRICULTURAL TO R-1 RURAL RESIDENTIAL - CONDITIONAL; ZC#03-13-16 - DORIS RUBEL DECLARATION OF TRUST AND & CRYSTAL LAKE CAVE MINING, LLC & PABLO & JULIE RAMIREZ - R-2 SINGLE FAMILY RESIDENTIAL TO B-2 HIGHWAY BUSINESS; ZC#03-14-16 - JERALD & RICHARD REITER - A-1 AGRICULTURAL TO M-1 INDUSTRIAL

Motion by Wickham, seconded by Klein, carried unanimously, to advertise for a public hearing to be held on Monday, April 11, 2016 at 9:00 a.m. for the above-mentioned Amendments to Zoning Ordinance.

NOTICE OF PUBLIC HEARING - COURT HOUSE HVAC UPGRADE PROJECT

Motion by Klein, seconded by Wickham, carried unanimously, to advertise for a public hearing to be held on Monday, April 11, 2016 at 9:00 a.m. for the above-mentioned Court House HVAC upgrade project.

PROOFS OF PUBLICATION - PROCUREMENT PROCEDURES

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file the proofs of publication for procurement procedures for grading and paving on Key West Drive, Project LOST-17(01)-73-31; bridge replacement on South Mound Road, Project L-B17(01)-73-31; bridge replacement on Leuchs Road, Project L-B17(02)-73-31; bridge replacement

on Clear Creek Road, Project L-B17(03)-73-31; bridge replacement with culverts on Sleepy Hollow Road, Project L-C17(02)-73-31.

RECEIPT OF BIDS - GRADING AND PAVING ON KEY WEST DRIVE, PROJECT LOST-17(01)-73-31

The following bids were received and read into the record:

<u>VENDOR</u>	<u>BID AMOUNT</u>
<u>McClain Excavating Co., Inc.</u> Peosta, Iowa	\$ 2,941,405.29
<u>Portzen Construction, Inc.</u> Dubuque, Iowa	\$ 3,152,545.40
<u>Top Grade Excavating</u> Farley, Iowa	\$ 2,540,683.92
<u>Tschiggfrie Excavating Co.</u> Dubuque, Iowa	\$ 3,050,422.75

Motion by Klein, seconded by Wickham, carried unanimously, to receive and refer the bids to the County Engineer for a recommendation.

RECEIPT OF BIDS - BRIDGE REPLACEMENT ON SOUTH MOUND ROAD, PROJECT L-B17(01)73-31

The following bids were received and read into the record:

<u>VENDOR</u>	<u>BID AMOUNT</u>
<u>Jim Schroeder Construction, Inc.</u> Bellevue, Iowa	\$ 361,944.14
<u>Taylor Construction</u> New Vienna, Iowa	\$ 415,744.00

Motion by Wickham, seconded by Klein, carried unanimously, to receive and refer the bids to the County Engineer for a recommendation.

RECEIPT OF BIDS - BRIDGE REPLACEMENT ON LEUCHS ROAD, PROJECT L-B17(02)-73-31

The following bids were received and read into the record:

<u>VENDOR</u>	<u>BID AMOUNT</u>
<u>Jim Schroeder Construction Inc.</u> Bellevue, Iowa	\$ 235,090.20
<u>K Construction Co.</u> Elkader, Iowa	\$ 268,313.68
<u>Taylor Construction</u> New Vienna, Iowa	\$ 244,950.00

Motion by Klein, seconded by Wickham, carried unanimously, to receive and refer the bids to the County Engineer for a recommendation.

RECEIPT OF BIDS - BRIDGE REPLACEMENT ON CLEAR CREEK ROAD, PROJECT L-B17(03)-73-31

The following bids were received and read into the record:

<u>VENDOR</u>	<u>BID AMOUNT</u>
<u>K Construction</u> Elkader, Iowa	\$ 539,966.11
<u>Taylor Construction</u> New Vienna, Iowa	\$ 437,395.30

Motion by Wickham, seconded by Klein, carried unanimously, to receive and refer the bids to the County Engineer for a recommendation.

RECEIPT OF BIDS - BRIDGE REPLACEMENT WITH CULVERTS ON SLEEPY HOLLOW ROAD, PROJECT L-C17(02)-73-31

The following bids were received and read into the record:

<u>VENDOR</u>	<u>BID AMOUNT</u>
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<u>Connolly Construction</u> Peosta, Iowa	\$ 46,312.80
<u>Gansen Excavating, Inc.</u> Dubuque, Iowa	\$ 67,245.85
<u>K Construction Co.</u> Elkader, Iowa	\$ 72,259.50
<u>Mainline Excavating</u> Dubuque, Iowa	\$ 40,000.00
<u>Taylor Construction</u> New Vienna, Iowa	\$ 89,608.00
<u>Tschiggfrie Excavating Co.</u> Dubuque, Iowa	\$ 88,935.00

Motion by Wickham, seconded by Klein, carried unanimously, to receive and refer the bids to the County Engineer for a recommendation.

NOTICE TO BIDDERS - CULVERT REPLACEMENTS ON MUD LAKE ROAD/CIRCLE RIDGE ROAD, PROJECT L-C16(04)73-31  
 NOTICE TO BIDDERS - GRADING AND PAVING ON FARLEY ROAD (Y13) PROJECT LOST-17(02)-73-31

Motion by Klein, seconded by Wickham, carried unanimously, to advertise for a bid opening to be held on Monday, April 11, 2016 at 9:00 a.m. for the above-mentioned projects.

RESOLUTION 16-080 - APPOINTMENT OF DEPUTIES, ASSISTANTS AND CLERKS

WHEREAS, position vacancies have been approved for the following appointments by the Board of Supervisors through the Personnel Requisition Process.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors approves and certifies the following appointments to the Auditor for payroll implementation:

DEPARTMENT	POSITION	DATE APPROVED	NAME	PAY RATE
Sheriff	PPT Courthouse Security	11-18-15	Scott Neyens	\$22.71

Conservation	TPT Conservation Aide	02-24-16	Luke Kloft	\$ 9.50
Conservation	TPT Conservation Aide	02-24-16	Kyle Frommelt	\$ 9.50
Conservation	TPT Conservation Aide	02-24-16	Megan Donovan	\$ 9.50
Conservation	TPT Conservation Aide	02-24-16	Collin Seymour	\$ 9.00
Conservation	TPT Conservation Aide	02-24-16	Lillian Kies	\$ 9.00
Conservation	TPT Conservation Aide	02-24-16	John Hoffman	\$10.00
Conservation	TPT Conservation Aide	02-24-16	Kyle Reeves	\$10.00
County Attorney	TPT Law Intern		Meiyu Bao	\$12.00
County Attorney	TPT Law Intern		Alice Hsiao-Han Pan	\$12.00

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-080.

**RESOLUTION 16-081 - APPROVE SFY 2017 BYRNE JAG/RSTAT GRANT APPLICATION**

WHEREAS, Dubuque County has been presented with an application for the SFY 2017 Byrne JAG/RSAT Grant; and

WHEREAS, the application reflects an asking of \$137,308.99 in federal funding to assist the Dubuque Drug Task Force operations.

NOW THEREFORE BE IT RESOLVED THAT the Dubuque County Board of Supervisors approve the SFY 2016 Byrne JAG/RSAT Grant Application in the requesting \$137,308.99 in federal funding to assist the Dubuque Drug Task Force operations.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-081.

**RESOLUTION 16-082 - REQUEST FOR PAYMENT #90 FOR JUMPSTART FEDERAL HOUSING REHABILITATION PAYMENT PROGRAM 08-DRH-204**

WHEREAS, Dubuque County is the fiduciary agent for Jumpstart Federal Housing rehabilitation program #08-DRH-204; and

WHEREAS, the East Central Intergovernmental Association has disbursed funds in the amount of \$ 627,603.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 90 in the amount of \$ 627,603 to be submitted to the Iowa Department of Economic Development. Upon receipt of payment, the County will remit to ECIA.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-082.

#### CONDITIONAL ZONING AGREEMENT - ZC#02-06-16 - ANDREW & SHARON KLEIN

The following amendment to the Dubuque County Zoning Ordinance is proposed.

**ZC# 02-06-16 Andrew & Sharon Klein R-2 Single Family Residential to B-1 Business**

The applicants are requesting to rezone from R-2 Single Family Residential to B-1 Business 0.33 acres more or less, to allow for tire sales, tractor/farm equipment & car/truck repair shop. The property is located 0.75 miles east of the City of Rickardsville along Highway 52 North and is legally described as NE SE Section 28, (T90N R1E) Jefferson Township, Dubuque County, Iowa.

A report on the proposed amendment has been received from the Dubuque County Zoning Commission; notice of the public hearing has been published as required by law; and a public hearing has been held on **Monday March 14, 2016**.

Motion by Wickham, seconded by Klein to approve the rezoning. Motion carried with Klein and Wickham voting aye and Demmer voting nay.

Motion by Wickham, seconded by Klein to suspend the requirement that this amendment be considered and voted on for passage at two prior meetings. Motion carried with Klein and Wickham voting aye and Demmer voting nay.

Motion by Wickham, seconded by Klein that the amendment be adopted and that the zoning administrator be directed to enter the appropriate changes on the official zoning map and that the Auditor be directed to arrange for the publication of the amendment and portion of the official zoning map as amended in the official county newspapers as required by law. Motion carried with Klein and Wickham voting aye and Demmer voting nay.

#### RESOLUTION 16-083 - APPROVE EXPENDITURE OF PROCEEDS OF GENERAL OBLIGATION LANDFILL FACILITY BONDS, SERIES 2014 FOR THE DUBUQUE METROPOLITAN AREA SOLID WASTE AGENCY

WHEREAS, pursuant to a prior resolution of the Board of Supervisors (the "Board") of Dubuque County, Iowa (the "County"), dated December 12, 2014, the County entered into a General Obligation Facility Loan Agreement and issued its General Obligation Landfill Bonds, Series 2014, dated December 30, 2014, in the principal amount of \$4,500,000, pursuant to the provisions of Sections 331.402 and 331.44B of the Code of Iowa for the

purpose of paying the cost, to that extent, of funding the construction of landfill facility improvements consisting of the Cell 9 Phase II Cell Construction and Cell 4-8 Closure Project (the “Initial Project”) by the Dubuque Metropolitan Area Solid Waste Agency (“DMASWA”), of which the County is an organized member; and

WHEREAS, the Initial Project has been completed but a portion of the proceeds from the Bonds (the “Bond Proceeds”) remains unspent; and

WHEREAS, DMASWA has proposed to undertake the planning, design and construction of improvements to the landfill maintenance building (the “Additional Project”) and has requested that the Board approve the expenditure of the remaining Bond Proceeds on the Additional Project; and

WHEREAS, it is now necessary for the Board to take action on the repurposing of the Bond Proceeds for the Additional Project;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Dubuque County, Iowa, as follows:

Section 1. The Board hereby approves the expenditure of the Bond Proceeds to pay the costs of the Additional Project. Furthermore, the Board hereby authorized DMASWA, with advice from bond counsel, to expend any remaining Bond Proceeds on such other landfill facility capital improvement projects as may become necessary to undertake from time to time.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-083.

**RESOLUTION 16-084 - APPROVE NECESSARY RIGHT OF WAY DOCUMENTS FOR THE CULVERT REPLACEMENTS ON MUD LAKE ROAD/CIRCLE RIDGE ROAD, PROJECT L-C16(04)-73-31**

WHEREAS, it is necessary to secure additional right-of-way for the culvert replacements on Mud Lake Road/Circle Ridge Road, Project L-C16(04)–73-31,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa, hereby approve and direct the Chair to sign the necessary right-of-way documents with property owners for the Mud Lake Road/Circle Ridge Road project.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-084.

**RESOLUTION 16-085 - APPROVE PLANS AND SPECIFICATIONS FOR THE CULVERT REPLACEMENTS ON MUD LAKE ROAD/CIRCLE RIDGE ROAD, PROJECT L-C16(04)-73-31**

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the culvert replacements on Mud Lake Road/Circle Ridge Road, Project L-C16(04)--73-31,

WHEREAS, this project will be let locally by Dubuque County, subject to the Dubuque County Board of Supervisors approval and signature on the plans,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve the plans and specifications for said project.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-085.

**RESOLUTION 16-086 - APPROVE PLANS AND SPECIFICATIONS FOR THE GRADING AND PAVING ON FARLEY ROAD (Y13) PROJECT LOST-17(02)-73-31**

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the grading and paving on Farley Road (Y13), Project LOST-17(02)--73-31,

WHEREAS, this project will be let locally by Dubuque County, subject to the Dubuque County Board of Supervisors approval and signature on the plans,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve the plans and specifications for said project.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-086.

RESOLUTION 16-087 - APPROVE THE AMENDED FY-2016 SECONDARY ROAD BUDGET AND FY-2017 SECONDARY ROAD BUDGET TO BE SUBMITTED TO THE IOWA DEPARTMENT OF TRANSPORTATION

WHEREAS, the Dubuque County Secondary Road Department has completed their Amended FY-2016 Secondary Road Budget and prepared their FY-2017 Secondary Road Budget, and

WHEREAS, the Dubuque County Board of Supervisors approved the Secondary Road Department Budget as part of the Dubuque County Budget on March 14, 2016, and

WHEREAS, under Section 309 of the Code of Iowa, the Dubuque County Board of Supervisors must submit these approved documents to the Iowa Department of Transportation,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign the Amended FY-2016 Secondary Road Budget and FY-2017 Secondary Road Budget to be submitted to the Iowa Department of Transportation.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-087.

PROOFS OF PUBLICATION - ZONING CASES

- 1) ZC#01-02-16 - Greg & Roxanne Wille & Dale Nauman & David Nauman - A-1 Agricultural to R-1 Rural Residential
- 2) ZC#08-18-15 - TMB of Dyersville LLC/Kurt & Christing Burbach & Jamie & Samantha Boyes - A-1 Agricultural to A-2 Agricultural Residential

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file the above-mentioned proofs of publication for zoning cases.

COMMUNICATION FROM THE CITY OF CENTRALIA REGARDING VOLUNTARY ANNEXATION APPLICATION

Motion by Klein, seconded by Wickham, carried unanimously, to receive and file the notification from the City of Centralia.

APPOINTMENT - CENTER TOWNSHIP CLERK

Motion by Klein, seconded by Wickham, carried unanimously, to appoint George K. Hellert to Center Township Clerk to fill an unexpired term ending December 31, 2018.

#### PERSONNEL REQUISITIONS

Motion by Klein, seconded by Wickham, carried unanimously, to approve the personnel requisitions for the Secondary Road department for a permanent, full-time MMII and for the Auditor for a permanent, full-time Deputy Auditor - Finance/Clerk to the Board.

Motion by Klein, seconded by Wickham, carried unanimously, to recess at 6:22 p.m. until 10:00 a.m. on Friday, April, 8, 2016.

#### MEETING WITH DELAWARE COUNTY BOARD OF SUPERVISORS REGARDING SHARING AGREEMENTS FOR COUNTY ENGINEER AND DELAWARE COUNTY STAFF

The Board reconvened at 10:00 a.m. on Friday, April 8, 2016, with Wickham absent, to meet with Delaware County Supervisors Doug Dabroski, Shirley Helmricks and Jeff Madlom. Also present were Delaware/Dubuque County Engineer Anthony Bardgett, Assistant to the Engineer Craig Davis, Delaware County Auditor Carla Becker and Personnel Director Mary Ann Specht.

The group requested to know from Bardgett and Davis how the sharing agreement was working. Bardgett and Davis stated that the agreement was working well, although it has been hectic with the number of projects Dubuque County is undertaking. Demmer and Klein expressed pleasure in the progress that has been made under Bardgett's direction. The Delaware County Supervisors expressed their appreciation for the staff in the Delaware County Engineer's office who have accepted additional responsibilities. Wickham arrived at 10:14 a.m. Specht expressed appreciation of Bardgett's budgeting expertise and collective bargaining experience. Demmer left the meeting at 10:17 a.m.

Motion by Wickham, seconded by Klein, carried unanimously, to adjourn at 10:25 a.m. until Monday, April 11, 2016 at 9:00 a.m.

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Wayne Demmer, Chair  
Board of Supervisors

ATTEST:

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Denise M. Dolan  
Dubuque County Auditor