

MINUTES OF APRIL 25 and MAY 2, 2016  
DUBUQUE COUNTY BOARD OF SUPERVISORS  
Present: Wayne Demmer Jay Wickham  
Absent: Daryl Klein  
Chair Demmer called the meeting to order at 11:05 a.m.

#### WORKSESSION WITH EIDE BAILLY FOR PRESENTATION OF FY15 DUBUQUE COUNTY AUDIT

Due to an error in communication, representatives of Eide Bailly will make the presentation at the May 9<sup>th</sup> meeting.

Motion by Wickham, seconded by Demmer, carried unanimously, to recess at 11:10 a.m. until 12:30 p.m.

#### GENERAL RELIEF HEARINGS

Upon reconvening at 12:30 p.m., motion by Wickham, seconded by Demmer, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding Case J-3-32.

Upon returning to regular session, motion by Wickham, seconded by Demmer, carried unanimously, to deny assistance to Case J-3-32.

Motion by Wickham, seconded by Demmer, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding Case W-7-1.

Upon returning to regular session, motion by Wickham, seconded by Demmer, carried unanimously, to approve assistance as requested for Case W-7-1.

Motion by Wickham, seconded by Demmer, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding Case W-7-2.

Upon returning to regular session, motion by Wickham, seconded by Demmer, carried unanimously, to deny assistance for Case W-7-2.

Motion by Wickham, seconded by Demmer, carried unanimously, to enter executive session with General Assistance Director Randy Rennison and General Assistance Caseworker Doug Slaats regarding Case D-5-14.

Upon returning to regular session, motion by Wickham, seconded by Demmer, carried

unanimously, to request that the caseworker discuss the issues with the client's landlord and if necessary provide assistance up to \$200, upon enrollment in smoking cessation classes, for Case D-5-14.

Motion by Wickham, seconded by Demmer, carried unanimously, to enter executive session with General Assistance Director Randy Rennison and General Assistance Caseworker Doug Slaats regarding Case M-1-39.

Upon returning to regular session, motion by Wickham, seconded by Demmer, carried unanimously, to approve assistance as requested for Case M-1-39.

Motion by Wickham, seconded by Demmer, carried unanimously, to enter executive session, with General Assistance Caseworker Doug Slaats regarding Case R-5-29.

Upon returning to regular session, motion by Wickham, seconded by Demmer, carried unanimously, to deny assistance for Case R-5-29.

#### WORKSESSION - WITH COUNTY IT AND COUNTY MAINTENANCE SUPERINTENDENTS REGARDING PROJECT UPDATES

The Board met with Maintenance Superintendent Chris Soeder and IT Superintendent Nathan Gilmore for updates on current projects.

- The Court House first floor restrooms are just about complete. The women's restroom will open this afternoon and the men's restroom will open tomorrow.
- The Old Jail remodeling is progressing well. The elevator installation will not start until May 9<sup>th</sup>, but should not effect the move in deadlines prior to the end of current leases.
- The Old Jail cooling tower froze over the winter, due to vendor maintenance error. The vendor will make the repairs which should be complete in three weeks.
- The cutover to the updated website will occur on May 12<sup>th</sup>. There will be further discussion on future upgrades to the website.
- The audio/visual upgrade at Swiss Valley is in progress and will be completed by June 7<sup>th</sup>. The information gained during the project can be used for updates to the Old Jail conference room and the Board room.
- There will be an upcoming worksession on the infrastructure changes to the phone system. Research will be done on the cost of installing fiber to Swiss Valley.

#### WORKSESSION - WITH DEPUTY COMMISSIONER OF ELECTIONS

##### ELECTION ANNEX LEASE

The Board met with Deputy Commissioner of Elections Jenny Hillary. She informed them that the Assistant to the Board has contacted the landlord requesting changing the one-year

extension to six-months. As she was at another meeting, there was no update on the request.

#### ELECTION CLERK WAGE REQUEST

Hillary reminded the Board that they set wages for the temporary election clerks to start at \$13.50 and increase each year a clerk returns to a high of \$15.00. At the start of the current fiscal year, the Personnel department applied the 2% wage increase to the top election clerk rate and it increased to \$15.30. Clerks at the top of the scale were paid that amount last year. The Personnel department intended to set the wage for the one clerk, at the top of the scale, returning for the primary election at \$15.00, which would be a decrease in wage from last year.

Motion by Wickham, seconded by Demmer, carried unanimously, to increase the top hourly wage for temporary election clerks to \$15.30.

#### LEGISLATIVE UPDATE

Assistant to the Board presented the legislative update from the Urban County Coalition. There was no conference call on Friday.

#### WORKSESSION - WITH ZONING ADMINISTRATOR REGARDING DRIVEWAY PERMIT APPEALS

The Board met with Zoning Administrator Anna O'Shea regarding a request for an entrance permit off of Farley Road for Grace McBride and Brian Burlage. Present was Lisa Burlage.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve the new entrance permit with removal of the existing entrance.

Zoning Administrator Anna O'Shea presented the request for a entrance permit variance off Mud Lake Road for Luke and Sheila Duve. Luke Duve was present for the meeting.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve the entrance permit variance to increase the entrance to a maximum of 24-foot top.

#### WORKSESSION - COUNTY ENGINEER

##### ENGINEER'S REPORT

County Engineer Anthony Bardgett presented his report:

- Schroeder Construction is planning to start construction on the East Flannagan Road, West Flannagan Road, Plum Creek Road and Pfeiler Road bridges in July.
- A preconstruction meeting was held with Taylor Construction on the Clear Creek Road bridge project. The road will close for construction the week of May 9<sup>th</sup>.
- A preconstruction meeting is planned with Top Grade Excavating and the City of Dubuque on Tuesday, April 26<sup>th</sup> for the Key West Drive paving project. A start date will be discussed at the meeting.
- Maintenance crews have finished the culvert replacements on Circle Ridge Road. The crews will be working on slope work on Mud Lake Road this week.

#### DISCUSSION OF BIDS FOR THE GRADING AND PAVING ON FARLEY ROAD (Y13) PROJECT LOST-17(02)-73-31

Bardgett presented a list of pros and cons between the use of asphalt and concrete for the Farley Road project. John Cunningham and Dan King of the Iowa Concrete Paving Association and Mike Hoffman and Kevin Kueter of River City Paving joined the discussion. With Supervisor Klein absent, no action was taken.

#### PROPOSED CITY OF DUBUQUE FUEL AGREEMENT

The Board met with Bardgett and Director Don Vogt and Kevin Fernwell of the City Public Works division regarding the proposed fuel agreement between the County and City. Vogt informed the Board that the City has researched the use of 87 and 89 octane fuels. He, also, discussed the price differential between the fuels. The possibility of a six-month trial period to track fuel charges was discussed.

Motion by Wickham, seconded by Demmer, carried unanimously, to recess at 5:12 p.m. until 5:30 p.m.

#### APPROVAL OF MINUTES OF MEETING OF APRIL 11 AND 14, 2016

Upon reconvening at 5:30 p.m., motion by Wickham, seconded by Demmer, carried unanimously, to approve the minutes of the April 11 and April 14, 2016 meetings.

#### CONSENT AGENDA

Allowances and Disallowances of 2015 Business Tax Property Tax Credits from the Dubuque City Assessor, Renewal of Class BB beer permit for Epworth Sportsmens Gun Club, Renewal of Class BB beer permit for Dubuque Fairgrounds Speedway, Renewal of Class LC liquor license for Dubuque Driving Range

Motion by Wickham, seconded by Demmer, carried unanimously, to approve the above listed consent items.

NOTICE OF PUBLIC HEARING - AMENDMENTS TO ZONING ORDINANCE - ZC # 04-15-16 - NICHOLAS & MARJORIE GINDORFF & NANCY WAHLERT DECLARATION OF TRUST - A-1 AGRICULTURAL TO R-1 RURAL RESIDENTIAL; ZC # 04-16-16 - DALE & CHARLENE ROLWES - A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL; ZC # 04-17-16 - WAYNE DEMMER REVOCABLE TRUST ETAL & JOAN DEMMER REVOCABLE TRUST - A-1 AGRICULTURAL to A-2 AGRICULTURAL RESIDENTIAL

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

CONTINUATION OF PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE - ZC # 02-09-16 - JEFFREY & WANDA PAPE AND THREE RIVERS FS COMPANY - A-1 AGRICULTURAL TO M-2 HEAVY INDUSTRIAL

Chair Demmer announced the continuation of the public hearing.

Zoning Administrator Anna O'Shea notified the Board that no additional comments have been received by her office.

Dale Hefel, Three Rivers FS, 1200 Field of Dreams Way, Dyersville addressed the Board and made his previous presentation for those not in attendance at the initial public hearing. Two 30,000 gallon anhydrous tanks, possibly an LP tank and some feed will be located on the site. He explained that since the last meeting he has met with Dyersville City Administrator Mick Michel and Jacque Rahe of Dyersville Economic Development, Inc. for initial discussions. The preliminary plat has been submitted. He announced that an open forum will be held on Tuesday, May 3<sup>rd</sup> at the site, from 4 to 7 p.m. The public is invited.

Doug Recker, 14106 Route 136, Dyersville, stated that Three Rivers FS is a good company but this site is a bad location.

Elmer Reese, 21657 North Bankston Road, New Vienna, addressed the visibility when south-bound vehicles come over the hill and vehicles are stopped to turn into the site.

Ray Kirsch, 308 2<sup>nd</sup> Avenue SW, Dyersville, explained that his wife counted 262 cars per hour north-bound on Highway 136 the previous Friday afternoon.

Jordan Kirsch, 14374 Route 136, Dyersville, asked what the escape route is for his family

and his neighbors if there is an accident.

Supervisor Wickham inquired about meetings with representatives of the City and Economic Development Inc. Hefel stated that options were discussed but any action would be up to his Board of Directors.

Following a request for clarification, Dyersville City Administrator Mick Michel explained that the City receives notification of the rezoning request and can comment. He was not aware that the plat had been filed and explained that the City Council would act following action by the City Planning and Zoning Commission.

Wickham requested input from the City, but Michel stated that the Council probably wouldn't comment on the County's rezoning issue, due to their involvement in the platting process.

Dennis Schmidt, 29426 Dyersville East Road, Dyersville, expressed his opposition to the rezoning request.

Joan Esch, 1303 3<sup>rd</sup> Street, SW, Dyersville explained that increase in traffic and accidents on Highway 136 over the years and expressed her opposition.

Ashley Manternach, 14521 Route 136 addressed the safety at the site and spoke in opposition.

Motion by Wickham, seconded by Demmer, carried unanimously, to continue the public hearing to May 9<sup>th</sup> at 9:00 a.m.

#### PROOF OF PUBLICATION - PROCUREMENT PROCEDURES

Motion by Wickham, seconded by Demmer, carried unanimously, to receive and file the proofs of publication for Request for Bids for culvert replacements on Cottingham Road, Project L-C16(01)-73-31; Request for Quotes for one current model year heavy duty mechanical four wheel drive rubber tired boom mower tractor for the Dubuque County Highway Department; Request for Quotes for one current model year heavy duty tandem axle truck for the Dubuque County Highway Department.

#### RECEIPT OF BIDS - CULVERT REPLACEMENTS ON COTTINGHAM ROAD, PROJECT L-C16(01)-73-31

The following bids were received and read into the record:

<u>VENDOR</u>	<u>BID AMOUNT</u>
<u>Connolly Construction</u> Peosta, IA	\$ 181,630.93
<u>Gansen Excavating</u> Dubuque, IA	\$ 203,524.49
<u>Horsfield Construction, Inc.</u> Epworth, IA	\$ 180,283.44
<u>Mainline Excavating</u> Dubuque, IA	\$ 185,666.65
<u>McClain Excavating Co., Inc.</u> Peosta, IA	\$ 199,720.18

Motion by Wickham, seconded by Demmer, carried unanimously, to receive and refer the bids to the County Engineer.

RECEIPT OF QUOTES - ONE CURRENT MODEL YEAR HEAVY DUTY MECHANICAL FOUR WHEEL DRIVE RUBBER TIRED BOOM MOWER TRACTOR FOR THE DUBUQUE COUNTY HIGHWAY DEPARTMENT

<u>VENDOR</u>	<u>QUOTE AMOUNT</u>
<u>Dyersville Equipment, Inc.</u> Dyersville, IA	Deere 6115M \$ 82,994.00 Deere 6120M 82,489.00
<u>Helle Farm Equipment, Inc.</u> Dyersville, IA	\$ 78,389.00
<u>Roeder Implement, Inc.</u> Dubuque, IA	\$ 69,255.00

Motion by Wickham, seconded Demmer, carried unanimously, to receive and refer the quotes to the County Engineer.

RECEIPT OF QUOTES - ONE CURRENT MODEL YEAR HEAVY DUTY TANDEM AXLE TRUCK FOR THE DUBUQUE COUNTY HIGHWAY DEPARTMENT

<u>VENDOR</u>	<u>QUOTE AMOUNT</u>
<u>Harrison Truck Centers</u> Elk Run Heights, IA	\$ 107,886.00
<u>Quad-City Peterbilt, Inc.</u> Davenport, IA	\$ 125,490.00
<u>Truck Country of Iowa, Inc.</u> Dubuque, IA	\$ 113,939.00
<u>Twin Bridges Truck City, Inc.</u> Davenport, IA	\$ 120,710.00
GATR Truck Center Cedar Rapids, IA	\$ 109,587.60 Mack GU713 (m drive) \$ 119,593.90 Mack GU713

Motion by Wickham, seconded by Demmer, carried unanimously, to receive and refer the quotes to the County Engineer.

#### REQUEST FOR PROPOSALS - SUPPLY AND DELIVER MAINTENANCE ROCK FOR THE DUBUQUE COUNTY HIGHWAY DEPARTMENT

Motion by Wickham, seconded by Demmer, carried unanimously, to advertise for proposals to be opened Monday, May 9, 2016 at 9:00 a.m. regarding the above-mentioned supply and delivery of maintenance rock for the Highway Department.

#### NOTICE TO BIDDERS - HMA RESURFACING/COLD-IN-PLACE RECYCLING: DIV. I - ON RUPP HOLLOW ROAD; DIV. II - ON NORTH BANKSTON ROAD; DIV. II - ON CLEAR CREEK ROAD, PROJECT LOST-17(04)-73-31

Motion by Wickham, seconded by Demmer, carried unanimously, to advertise for a bid opening to be held on Monday, May 9, 2016 at 9:00 a.m. regarding the above-mentioned three (3) road projects.

#### RESOLUTION 16-107 - FINAL PLAT OF WOMBACHER ACRES PLAT 2 - SECTION 7 - TABLE MOUND TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, WOMBACHER ACRES PLAT 2, comprised of Lot 1-2 of Wombacher

Acres, Lot 1 in the NE ¼ SE ¼ and Lot 3 in the NW ¼ SE ¼ all in Section 7, T88N, R2E, of the 5<sup>th</sup> PM, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat will replat three (3) lots into two (2) new lots namely, Lot 1 and Lot 2 of Wombacher Acres Plat 2 Section 7, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Dubuque and the City of Dubuque Zoning Advisory Commission; and

WHEREAS, said final plat has been examined by the Dubuque County Planning and Zoning Commission, Dubuque County Board of Health, Dubuque County Engineer, Dubuque County Treasurer and the Dubuque County Plats Officer and has their approval endorsed thereon; and

WHEREAS, said final plat has been examined by the Board of Supervisors of Dubuque County, Iowa, and they find the same conforms to the statutes and other regulatory ordinances and resolutions.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Dubuque County, Iowa:

Section 1. That the above described property is within the R-1, Rural Residential district, thus subject to all the requirements of that district.

Section 2. That the above described final plat be and is hereby approved and the Chairperson of the Board of Supervisors is authorized and directed to endorse the approval of Dubuque County, Iowa upon said final plat.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-107.

**RESOLUTION 16-108 - FINAL PLAT OF GASSMAN QUARRY PLAT 2 - SECTION 7 - MOSALEM TOWNSHIP**

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, GASSMAN QUARRY PLAT 2, a subdivision of Lot 2 of Stone Quarry Subdivision in Section 8 and Lot 1 of Gassman Quarry in Section 7, all in T88N, R3E, of the 5<sup>th</sup> PM, Mosalem Township, Dubuque County, Iowa; and

WHEREAS, said final plat will replat two (2) lots into two (2) new lots namely, Lot 1 and Lot 2 of Gassman Quarry Plat 2 Section 7, Mosalem Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Dubuque and the City of Dubuque Zoning Advisory Commission; and

WHEREAS, said final plat has been examined by the Dubuque County Planning and Zoning Commission, Dubuque County Board of Health, Dubuque County Engineer, Dubuque County Treasurer and the Dubuque County Plats Officer and has their approval endorsed thereon; and

WHEREAS, said final plat has been examined by the Board of Supervisors of Dubuque County, Iowa, and they find the same conforms to the statutes and other regulatory ordinances and resolutions.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Dubuque County, Iowa:

Section 1. That the above described property is within the M-1, Industrial district, thus subject to all the requirements of that district.

Section 2. That the above described final plat be and is hereby approved and the Chairperson of the Board of Supervisors is authorized and directed to endorse the approval of Dubuque County, Iowa upon said final plat.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-108.

#### RESOLUTION 16-109 - 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
Auditor	PFT Deputy Auditor Finance/Clerk to Board of Supervisors	03-28-16	Mary Habel	\$47,270.17
Roads	PFT Engineering Tech	11-25-15	Russell Weber	\$23.82
Sunnycrest	PPT CNA	04-11-16	Emily Burns	\$12.41
Sunnycrest	PPT PI/CNA	02-24-16	Ebony Prince	\$12.41
Sunnycrest	PPT PI/CNA	03-30-16	Chloe Hammond	\$12.41
Conservation	TPT Conservation Aide	02-24-16	Patrick Kramer	\$ 9.00

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-109.

RESOLUTION 16-110 - APPROVE EMS LOAN AGREEMENT FOR SHERRILL FIRE PROTECTION AGENCY

BE IT RESOLVED, that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign an EMS Loan Agreement with Sherrill Fire Protection Agency, Inc. in the amount of \$30,000, to be repaid over three (3) years, for the purchase of a 2016 Horton Ambulance.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-110.

RESOLUTION 16-111 - APPROVE METHAMPHETAMINE DRUG HOT SPOTS GRANT PROGRAM FY 2014 ADDITIONAL FUNDING

WHEREAS, Dubuque County had been presented with a Methamphetamine Drug Hot Spots Grant Program FY2014 Award Notice; and

WHEREAS, the supplemental award identifies federal funding in the amount of \$8,044 for additional assistance in methamphetamine investigations and precursor diversion investigations.

NOW THEREFORE BE IT RESOLVED THAT the Dubuque County Board of Supervisors approve and authorize the Chairperson to sign the supplemental funding for Grant#14-HotSpots-04 which awards \$8,044 in additional federal funding.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-111.

DAMAGE CLAIM - STEPHEN GATES

Motion by Wickham, seconded by Demmer, carried unanimously, to receive and refer to the County Attorney and insurance company.

RESOLUTION 16-0112 - APPROVE AMENDED RESOLUTION 15-149 - ADDING A DEPUTY

WHEREAS, on June 22, 2015, the Board of Supervisors approved deputies in the offices of

the County Attorney, Auditor, Recorder, Sheriff and Treasurer for the fiscal year 2016; and

WHEREAS, one additional deputy has been designated by County Auditor Denise Dolan.

NOW THEREFORE BE IT RESOLVED that this resolution will amend Resolution Number 15-149 to add the following deputy to the office of the Dubuque County Auditor: Mary Habel, effective on or about May 2, 2016.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-112.

#### RESOLUTION 16-113 - APPROVE NATIONAL REGISTER NOMINATION FOR COTTAGE HILL METHODIST-EPISCOPAL CEMETERY

WHEREAS, Dubuque County had been presented with a National Register of Historic Places nomination and registration form for Cottage Hill Methodist - Episcopal Cemetery, located at 22001 Route 52 North, Durango, Iowa; and

WHEREAS, the nomination and registration have been formally approved and recommended by the Dubuque County Historic Preservation Commission.

NOW THEREFORE BE IT RESOLVED THAT the Dubuque County Board of Supervisors concur with the Dubuque County Historic Preservation Commission's recommendation and approves and authorizes the Chairperson to sign the National Register of Historic Places nomination and registration form for Cottage Hill Methodist - Episcopal Cemetery located at 22001 Route 52 North, Durango, Iowa.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-113.

#### RESOLUTION 16-114 - APPROVE NATIONAL REGISTER NOMINATION FOR CONCORD CONGREGATIONAL CEMETERY

WHEREAS, Dubuque County had been presented with a National Register of Historic Places nomination and registration form for Concord Congregational Cemetery, located at 21755 Route 52 North, Durango, Iowa; and

WHEREAS, the nomination and registration have been formally approved and recommended by the Dubuque County Historic Preservation Commission.

NOW THEREFORE BE IT RESOLVED THAT the Dubuque County Board of Supervisors

concur with the Dubuque County Historic Preservation Commission's recommendation and approves and authorizes the Chairperson to sign the National Register of Historic Places nomination and registration form for Concord Congregational Cemetery, located at 21755 Route 52 North, Durango, Iowa.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-114.

RESOLUTION 16-115 - APPROVE 4<sup>th</sup> AMENDMENT TO THE COOPERATIVE REIMBURSEMENT AGREEMENT FOR CHILD SUPPORT RECOVERY UNIT BETWEEN DUBUQUE COUNTY AND THE DEPARTMENT OF HUMAN SERVICES, BUREAU OF COLLECTIONS

WHEREAS, Dubuque County had been presented with the Fourth Amendment to the Cooperative Reimbursement Agreement between Dubuque County and the Department of Human Services, Bureau of Collections for FY reimbursement of the Child Support Recovery Unit's county expenses; and

WHEREAS, the amendment incorporates the FY17 budget for eligible reimbursement costs.

NOW THEREFORE BE IT RESOLVED THAT the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign the Fourth Amendment to the Cooperative Reimbursement Agreement between Dubuque County and the Department of Human Services, Bureau of Collections.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-115.

CONDITIONAL ZONING AGREEMENT - ZC #03-13-16 - DORIS RUBEL DECLARATION OF TRUST & CRYSTAL LAKE CAVE MINING LLC & PABLO & JULIE RAMIREZ - R-2 SINGLE FAMILY RESIDENTIAL TO B-2 HIGHWAY BUSINESS - CONDITIONAL

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

ZC# 03-13-16 Doris Rubel Declaration of Trust & Crystal Lake Cave Mining LLC & Pablo & Julie Ramirez R-2 Single Family Residential to B-2 Highway Business-Conditional  
The applicants are requesting to rezone from R-2 Single Family Residential to B-2 Highway Business 4.5 acres more or less, to add an 18 Hole Miniature Golf Course to the Crystal Lake Cave Business. The property is located 2.60 miles east of the City of Dubuque along Crystal Lake Cave Drive and is legally described as Lot 2 SE NW & Lot 2-1-1 SW Section 16, (T88N R3E) Mosalem Township, Dubuque County, Iowa.

1. That the property is conditional to the Crystal Lake Cave business with an 18 hole miniature golf course.
2. That no alcohol will be permitted to be sold on the property.
3. That the business must close by at 6:00 p.m.
4. That no additional lighting be added for the miniature golf course.

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 April 11, 2016 and April 25, 2016

Motion by Wickham, seconded by Demmer, carried unanimously, to approve the rezoning.

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

Motion by Wickham, seconded by Demmer, carried unanimously, 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.

#### RESOLUTION 16-116 - REQUEST FOR PAYMENT #91 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 \$ 1,060,818.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 91 in the amount of \$ 1,060,818 to be submitted to the Iowa Department of Economic Development. Upon receipt of payment, the County will remit to ECIA.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-116.

#### RESOLUTION 16-117 - REQUEST FOR PAYMENT #80 FOR JUMPSTART FEDERAL HOUSING - REHABILITATION PAYMENT PROGRAM 08-DRH-004

WHEREAS, Dubuque County is the fiduciary agent for Jumpstart Federal Housing rehabilitation program #08-DRH-004; and

WHEREAS, the East Central Intergovernmental Association has disbursed funds in the amount of \$ 573,807.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 80 in the amount of \$ 573,807 to be submitted to the Iowa Department of Economic Development. Upon receipt of payment, the County will remit to ECIA.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-117.

RESOLUTION 16-118 - APPROVE NECESSARY DOCUMENTS WITH TOM KUETER CONSTRUCTION CO. INC. FOR THE CULVERT REPLACEMENTS ON MUD LAKE ROAD/CIRCLE RIDGE ROAD, PROJECT L-C16(04)–73-31

WHEREAS, bids were received on April 11, 2016 for the culvert replacements on Mud Lake Road /Circle Ridge Road, Project L-C16(04)–73-31 and Tom Kueter Construction Co. Inc., Peosta, Iowa submitted the low bid of \$176,716.51, and

WHEREAS, the Dubuque County Engineer has reviewed the bids and recommends accepting the bid submitted by Tom Kueter Construction, Inc.,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign the necessary contract documents with Tom Kueter Construction, Inc. for the culvert replacements on Mud Lake Road/Circle Ridge Road.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-118.

RESOLUTION 16-119 - APPROVE PLANS AND SPECIFICATION FOR THE HMA RESURFACING/COLD-IN-PLACE RECYCLING: DIV. I - ON RUPP HOLLOW ROAD; DIV. II - ON NORTH BANKSTON ROAD; DIV. II - ON CLEAR CREEK ROAD, PROJECT LOST-17(04)–73-31

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the HMA resurfacing/cold-in-place recycling: Div. I - on Rupp Hollow Road, from JFK Road to Sageville Road; Div. II - on North Bankston Road,

from New Vienna Road to Clear Creek Road; Div. II - on Clear Creek Road, from North Bankston Road to Thunder Road, Project LOST-17(04)--73-31, and

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 Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-119.

**RESOLUTION 16-120 - APPROVE AMENDMENT OF DUBUQUE COUNTY VETERANS RELIEF POLICY, APPENDIX A - POVERTY GUIDELINES**

WHEREAS, Dubuque County Board of Supervisors has been presented with an amendment of the Dubuque County Veterans Relief Policy for the following appendices: Appendix A-Poverty Guidelines update, for consideration and adoption.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the adoption of the amended Dubuque County Veterans Relief Policy Appendix A-Poverty Guidelines.

**RESOLUTION 16-121 - APPROVE AMENDMENT OF DUBUQUE COUNTY GENERAL RELIEF POLICY, APPENDIX A - POVERTY GUIDELINES**

WHEREAS, Dubuque County Board of Supervisors has been presented with an amendment of the Dubuque County General Relief Policy for the following appendices: Appendix A-Poverty Guidelines update, for consideration and adoption.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the adoption of the amended Dubuque County General Relief Policy Appendix A-Poverty Guidelines.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolutions 16-120 and 16-121.

**PROOF OF PUBLICATION - ZONING CASES**

1) ZC # 02-07-2016 - DANIEL STANER & HERBERT KURT ESTATE - A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

2) ZC # 03-11-16 - LELIA VALENTINE & GREG VALENTINE - A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

3) ZC # 02-06-16 - ANDREW & SHARON KLEIN - R-2 SINGLE FAMILY RESIDENTIAL TO B-1 BUSINESS

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

#### COMMUNICATION - FROM COST ADVISORY SERVICES, INC SUBMITTING FY15 COST ALLOCATION PLAN

Motion by Wickham, seconded by Demmer, carried unanimously, to receive and file the communication and authorize the Chair to sign the certification.

#### COMMUNICATION - TO THE U.S. DEPARTMENT OF TRANSPORTATION REGARDING THE CITY OF DUBUQUE'S IOWA'S DOT FASTLANE GRANT APPLICATION FOR THE SOUTHWEST ARTERIAL

Motion by Wickham, seconded by Demmer, carried unanimously, to approve the communication.

#### PERSONNEL REQUISITIONS

Motion by Wickham, seconded by Demmer, carried unanimously, to approve the personnel requisitions for the Sheriff for a permanent part-time correctional officer, and of the Conservation Board for a temporary full-time Urban Youth Corps crew leader and for four (4) positions for a temporary full-time Urban Youth Corps crew leaders.

Motion by Wickham, seconded by Demmer, carried unanimously, to recess at 6:45 p.m. until 9:00 a.m. on Monday, May 2, 2016.

#### DISCUSSION AND ACTION REGARDING FARLEY ROAD BIDS

Upon reconvening at 9:00 a.m. on Monday, May 2, 2016, with all members present, the Board met with County Engineer Anthony Bardgett regarding the bids for Farley Road. Bardgett discussed the difference in the cost of asphalt and concrete road surfaces.

Motion by Wickham, seconded by Klein, carried unanimously, to approve the Engineer's

recommendation of asphalt road surface and enter negotiations with the bidder.

#### SUNNYCREST WIRELESS PROJECT

The Board met with IT Superintendent Nathan Gilmore regarding the wireless project and installation at Sunnycrest Manor. He will work with the Auditor's office to prepare the request for bid publication.

Motion by Klein, seconded by Wickham, carried unanimously, to adjourn at 9:50 a.m. until 9:00 a.m. Monday, May 9, 2016.

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Wayne Demmer, Chair  
Board of Supervisors

ATTEST:

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Denise M. Dolan  
Dubuque County Auditor