

MINUTES OF JANUARY 2, 2014  
DUBUQUE COUNTY BOARD OF SUPERVISORS  
Present: Eric Manternach, Wayne Demmer and Daryl Klein  
Chair Manternach called the meeting to order at 8:03 a.m.

WORKSESSION - WITH COUNTY ENGINEER

FARLEY ROAD

County Engineer Bret Wilkinson said the bids for the Farley Road project were received by the DOT and Skyline Construction was the low bidder with a bid of \$3,333,575.23. Other bids received were as follows:

Connolly Construction	\$3,648,536.95
Steger Construction	\$3,672,505.21
Top Grade Excavating	\$3,703,868.47
C. J. Moyna & Sons	\$3,754,618.74
Tschiggfrie Excavating	\$3,995,721.94
Peterson Contractors	\$4,260,794.45
J. B. Holland Construction	\$5,762,990.04

There was discussion when the Board should be notified of change orders on projects. The DOT requires approval of change orders over \$50,000. The Board directed Mr. Wilkinson to bring all change orders to them for their review.

MUD LAKE ROAD

Mr. Wilkinson told the Board the plats have not yet been received from the engineering firm for the right of way purchases on Mud Lake Road.

GENERAL ROAD DEPARTMENT DISCUSSION

Mr. Wilkinson informed the Board that the contractor on the Pilot Grove bridge project is now over on working days. The contractor was allowed 75 days to complete the project is are over by 8-1/2 days. A penalty for the overage will be presented to the contractor.

The lack of adequate snow plowing on some of the county roads were discussed.

Motion by Demmer, seconded by Klein, carried unanimously to recess at 8:57 a.m.

The Board reconvened at 9:00 a.m.

#### APPROVAL OF MINUTES - DECEMBER 16 & 19, 2013

Motion by Demmer, seconded by Klein, carried unanimously to approve the minutes, as amended.

#### ELECTION OF CHAIRPERSON AND VICE-CHAIRPERSON FOR 2014

Motion by Klein, seconded by Manternach, carried unanimously to appoint Wayne Demmer as Chairperson.

Motion by Manternach, seconded by Demmer, carried unanimously to appoint Daryl Klein as Vice-Chairperson.

#### CONSENT ITEMS

Renewal of Class LC liquor license - Dubuque County Fair Association; Renewal of Class BB beer permit - Dubuque Sports Enterprises LLC - Dan Kennedy; Renewal of Class LC liquor license - Thunder Hills Country Club, Inc.

Motion by Klein, seconded by Manternach, carried unanimously to approve the preceding consent items.

#### PROOF OF PUBLICATION - PUBLIC HEARING

Motion by Manternach, seconded by Klein, carried unanimously to receive and file the proofs of publication for Notice of Public Hearing for the purpose of soliciting written and oral comments on a proposed Community Development Block Grant Application to provide scholarships for low to moderate income individuals to pursue training in Welding, CNC, IT, and Advanced Manufacturing.

#### PUBLIC HEARING - 2014 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR THE CAREER LINK PROGRAM TO PROVIDE SCHOLARSHIPS AND TRAINING

Chair Demmer opened the public hearing.

ECIA Grants/Development Coordinator Marla Quinn, 7600 Commerce Park, Dubuque explained the Career Link Application that will be submitted to the Iowa Economic Development Authority which will provide scholarships for low to moderate income individuals to pursue training in Welding, CNC, IT, and Advanced Manufacturing.

ECIA Manager of Employment and Training Ron Axtell, 7600 Commerce Park, Dubuque said this program will train over 200 individuals predominately in Dubuque County.

Motion by Klein, seconded by Manternach, carried unanimously to close the public hearing.

**RESOLUTION 14-001 - APPROVE CDBG APPLICATION FOR SCHOLARSHIPS FOR LOW TO MODERATE INCOME INDIVIDUALS TO PURSUE TRAINING IN WELDING, CNC, IT AND ADVANCED MANUFACTURING**

WHEREAS, the Dubuque County Board of Supervisors desires to submit an application to the Iowa Economic Development Authority's Community Development Block Grant (CDBG) program to provide scholarships for low to moderate income individuals to pursue training in Welding, CNC, IT, and Advanced Manufacturing; and

WHEREAS, the CDBG regulations require CDBG funding to be made through a governmental entity; and

WHEREAS, the Dubuque County Board of Supervisors supports and endorses the ECIA/Iowa works proposed activity and CDBG application; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dubuque County, Iowa does hereby endorse and support the proposed CDBG application to the Iowa Economic Development Authority, and its submission and authorizes the Chairperson to sign the CDBG application this 2<sup>nd</sup> day of January, 2014.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-001.

**NOTICE OF PUBLIC HEARING - AMENDMENT TO CHAPTER 1 - ZONING OF THE CODE OF ORDINANCES - AGRICULTURE EXEMPTION**

Motion by Klein, seconded by Manternach, carried unanimously to table the notice until the worksession with the Zoning Administrator later in the meeting.

NOTICE OF PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE - ZC#12-29-13 -  
MICHAEL BIEDERMANN/EDWINA M. MANDERS ESTATE - A-1 TO A-2

Motion by Manternach, seconded by Klein, carried unanimously to advertise for a public hearing to be held on Monday, January 13, 2014 at 9:00 a.m. in the Supervisors' Chambers, Dubuque County Courthouse, 4<sup>th</sup> Floor, 720 Central Avenue, Dubuque for the Amendment to Zoning Ordinance - ZC#12-29-13 - Michael Biedermann/Edwina M. Manders Estate - A-1 to A-2.

REQUEST FOR PROPOSALS - UNINTERRUPTIBLE POWER SYSTEM FOR THE DUBUQUE  
LAW ENFORCEMENT CENTER

Motion by Manternach, seconded by Klein, carried unanimously to advertise for a bid opening to be held on Thursday, January 23, 2014 at 3:05 p.m. in the Supervisors' Chambers, Dubuque County Courthouse, 4<sup>th</sup> Floor, 720 Central Avenue, Dubuque for the Uninterruptible power system for the Dubuque Law Enforcement Center.

RESOLUTION 14-002 - PRELIMINARY PLAT OF KATRA SUBDIVISION - SEC 27 - CENTER  
TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors an affidavit of Preliminary Plat of Survey for KATRA SUBDIVISION, comprised of Lot 1, Lot 2 and Lot 3 of Kress Subdivision located in the SE1/4 of Section 27, T89N, R1E of the 5<sup>th</sup> PM, Center Township, Dubuque County, Iowa; and

WHEREAS, said preliminary plat will create eight (8) residential lots, namely Lot 1 through Lot 8 inclusive of Katra Subdivision in Section 27, Center Township, Dubuque County, Iowa; and

WHEREAS, said preliminary plat has been examined and approved by the City of Dubuque and the City of Dubuque Planning and Zoning Department; and

WHEREAS, said preliminary plat has been examined by Dubuque County Planning and Zoning Commission, Dubuque County Board of Health, Dubuque County Engineer, and Dubuque County Plats Officer and has their approval; and

WHEREAS, said preliminary 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:

1. That the above described property is within the “R-2”, Single Family Residential district, thus subject to all the requirements of that district.
2. That said plat is only approved as a preliminary plat, thus subject to change.
3. That each lot will have a separate septic system and there will be no more than 2 additional shared wells. A well agreement is required for this subdivision.
4. That the street shown upon said preliminary plat is not accepted as a Dubuque County Street and Dubuque County shall assume no liability for its design, construction and/or maintenance.
5. That all of the lots will access off of the private roads, except for Lot 8 which already has access to Humke Road. No additional access to county roads will be allowed.
6. That fence agreements with adjoining property owners will be required.
7. That the above described preliminary 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 preliminary plat.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-002.

#### RESOLUTION 14-003 - FINAL PLAT OF UBERSOX PLACE - SEC 35 - CENTER TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for UBERSOX PLACE, comprised of Lot 1-2 of White Oaks in the SE1/4 of Section 35, T89N, R1E of the 5<sup>th</sup> PM, Center Township, Dubuque County, Iowa; and

WHEREAS, said plat will create two (2) lots namely Lot 1 and Lot 2 of Ubersox Place in Section 35, Center Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Dubuque Planning Services; and

WHEREAS, said plat has been examined by Dubuque County Planning and Zoning Commission, Dubuque County Board of Health, Dubuque County Engineer, Dubuque

County Treasurer and Dubuque County Plats Officer and has their approval endorsed thereon; and

WHEREAS, said 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:

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

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-003.

#### RESOLUTION 14-004 - FINAL PLAT OF FREEDOM RIDGE ESTATES PLAT 2 - SEC 10 - TABLE MOUND TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for FREEDOM RIDGE ESTATES PLAT 2, comprised of the NE1/4 NW1/4 and Lot 1 and Lot 2 of Freedom Ridge Estates all in Section 10, T88N, R2E of the 5<sup>th</sup> PM, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said plat will replat three (3) lots into four (4) new lots, namely Lot 1 through Lot 4 inclusive of Freedom Ridge Estates Plat 2 in Section 10, 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 Planning and Zoning Department; and

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

WHEREAS, said 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:

1. That the above described property is within the “R-1” Rural Residential, “A-1” Agricultural and “C-1” Conservancy districts, thus subject to all the requirements of those districts.
2. That Lot 4 is a non-buildable lot unless and until a 66’ wide right-of-way road is established.
3. That the above described 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 plat.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-004.

#### RESOLUTION 14-005 - FINAL PLAT OF STEGER-DEUTMEYER PLACE - SEC 32 - DODGE TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for STEGER – DEUTMEYER PLACE, comprised of the West 10 acres in the NE1/4 NW1/4 and the NW1/4 NW1/4 (except the North 157’ x West 146’) all in Section 32, T88N, R2W of the 5<sup>th</sup> PM, Dodge Township, Dubuque County, Iowa; and

WHEREAS, said plat will create two (2) lots, namely Lot 1 and Lot 2 of Steger – Deutmeyer Place in Section 32, Dodge Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Worthington; and

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

WHEREAS, said 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:

1. That the above described property is within the “A-1”, Agricultural and “A-2”, Agricultural Residential districts, thus subject to all the requirements of those districts.
2. That the above described 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 plat.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-005.

RESOLUTION 14-006 - FINAL PLAT OF DEMMER ESTATE - SEC 25 - WHITE WATER TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for DEMMER ESTATE, comprised of Lot 1 of East Hempstead No. 2 in the NW1/4 Section 25, T87N, R1W of the 5<sup>th</sup> PM, White Water Township, Dubuque County, Iowa; and

WHEREAS, said plat will create two (2) lots, namely Lot 1 and Lot 2 of Demmer Estate in Section 25, White Water Township, Dubuque County, Iowa; and

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

WHEREAS, said 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:

1. That the above described property is within the “A-1”, Agricultural district, thus subject to all the requirements of that district.
2. That the above described 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 plat.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-006.

RESOLUTION 14-007- 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
Sunnycrest	PPT CNA	12-16-2013	Andrea Petersen	\$12.79
Sunnycrest	PPT CNA	11-18-2013	Miranda Korn	\$12.79
Sunnycrest	PPT Env Serv Wkr	10-21-13	Tim Konzen	\$ 9.64

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-007.

RESOLUTION 14-008 - APPROVE OFFICIAL COUNTY NEWSPAPERS FOR 2014

BE IT RESOLVED that the Dubuque County Board of Supervisors herewith designates the *Dubuque Telegraph Herald*, *Dyersville Commercial* and *Cascade Pioneer-Advertiser* as official newspapers for Dubuque County for 2014.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-008.

RESOLUTION 14-009 - APPROVE IDNR CONSTRUCTION EVALUATION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or

disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2014 and January 31, 2015 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DUBUQUE COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-009.

RESOLUTION - APPROVE AMENDMENT #1 AGREEMENT FOR SERVICES FOR THE DUBUQUE COUNTY OFFICE SPACE OPTIONS ANALYSIS PROJECT

Motion by Klein, seconded by Manternach, carried unanimously to table the resolution until the worksession with FEH Associates later in the meeting.

RESOLUTION 14-010 - APPROVE IOWA ECONOMIC DEVELOPMENT AUTHORITY CONTRACT NUMBER 08-DRH-204 - AMENDMENT NUMBER FOURTEEN (14)

WHEREAS, Dubuque County Board of Supervisors has been presented with Amendment Number Fourteen (14) for Iowa Economic Development Authority Contract Number 08-DRH-204; and

WHEREAS, this amendment amends Attachment A, Program Description and Budget, which includes amending Activity 9 to increase the performance target from 70 to 85 units and increasing the budget \$575,000 from \$2,985,227 to \$3,560,227 and amending Activity

10 to decrease the performance target from 55 units to 40 units and decrease the budget by \$575,000 from \$2,291,225 to \$1,716,225.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign Amendment Number Fourteen (14) for Iowa Economic Development Authority Contract Number 08-DRH-204.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-010.

**RESOLUTION 14-011 - REQUEST FOR PAYMENT #53 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 \$ 37,500.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 53 in the amount of \$ 37,500 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 Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-011.

**RESOLUTION 14-012 - APPROVE WINTER MAINTENANCE AGREEMENT WITH CITY OF BERNARD**

WHEREAS, the Dubuque County Secondary Road Department agrees to perform ice and snow removal maintenance from November 1, 2013 through May 1, 2014 for the following:

Bernard	0.91 lane miles	\$881.56
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WHEREAS, it is necessary that Dubuque County enter into an agreement with each city regarding this maintenance,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign the agreement for ice and snow removal maintenance as listed above.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-012.

#### RESOLUTION 14-013 - EXECUTION OF CERTIFICATE OF COMPLETION

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that Bret R. Wilkinson, County Engineer of Dubuque County, Iowa, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof, with concurrence of the Board of Supervisors, in accordance with plans and specifications in connection with all Farm-to-Market and Federal or State aid and local construction projects in this county.

#### RESOLUTION 14-014 - REQUEST TO IOWA DOT FOR LETTINGS

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that Dubuque County hereby requests that the Iowa Department of Transportation let Farm to Market and Secondary Federal Aid projects at Ames, Iowa during the year 2014.

#### RESOLUTION 14-015 - ISSUANCE OF WEIGHT RESTRICTIONS

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that we hereby designate the County Engineer, Bret R. Wilkinson, to execute, on behalf of the Board of Supervisors, all weight restrictions necessary to protect highways and bridges in this County, and post the same as necessary.

#### RESOLUTION 14-016 - ROAD CLOSINGS

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that in accordance with Section 306.41 of the Code of Iowa, and because of the construction, reconstruction, maintenance, or natural disaster on any Dubuque County secondary road, that Bret R. Wilkinson, Dubuque County Engineer, is hereby delegated to temporarily close any Dubuque County secondary road for a period of time from the beginning of such construction, reconstruction, maintenance, or natural disaster, and that the proper ROAD CLOSED signs and partial or total barricades be erected and maintained at each end of the closed secondary road section, and on the closed secondary road section where that secondary road is intersected by other highways if such intersection remains open.

RESOLUTION 14-017 - EXECUTION OF MOVING PERMITS

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that we hereby designate, authorize and empower Bret R. Wilkinson, Dubuque County Engineer, and in the absence of the County Engineer, Jeffrey J. Rouse, Dubuque County Assistant Engineer, Debra L. Fondell, Office Manager, or Mary E. Lammers, Administrative Aide, of the Highway Department, to execute on behalf of the Board of Supervisors all moving permits issued by the County to contractors, mobile home dealers or individuals.

RESOLUTION 14-018 - EXECUTION OF UTILITY PERMITS

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that we hereby designate, authorize and empower Bret R. Wilkinson, Dubuque County Engineer, and in the absence of the County Engineer, Jeffrey J. Rouse, the Dubuque County Assistant Engineer, to execute on behalf of the Board of Supervisors all utility permits issued by the County to utility companies, contractors or individuals.

RESOLUTION 14-019 - EXECUTION OF DUST CONTROL PERMITS

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that we hereby designate, authorize and empower Bret R. Wilkinson, Dubuque County Engineer, to execute dust control permits, upon request and subject to the conditions as contained in the permit, for the application of dust control material to the roadway in front of the applicant's residence.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolutions 14-013 through 14-019.

RESOLUTION 14-020 - APPROVE APPOINTMENT OF CHAIR AS REVIEW APPRAISER FOR RIGHT OF WAY IN 2014

WHEREAS, the Dubuque County Highway Department may prepare Right of Way Contracts, Easements and Plats for acquiring additional right of way for various projects in 2014, and

WHEREAS, it is necessary for the Board of Supervisors to appoint a Review Appraiser for the parcels,

THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa appoint the Chair as Review Appraiser for 2014.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-020.

RESOLUTION 14-021 - APPROVE PLANS AND SPECIFICATIONS TO FOLLOW IOWA DEPARTMENT OF TRANSPORTATION STANDARDS

BE IT RESOLVED by the Board of Supervisors of Dubuque County, Iowa that all plans and specifications for Dubuque County projects follow current Iowa Department of Transportation Standard Design Guidelines and Standard Specifications for Highway and Bridge Construction.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-021.

DUPLICATE WARRANT - JILL PARKER

Motion by Manternach, seconded by Klein, carried unanimously to approve the duplicate warrant.

RESOLUTION 14-022 - APPROVE IOWA ECONOMIC DEVELOPMENT AUTHORITY CONTRACT NUMBER 13-OT-001 - AMENDMENT NUMBER ONE (1)

WHEREAS, Dubuque County Board of Supervisors has been presented with Amendment Number One (1) for Iowa Economic Development Authority Contract Number 13-OT-001; and

WHEREAS, this amendment amends Attachment A, Program Description and Budget from an award amount of \$375,141 to an award amount of \$381,141.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign Amendment Number One (1) for Iowa Economic Development Authority Contract Number 13-OT-001

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-022.

RESOLUTION - ABATEMENT OF TAXES FOR QUALIFYING PROPERTY

Motion by Manternach, seconded by Klein, carried unanimously to table the resolution for

more information.

## COMMUNICATION - FROM DANIEL SCHMALTZ REGARDING GRAN FONDO EVENT

Motion by Klein, seconded by Manternach, carried unanimously to refer the event to a worksession with the Sheriff, County Attorney and County Engineer.

## APPOINTMENTS

Motion by Manternach, seconded by Klein, carried unanimously to extend the current appointed Board members to the following boards, except for those that are held by the Chair:

Dubuque Racing Association LTD	Eric Manternach
Greater Dubuque Development Corp.	Wayne Demmer
Operation New View	Daryl Klein - Wayne Demmer
First Judicial District Board of Directors	Eric Manternach/Wayne Demmer
Joint Emergency Management Agency	Wayne Demmer (Chairperson)
Dubuque Area Transportation Study Policy Comm.	Daryl Klein
Regional Planning Affiliation	Daryl Klein/Alt-Wayne Demmer
Road Name Committee	Wayne Demmer
Dubuque Metropolitan Area Solid Waste Agency	Eric Manternach
CEO/Workforce Development	Wayne Demmer
North Iowa Juvenile Detention	Wayne Demmer
ECIA	Daryl Klein
Convention and Visitors Bureau Board of Dir.	Wayne Demmer
Empowerment Board	Eric Manternach
E-911	Wayne Demmer (Chairperson)
Mississippi River Partnership Council	Daryl Klein
Crime Stoppers	Eric Manternach
Resource Enhancement Committee	Wayne Demmer (Chairperson)
Chamber of Commerce Board of Directors	Wayne Demmer

### All Supervisors

Dubuque, Delaware County Regional Transit Agency Board  
Couler Valley Drainage District Board (28-E with City of Dubuque)  
City and County Conference Boards  
Area Council of Governments

## APPOINTMENT - HISTORIC PRESERVATION COMMISSION

Motion by Manternach, seconded by Klein, carried unanimously to approve Jason Neises for a three (3) year term ending December 31, 2016.

## APPOINTMENT - LIBRARY BOARD

Motion by Klein, seconded by Manternach, carried unanimously to appoint Karie S. Horsfield for a six (6) year term ending June 30, 2019.

## PERSONNEL REQUISITIONS

Motion by Klein, seconded by Manternach, carried unanimously to approve the personnel requisitions of the Library for a permanent, full-time librarian I and of Conservation a permanent, full-time administrative assistant.

Motion by Manternach, seconded by Klein, carried unanimously to recess at 9:50 a.m.

## WORKSESSION - WITH COUNTY ENGINEER (CONTINUED)

Upon reconvening at 9:51 a.m., the Board continued their general road department discussion with County Engineer Bret Wilkinson.

Mr. Wilkinson said Dennis Kearney's contract expired on December 31<sup>st</sup> and Mr. Wilkinson would like to extend his contract to June 30, 2014 at the same rate of pay. The Board directed Mr. Wilkinson to draw up a new contract to allow Mr. Kearney to work until June 30, 2014, at which time a determination will be made if the contract needs to be extended.

Mr. Wilkinson reported FEMA is showing our total damages as \$1,765,730. FEMA and the State together would reimburse the County 85% of the total which would amount to \$1,500,871. The costs for the Pilot Grove Road, Pitz Road and Wuchter Road bridge projects are still being negotiated with FEMA. There is a difference of approximately \$438,000 between our costs and FEMA's estimates. To date we have received approximately \$400,000. FEMA is willing to look at the costs on those three projects, but there are no guarantees they will reimburse the County the difference.

Mr. Wilkinson said we have used over half of the materials we contracted with the State for winter maintenance.

#### WORKSESSION - WITH ZONING ADMINISTRATOR

Ms. O'Shea, Zoning Administrator, updated the Board on the amendment to the Zoning Ordinance defining what a farm is, what a farm is not and what process will be used to determine the farm exemption. She listed the reasons for the amendment and discussed how different scenarios would be evaluated by Zoning Staff. The new thresholds for income and revenue were discussed. Also discussed was the public input process up to that point.

#### NOTICE OF PUBLIC HEARING - AMENDMENT TO DUBUQUE COUNTY CODE OF ORDINANCES - CHAPTER 1 - ZONING ORDINANCE

Motion by Klein, seconded by Manternach, carried unanimously to advertise for public hearing to be held on Monday, January 13, 2014 at 9:00 a.m. in the Supervisors' Chambers, Dubuque County Courthouse, 4<sup>th</sup> Floor, 720 Central Avenue, Dubuque on the Amendment to Dubuque County Code of Ordinances - Chapter 1 - Zoning Ordinance.

#### WORKSESSION - WITH SUNNYCREST MANOR ADMINISTRATOR (MAY BE EXECUTIVE SESSION AT THE REQUEST OF THE EMPLOYEE PER IOWA CODE 21.5(1)(I))

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with Sunnycrest Manor Administrator Cathy Hedley, Personnel Director Mary Ann Specht and County Budget Director Michelle Patzner.

Upon returning to regular session, motion by Klein, seconded by Demmer, carried unanimously to authorize the Personnel Director to research a long term health care consultant to analyze operating expenses and make recommendations and to prepare Requests for Proposal for laundry and dietary services at Sunnycrest Manor.

#### WORKSESSION - WITH FEH ASSOCIATES

The Board met with Christy Monk from FEH Associates regarding Amendment #1 to the Dubuque County Office Space Analysis project for additional professional engineering services. Present were County Budget Director Michelle Patzner.

#### RESOLUTION 14-023 - APPROVE AMENDMENT #1 AGREEMENT FOR SERVICES FOR THE DUBUQUE COUNTY OFFICE SPACE OPTIONS ANALYSIS PROJECT

WHEREAS, Dubuque County Board of Supervisors has been presented with Amendment #1 to the Dubuque County Office Space Options Analysis Project for additional professional

engineering services for a fee of \$5,830 from FEH Associates, Inc.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign Amendment #1 to the Dubuque County Office Space Options Analysis Project for additional professional engineering services for a fee of \$5,830 from FEH Associates, Inc.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-023.

#### EXECUTIVE SESSION - WITH COUNTY ATTORNEY REGARDING PENDING OR POTENTIAL LITIGATION PER IOWA CODE 21.5(1)©

Motion by Klein, seconded by Manternach, carried unanimously to enter executive session with County Attorney Ralph Potter, CPC Jody Jansen and County Budget Director Michelle Patzner regarding pending or potential litigation.

#### LEGAL SETTLEMENT OF CLIENTS

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to approve Dubuque County legal services cases #195457, 155193, 164000, 168733 and 166597.

#### ADMISSIONS TO COMMUNITY-BASED FACILITIES

Motion by Klein, seconded by Manternach, carried unanimously to approve services for case #161483.

Motion by Klein, seconded by Manternach, carried unanimously to recess at 12:37 p.m. until 1:00 p.m.

#### GENERAL RELIEF HEARINGS

Upon reconvening at 1:00 p.m., motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworkers Randy Rennison and Michelle Fitzgibbons, General Assistance Director Charlie Brimeyer and County Budget Director Michelle Patzner regarding case H-9-30.

Upon returning to regular session, motion by Klein, seconded by Manternach, carried

unanimously to deny services for case H-9-30.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworkers Randy Rennison and Michelle Fitzgibbons, General Assistance Director Charlie Brimeyer and County Budget Director Michelle Patzner regarding case D-05-07.

Upon returning to regular session, motion by Manternach, seconded by Klein, carried unanimously to approve services for case D-05-07.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworkers Randy Rennison and Michelle Fitzgibbons, General Assistance Director Charlie Brimeyer and County Budget Director Michelle Patzner regarding case H-9-30.

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to reverse the previous decision to deny services and now approve services for case H-9-30 after meeting with client.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworkers Randy Rennison and Michelle Fitzgibbons, General Assistance Director Charlie Brimeyer and County Budget Director Michelle Patzner regarding case M-10-5.

Upon returning to regular services, motion by Klein, seconded by Manternach, carried unanimously to deny services for case M-10-05.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworkers Randy Rennison and Michelle Fitzgibbons, General Assistance Director Charlie Brimeyer and County Budget Director Michelle Patzner regarding case S-7-9.

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to approve services for case S-7-9.

#### RESOLUTION 14-024 - ABATEMENT OF TAXES FOR QUALIFYING PROPERTY

WHEREAS, Eco Dreams is the owner of parcel # IOWWF 0817400901 with taxes owing of \$883.00. This was a BLL placed on this parcel and was removed on 11/22/2011. This was a meteorological tower for an experimental wind farm that was dropped. We need to abate the taxes due of \$883.00.

NOW THEREFORE BE IT RESOLVED by the Dubuque County Board of Supervisors, in accordance with the 2011 Iowa Code Chapter 445.63, \$883.00 shall be abated.

Motion by Manternach, seconded by Demmer, carried unanimously to approve and authorize the Chair to sign Resolution 14-024.

Motion by Klein, seconded by Manternach, carried unanimously to adjourn at 2:12 p.m. until Monday, January 13, 2014 at 9:00 a.m.

#### CLAIMS MONTHLY

The following claims for supplies and services provided to Dubuque County were allowed for the month of December 2013, and the Auditor was ordered to issue the corresponding warrants.

(Insert December Claims Register Report Here)

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Wayne Demmer, Chair  
Board of Supervisors

ATTEST:

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Mona Manternach  
Deputy Auditor