

MINUTES OF NOVEMBER 3 AND 12, 2014
DUBUQUE COUNTY BOARD OF SUPERVISORS
Present: Wayne Demmer, Daryl Klein and Eric Manternach
Chair Demmer called the meeting to order at 8:07 a.m.

WORKSESSION - WITH COUNTY ENGINEER

REQUEST FOR QUOTES - PICKUPS

The Board met with County Engineer Bret Wilkinson and Maintenance Superintendent Chad Danielson to discuss the need for three pickups for the Road Department that are on today's agenda for the Board's approval.

HOLY CROSS SALT STORAGE FACILITY

Mr. Wilkinson and Mr. Danielson discussed the letter received from John Kretz's attorney regarding the lease with the County for the salt storage facility in Holy Cross. The Board will continue leasing the facility instead of purchasing the property as was previously considered.

GENERAL ROAD DEPARTMENT DISCUSSION

Mr. Danielson told the Board they are getting the equipment and supplies ready for the winter season. He also reported that he was satisfied with the road work that was accomplished during the summer season.

FAIRVIEW CEMETERY - FARLEY ROAD

Mr. Wilkinson presented drawings that show the change in the road elevations near the entrances to the Fairview Cemetery on Farley Road that would rectify the concerns in the letter that was received by the Board. Mr. Wilkinson will respond to the gentlemen who wrote the letter to advise him of the changes the County will be doing.

PROJECT UPDATES

Mr. Wilkinson updated the Board on the Farley Road project.

HERBER ROAD

Mr. Wilkinson gave the Board an estimate to construct a 4' bike trail/shoulder on the John Deere/Herber Road where John Deere moved their entrance. He said there is a 600' stretch of road where there is no paved road for bicyclists.

Supervisor Demmer will contact John Deere to inquire if they would be willing to participate in the cost of paving that portion of the road.

Motion by Klein, seconded by Manternach, carried unanimously to recess at 8:55 a.m. until 9:00 a.m.

The Board reconvened at 9:04 a.m.

PROCLAMATION 14-010 - NATIONAL HOSPICE MONTH

NOW, THEREFORE, the Dubuque County Board of Supervisors do hereby proclaim the month of November 2014 as “National Hospice Month” and urges all citizens to recognize Hospice of Dubuque and the exceptional services they provide to our terminally ill.

Motion by Manternach, seconded by Klein, carried unanimously to adopt Proclamation 14-010. Hospice of Dubuque Executive Director Lavonne Noel accepted the proclamation.

APPROVAL OF MINUTES OF OCTOBER 20, 2014

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

NOTICE OF PUBLIC HEARING - AMENDMENT TO DUBUQUE COUNTY REGIONAL COMPREHENSIVE PLAN

Motion by Manternach, seconded by Klein, carried unanimously to advertise for a public hearing to be held on Monday, November 17, 2014 at 5:30 p.m. in the Supervisors Chambers at the Dubuque County Courthouse, 4th Floor, 720 Central Avenue, Dubuque, regarding an amendment to the Dubuque County Regional Comprehensive Plan.

CONTINUATION OF PUBLIC HEARING - CHAPTER 63 - SPECIAL EVENTS ORDINANCE

Chair Demmer announced the continuation of the public hearing.

With no one to speak in favor or opposition, motion by Klein, seconded by Manternach, carried unanimously to close the public hearing.

Motion by Klein, seconded by Manternach, carried unanimously to adopt the Special Events

Ordinance.

Motion by Klein, seconded by Manternach, carried unanimously to suspend the requirement that the Ordinance be considered and voted on for passage at two prior meetings.

Motion by Klein, seconded by Manternach, carried unanimously that the Ordinance be adopted and the auditor be directed to arrange for the publication of the Ordinance in the official county newspapers as required by law.

PROOF OF PUBLICATION - PROCUREMENT PROCEDURES

Motion by Manternach, seconded by Klein, carried unanimously to receive and file the proofs of publication for Request for Proposals for snow removal contractors for removal of snow from the Courthouse, Law Center and 705-707 Central Avenue parking lots for the 2014-2015, 2015-2016 and 2016-2017 winter seasons and Request for Proposals for snow removal contractors for removal of snow from Sunnycrest Manor.

RECEIPT OF PROPOSALS FOR COURTHOUSE AND RELATED PARKING LOTS SNOW REMOVAL FOR 2014-2015, 2015-2016 AND 2016-2017 WINTER SEASONS

The following proposals were received:

Dan Arensdorf Const., Inc., Dubuque, IA

Hourly Price-Plow Truck	\$ 55.00
Size of Plow Truck(s)	Pickups/1ton/single axle
Hourly Price-Loader	\$ 85.00
Size of Loader	644 H JD
Hourly Rate-Haul Truck	\$ 70.00
Size of Haul Truck	16' Tandems
Hauling Distance	4 blocks
Cost per ton for de-icer	\$125.00
Type of de-icer	Salt
Labor with equipment for walks (hourly)	\$ 65.00
Cost per bag of de-icer for sidewalks	\$ 9.00
Size of bag of de-icer and type	25 lbs.

Hamel Parking Lot LLC, Dubuque, IA

Hourly Price-Plow Truck	\$ 52.50
Size of Plow Truck(s)	1 ton

Hourly Price-Loader	\$120.00
Size of Loader	Cat 924
Hourly Rate-Haul Truck	\$ 72.00
Size of Haul Truck	10 yard
Hauling Distance	3 miles
Cost per ton for de-icer	\$156.00
Type of de-icer	Salt
Labor with equipment for walks (hourly)	\$ 45.00
Cost per bag of de-icer for sidewalks	\$ 9.80
Size of bag of de-icer and type	Salt, 50 lbs.

Motion by Manternach, seconded by Klein, carried unanimously to receive and refer the proposals to the Maintenance Superintendent.

REQUEST FOR QUOTES - ONE LARGE PICKUP, 10,700 LB. GVWR MINIMUM AND TWO LARGE PICKUPS, 9,500 LB. GVWR MINIMUM, ALL PICKUPS HEAVY DUTY, 4-WHEEL DRIVE, REGULAR CAB, 8' BOX, STRAIGHT SIDE BODY, V8 ENGINE, AUTOMATIC TRANSMISSION, NEW MODEL YEAR FOR THE DUBUQUE COUNTY HIGHWAY DEPARTMENT

Motion by Klein, seconded by Manternach, carried unanimously to advertise for a bid opening to be held on Thursday, November 13, 2014 and opened at 3:05 p.m. in the Dubuque County Board of Supervisors Chambers, Dubuque County Courthouse, 4th Floor, 720 Central Avenue, Dubuque, for one large pickup, 10,700 lb. GVWR minimum and two large pickups, 9,500 lb. GVWR minimum, all pickups heavy duty, 4-wheel drive, regular cab, 8' box, straight side body, V8 engine, automatic transmission, new model year, for the Dubuque County Highway Department.

RECEIPT OF PROPOSALS FOR SNOW REMOVAL FOR SUNNYCREST MANOR FOR THE 2014-2015 WINTER SEASON

Dan Arensdorf Const., Inc., Dubuque, IA

Hourly Price-Plow Truck	\$ 55.00
Size of Plow Truck(s)	Pickups/1ton/single axle
Hourly Price-Loader	\$ 85.00
Size of Loader	644 H JD
Hourly Rate-Haul Truck	\$ 70.00
Size of Haul Truck	16' Tandems
Hauling Distance	10 blocks
Cost per ton for de-icer	\$125.00

Type of de-icer	Salt
Labor with equipment for walks (hourly)	\$ 65.00
Cost per bag of de-icer for sidewalks	\$ 9.00
Size of bag of de-icer and type	25 lbs.

Hamel Parking Lot LLC, Dubuque, IA

Hourly Price-Plow Truck	\$ 52.50
Size of Plow Truck(s)	1 ton
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Size of Loader	Cat 924
Hourly Rate-Haul Truck	\$ 72.00
Size of Haul Truck	10 yard
Hauling Distance	3 miles
Cost per ton for de-icer	\$156.00
Type of de-icer	Salt
Labor with equipment for walks (hourly)	\$ 45.00
Cost per bag of de-icer for sidewalks	\$ 9.80
Size of bag of de-icer and type	Salt, 50lbs.

Motion by Klein, seconded by Manternach, carried unanimously to receive and refer the proposals to the Maintenance Superintendent.

RESOLUTION 14-266 - FINAL PLAT OF GRAF FARM SUBDIVISION #2 - SEC 25 - CENTER TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, GRAF FARM SUBDIVISION #2, comprised of Lot 1 of Graf Farm Subdivision in Section 25, T89N, R1E of the 5th PM, Center Township, Dubuque County, Iowa; and

WHEREAS, said plat will create two (2) lots namely, Lot 1 and Lot 2 of Graf Farm Subdivision #2, in Section 25, Center Township, Dubuque County, Iowa; and

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

WHEREAS, said 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 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 and C-1, Conservancy districts thus subject to all the requirements of those districts.

Section 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 Chairperson to sign Resolution 14-266.

RESOLUTION 14-267 - APPROVING 2013 TAX ABATEMENT FOR ELIGIBLE PARCELS FOR CITY OF DUBUQUE, CLARKE UNIVERSITY, UNIVERSITY OF DUBUQUE, CITY OF SAGEVILLE AND AMERICAN LEGION POST 656

WHEREAS, The City of Dubuque is currently the owner of parcel #'s Duba, 1024427014, 1024216011, 1024216012, 1024206002 and 1013451011. Also, the City of Dubuque regional airport owns 2 parcels, Duba, 1522351004 and 1527101004. After applying prorated taxes of \$3,214.73, there remains \$3,789.27 to be abated.

WHEREAS, Clarke University has acquired or has owned parcel's, Duba 1034401004, 1035201025, 1023177011. They have applied for the exemption as an educational entity but did not file in time to get the 2013 taxes exempted. \$29,918 need to be abated for Clarke University for the 2013 tax year.

WHEREAS, the University of Dubuque has acquired parcel #'s, Duba 10026176012, 1026155003. They have applied for the exemption for 2014 and need to have 2013 taxes of \$3,172 abated.

WHEREAS, the City of Sageville has acquired the former Spring Valley Mobile Home Park, parcel # Sagdc, 1003253001 with taxes of \$2,996.00. After applying the prorated taxes of \$2,196.96, \$799.04 in taxes needs to be abated from the 2013 tax roles.

WHEREAS, the American Legion Post 656 has owned the parcel # Farwd 1307340006 for a number of years. They just discovered that they could file an exemption on the portion of the building used by the American Legion and local scouts. That is 65% of the building.

They have filed for the exemption and will not receive it this year due to the timing of the signing. The 2013 taxes are currently \$732 and need to have \$476.00 abated

NOW THEREFORE BE IT RESOLVED by the Dubuque County Board of Supervisors, in accordance with the 2014 Iowa Code Chapter 445.63, \$38,154.31 shall be abated.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-267.

RESOLUTION 14-268 - APPROVING 2012 TAX ABATEMENT FOR ELIGIBLE PARCEL FOR AMERICAN LEGION POST 656

WHEREAS, the American Legion Post 656 has owned the parcel # Farwd 1307340006 for a number of years. They have paid full taxes on the building since they have owned it. They just discovered that they could file an exemption on the portion of the building used by the legion and local scouts. That is 65% of the building. They have filed for the exemption and will be receiving it in the future. They are asking for a 65% refund of the 2012 taxes they paid of \$1,214.00 resulting in a refund of \$789.10.

NOW THEREFORE BE IT RESOLVED by the Dubuque County Board of Supervisors, in accordance with the 2014 Iowa Code Chapter 445.63, \$789.10 shall be abated from the 2012 taxes.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-268.

RESOLUTION 14-269 - REQUEST FOR PAYMENT #62 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 \$ 78,963.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 62 in the amount of \$ 78,963 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 14-269.

RESOLUTION 14-270 - REQUEST FOR PAYMENT #72 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 \$ 224,399.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 72 in the amount of \$ 224,399 to be submitted to the Iowa Department of Economic Development. Upon receipt of payment, the County will remit to ECIA.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-270.

RESOLUTION 14-271 - APPROVE ACQUISITION PLAT OF LOT B FOR THE RELOCATION OF MERLIN LANE LOCATED IN THE SE1/4 NW1/4, SEC 35, T88N, R2E

WHEREAS, an acquisition plat dated the 27th day of January, 2014, has been presented to the Dubuque County Board of Supervisors, prepared by WHKS for the relocation of Merlin Lane located in the Southeast Quarter of the Northwest Quarter of Section 35, Township 88 North, Range 2 East of the 5th Principal Meridian, Dubuque County, Iowa; and

WHEREAS, the City of Dubuque, by Resolution 229-14, has approved the above-mentioned plat on August 4, 2014; and

WHEREAS, said plat conforms to the laws and statues pertaining thereto.

NOW, THEREFORE BE IT RESOLVED that the plat dated the 27th day of January, 2014, prepared by WHKS relative to the real estate herein above described be and is hereby approved and the Chairperson of the Dubuque County Board of Supervisors is authorized to sign said acquisition plat.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-271.

RESOLUTION 14-272 - APPROVE FUNDING AGREEMENT WITH IDOT FOR PROJECT STP-S-CO31(63)-5E-31, THE PCC PAVEMENT ON Y13 (FARLEY ROAD)

WHEREAS, the Iowa Department of Transportation has presented Dubuque County with Agreement No. 6-14-STPS-26 for Project No. STP-S-C031(63)–5E-31, PCC Pavement – Grade & Replace: On Y13 (Farley Road) from the city of Farley to the city of Cascade, and

WHEREAS, Dubuque County was approved for partial funding through the Surface Transportation Program (STP) fund with the portion of project costs reimbursed with STP funds limited to a maximum of either 80% of eligible costs or the amount stipulated in the East Central Intergovernmental Association (ECIA) current Transportation Improvement Program (TIP) and approved in the current Statewide Transportation Improvement Program (STIP), whichever is less,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign Agreement No. 6-14-STPS-26 with the Iowa Department of Transportation.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-272.

RESOLUTIONS - APPROVING CONFIRMATION LETTER RETAINING DORSEY & WHITNEY LLP FOR LEGAL REPRESENTATION FOR THE DUBUQUE METROPOLITAN AREA SOLID WASTE AGENCY'S PROJECT AND APPROVING FINANCING PLAN, ISSUANCE OF REVENUE BONDS, ISSUANCE OF GENERAL OBLIGATION BONDS AND EXECUTION OF REVENUE AGREEMENT FOR THE DUBUQUE METROPOLITAN AREA SOLID WASTE AGENCY'S PROJECT

Motion by Klein, seconded by Manternach, carried unanimously to table the resolutions until the worksession later in the day.

COMMUNICATION - TO REPRESENTATIVES OF THE U.S. ENVIRONMENTAL PROTECTION AGENCY AND U.S. ARMY CORPS OF ENGINEERS REGARDING THE PROPOSED RULE ON "DEFINITION OF WATERS OF THE UNITED STATES UNDER THE CLEAN WATER ACT"

Motion by Klein, seconded by Manternach, carried unanimously to approve the communication, as amended.

PERSONNEL REQUISITIONS

Motion by Manternach, seconded by Klein, carried unanimously to approve the personnel requisition of the Sheriff for a permanent, part-time correctional officer; of Conservation a permanent, full-time park ranger.

Motion by Manternach, seconded by Klein, carried unanimously to recess at 9:33 a.m.

WORKSESSION - WITH COUNTY ENGINEER (CONTINUED)

Upon reconvening at 9:34 a.m., the Board continued their worksession with County Engineer Bret Wilkinson and discussed the Farley Road project and the Swiss Valley Road project.

WORKSESSION - WITH ZONING ADMINISTRATOR

ENTRANCE PERMIT #14-47

The Board met with Zoning Administrator Anna O'Shea, County Engineer Bret Wilkinson and entrance permit applicant Ronald Steger regarding a new field entrance.

Motion by Manternach, seconded by Klein, carried unanimously to approve the entrance permit and to remove the center field entrance on North Bankston Road.

ENTRANCE PERMIT #14-48

Zoning Administrator Anna O'Shea and County Engineer Bret Wilkinson met with the Board regarding an entrance permit for Lyle and Patricia Heiderscheit. Mr. Heiderscheit was present.

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

ENTRANCE PERMIT #14-50

The Board met with Zoning Administrator Anna O'Shea and County Engineer Bret Wilkinson to discuss two options (Option A and Option B) for a residential entrance permit for Dave Hall Construction to construct a new residential home. Dale Hall from Dave Hall Construction and his client, Chris Meyer, were present.

Motion by Klein, seconded by Manternach, carried unanimously to approve Option B and to give Mr. Hall the opportunity to return to the Board with more information for another option.

ZONING VIOLATION UPDATE

Zoning Administrator Anna O'Shea received a response from Assistant County Attorney Lyle Galliard regarding the issuance of a zoning permit to a purchaser of a lot in a subdivision wherein the road leading to that lot was not up to County standards. Hiram Heisinger, purchaser of the lot, and his attorney, Nathan Runde, were present.

Mr. Galliard stated that since the subdivision in which thirteen lots have previously received permits and, given the fact there was no sense of urgency for the last eight years, it was his opinion that the denial of the issuance of the permit would be an undue hardship on the purchaser, but the ultimate decision would be with the Board of Supervisors.

Motion by Klein, seconded by Manternach, carried unanimously to allow the issuance of a zoning permit to Mr. Heisinger based on the Assistant County Attorney's opinion.

WINTER SNOW MEETING WITH DUBUQUE COUNTY SCHOOL DISTRICTS, EMERGENCY MANAGEMENT AND DUBUQUE COUNTY SHERIFF

The Board met with school districts and other departments and agencies regarding the upcoming winter snow season. Present were County Engineer Bret Wilkinson, Road Maintenance Superintendent Chad Danielson, Sheriff Don Vrotsos, Sheriff Captain Dale Snyder, Dubuque Community School District Manager of Transportation Dr. Kris Hall, Assistant Manager Sue Shaull and bus driver Bob Flannery, Dubuque County Emergency Management Director Tom Berger, Dubuque 911 Center Director Mark Murphy, Western Dubuque Community School District Director of Transportation Bob Hingtgen and NICC, Peosta Campus Provost, Jeff Armstrong.

WORKSESSION - WITH ZONING ADMINISTRATOR (CONTINUED)

COMPREHENSIVE PLAN

Zoning Administrator Anna O'Shea presented the recommendations and changes to the amendment to the Dubuque County Regional Comprehensive Plan. County Engineer Bret Wilkinson and County Budget Director Michelle Patzner were present.

WORKSESSION - WITH COUNTY ENGINEER (CONTINUED)

County Engineer Bret Wilkinson continued his worksession with the Board and discussed the uneven center lines on the road by the Farley race track.

Mr. Wilkinson informed the Board that the Sand Springs Road project was completed and the road would be opened today or tomorrow.

WORKSESSION - WITH COUNTY AUDITOR

County Auditor Denise Dolan met with the Board to discuss the 2015 Board of Supervisors meeting schedule. Ms. Dolan presented three scenarios for the Board meetings which included the current meeting plan of every other Monday, meetings on the 1st and 3rd Mondays of each month and meetings on the 2nd and 4th Mondays of each month.

The Board made the decision to meet on the 2nd and 4th Mondays of each month.

RESIDENCY DETERMINATION OF CLIENTS

Motion by Manternach, seconded by Klein, carried unanimously to approve services for cases #158694, 78666, 176833, 206663, 206498, 206766, 206430 and 35487.

ADMISSIONS TO COMMUNITY-BASED FACILITIES

Motion by Klein, seconded by Manternach, carried unanimously to allow MHDS to explore options and recommendations for funding substance abuse commitment costs for juveniles and out of state residents.

Motion by Manternach, seconded by Klein, carried unanimously to recess at 11:45 a.m. until 1:00 p.m.

GENERAL ASSISTANCE HEARINGS

Upon reconvening at 1:03 p.m., with Supervisor Demmer absent due to attending another meeting, motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case J-3-22.

Upon returning to regular session, motion by Manternach, seconded by Klein, carried unanimously to approve services for case J-3-22.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case B-10-40.

Supervisor Demmer arrived at 1:15 p.m.

Upon returning to regular session, motion by Manternach, seconded by Klein, carried unanimously to approve services for case B-10-40.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case S-10-17.

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to approve \$500 for case S-10-17.

Motion by Manternach, seconded by Klein, carried unanimously to recess at 1:35 p.m. until 2:00 p.m.

WORKSESSION - REGARDING FUNDING AND FINANCING PROPOSAL FOR DUBUQUE AREA METROPOLITAN AREA SOLID WASTE AGENCY FUTURE PROJECTS

Upon reconvening at 2:05 p.m., the Board met with D.A. Davidson & Co. regarding financing options for the Dubuque Metropolitan Area Solid Waste Agency. Present from the Solid Waste Agency were Administrator John Foster, Communication and Education Coordinator Bev Wagner and Facility Supervisor Doug Hughes. Also present were City of Dubuque Public Works Director Don Vogt, D.A. Davidson & Co. Manager Director of Public Finance Clifton Schultz and Vice President of Public Finance Banker Michael Maloney, County Auditor Denise Dolan and County Budget Director Michelle Patzner.

RESOLUTION 14-273 - APPROVING CONFIRMATION LETTER RETAINING DORSEY & WHITNEY LLP FOR LEGAL REPRESENTATION FOR THE DUBUQUE METROPOLITAN AREA SOLID WASTE AGENCY'S PROJECT

WHEREAS, the Dubuque Metropolitan Area Solid Waste Agency (DMASWA) is a 28E entity formed by the City of Dubuque and Dubuque County; and

WHEREAS, the Dubuque Metropolitan Area Solid Waste Agency is preparing for a project to close Cells 4-8 and open Cell 9 (known as the 'Project'); and

WHEREAS, the Dubuque Metropolitan Area Solid Waste Agency will require financing to proceed with the Project and has requested assistance from the County in obtaining the financing; and

WHEREAS, the Dubuque Metropolitan Area Solid Waste Agency intends to retain the services of Dorsey and Whitney, LLP for legal representation for the financing of the Project; and

WHEREAS, Dorsey and Whitney, LLP has presented a letter confirming their role in the financing process for approval by Dubuque Metropolitan Area Solid Waste Agency and the Dubuque County Board of Supervisors;

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chair of the Board to sign the confirmation letter.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-273.

RESOLUTION 14-274 - APPROVING FINANCING PLAN, ISSUANCE OF REVENUE BONDS, ISSUANCE OF GENERAL OBLIGATION BONDS AND EXECUTION OF REVENUE AGREEMENT FOR THE DUBUQUE METROPOLITAN AREA SOLID WASTE AGENCY

WHEREAS, the Board of Supervisors of Dubuque County, Iowa (the “County”) and the City Council of the City of Dubuque, Iowa (the “City”) have authorized and executed a certain Intergovernmental Agreement Creating the Dubuque Metropolitan Area Solid Waste Agency (the “28E Agreement”) pursuant to Chapter 28E of the Code of Iowa; and

WHEREAS, the terms of the 28E Agreement provide for the creation of the Dubuque Metropolitan Area Solid Waste Agency (the “Agency”) for the purposes of providing for the economic transport, processing, and disposal of all solid waste produced within the metropolitan area of the Agency; and

WHEREAS, the Agency has authority pursuant to the 28E Agreement and Chapter 28F of the Code of Iowa to issue revenue bonds and interim financing notes to pay the costs of projects undertaken by the Agency; and

WHEREAS, the Agency has proposed to undertake the Cell 9 Phase II Cell Construction and Cell 4-8 Closure Project (the “Project”); and

WHEREAS, D.A. Davidson, the Agency’s Financial Advisor (the “Financial Advisor”), has prepared a financing plan (the “Financing Plan”) for the funding of the Project; and

WHEREAS, the Financing Plan includes: (1) the issuance by the Agency of Landfill Facility Revenue Bonds (the “Revenue Bonds”) through the Iowa Finance Authority’s SRF Program in a principal amount not to exceed \$3,500,000; (2) the issuance by the County of General Obligation Landfill Facility Bonds (the “General Obligation Bonds”) in a principal amount not to exceed \$4,500,000; and (3) the execution of a revenue disbursement agreement (the “Revenue Agreement”) between the Agency and the County covering revenue payments by the Agency to the County in an amount equal to the principal and interest to be paid on the

General Obligation Bonds, plus reasonable administrative fees to compensate the County for its issuance and maintenance of those Bonds; and

WHEREAS, it is now necessary for the Board of Supervisors of the County (the "Board") to take action to approve the Financing Plan, the issuance of the Revenue Bonds, the issuance of the General Obligation Bonds and the execution of the Revenue Agreement;

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

Section 1. The Board hereby approves the undertaking of the Project and the Financing Plan as prepared and presented by the Financial Advisor.

Section 2. The Agency's issuance of the Revenue Bonds, as described in the Financing Plan and the preamble hereof, is hereby approved pursuant to Chapter 28F of the Code of Iowa.

Section 3. The County hereby agrees to undertake the issuance of the General Obligation Bonds, as described in the Financing Plan and the preamble hereof. The County will contribute the proceeds derived from the issuance of the General Obligation Bonds to the payment of costs attributable to the Project, including costs of issuing said Bonds.

Section 4. The execution by the Agency of the Revenue Agreement, as described in the Financing Plan and the preamble hereof, is hereby approved pursuant to Chapter 28F of the Code of Iowa. The Agency's fulfillment of its payment obligations to the County under the Revenue Agreement is hereby approved. The County will give separate consideration of and approval to the Revenue Agreement and any documents associated therewith at such time as those documents are drafted and available for review.

Section 5. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-274, with the assurance that the \$3,500,000 revenue bonds are from the SRF Program.

EXECUTIVE SESSION - PURSUANT TO IOWA CODE SECTION 21.5(1)(j)

Motion by Klein, seconded by Manternach, carried unanimously to enter executive session with Administrative Assistant Mary Ann Specht and County Budget Director Michelle Patzner pursuant to Iowa Code Section 21.5(1)(j).

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to recess at 2:48 p.m. until Wednesday, November 12, 2014 at 12:00 p.m.

CANVASS - GENERAL ELECTION OF NOVEMBER 4, 2014 (50.24)

U.S. Senator

Bruce Braley	18,439
Joni Ernst	16,517
Bob Quast	132
Rick Stewart	621
Douglas Butzier	572
Ruth Smith	105

U. S. Representative District #1

Pat Murphy	18,993
Rod Blum	17,247

Governor & Lieutenant Governor

Jack Hatch/Monica Vernon	14,295
Terry E. Branstad/Kim Reynolds	21,049
Jonathan Narcisse/Michael L. Richards	196
Lee Deakins Hieb/Tim Watson	440
Jim Hennager/Mary Margaret Krieg	303

Secretary of State

Brad Anderson	17,984
Paul D. Pate	14,433
Jake Porter	1,213
Spencer Highland	514

Auditor of State

Jonathan Neiderbach	16,587
Mary Mosiman	16,160

Treasurer of State

Michael L. Fitzgerald	19,783
Sam Clovis	12,910
Keith A. Laube	1,385

Secretary of Agriculture

Sherrie Taha	13,933
Bill Northey	18,049

Levi Benning	1,366
<u>Attorney General</u>	
Tom Miller	21,492
Adam Gregg	13,250
<u>Iowa Senate #29</u>	
Tod R. Bowman	6,897
James R. Budde	6,640
<u>State Representative District #57</u>	
Nancy A. Dunkel	7,020
Ryan J. Kilburg	5,380
David Snowden Overby	372
<u>State Representative District #58</u>	
Kim Huckstadt	399
Brian Moore	543
<u>State Representative District #99</u>	
Abby Finkenauer	7,072
Daniel Dlouhy	4,567
<u>State Representative District #100</u>	
Charles Isenhardt	6,657
<u>County Supervisor</u>	
Tom Hancock	18,510
Donna L. Smith	14,477
Daryl Klein	17,278
Otto Krueger	6,599
Darren D. White	1,561
<u>County Treasurer</u>	
Eric B. Stierman	27,089
<u>County Recorder</u>	
John Murphy	17,263
Shannon Lundgren	16,396
<u>County Attorney</u>	
Ralph Potter	24,299

Sunnycrest Manor Board of Trustees - 6 year term

Sally A. Frick	15,807
Sheila M. Frank	15,269
Jean Becker	117
R.R.S. Stewart	32
Cathy Hedley	30

Soil and Water Conservation Board - 4 year term

Charles R. McCullough	16,342
Jerry Ostwinkle	16,105

Agricultural Extension Council - 4 year term

Diane Eisbach Hanson	11,622
Mary Lou Baal	13,961
Joni Williams	10,073
Barb Sauser	12,748
Cindy Kohlmann-Prestley	10,549
Theresa Peppmeier Schultz	9,534

Taylor Township Trustee - 4 year term

Ambrose Koopmann	160
Tom Schute	152

Taylor Township Clerk - 4 year term

Jim Hammerand	144
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Washington Township Trustee - 4 year term

Gerald Arensdorf	69
Randy Pancratz	108

Washington Township Clerk - 4 year term

Louis Decker	93
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Court of Appeals

Thomas N. Bower	Yes	18,167	No	4,873
Christopher McDonald	Yes	17,533	No	4,814

Associate District 1A

Mark Hostager	Yes	17,639	No	4,545
Stephanie Rattenborg	Yes	17,730	No	4,943

Associate Juvenile District 1A

Thomas J. Straka	Yes	19,391	No	4,249
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The Board reconvened at 1:40 p.m., with all Board members present.

RESOLUTION 14-275 - 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	NAME	PAY
Sunnycrest/Budget Office	Business Office Manager	Sharon Loso	\$48,000
Sunnycrest/Budget Office	Business Office Receptionist/ Cashier	Dana Juergens	\$13.64/hr PT
Sunnycrest/Budget Office	Business Office Receptionist/ Cashier	Leah Swift	\$13.64/hr PT

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-275.

PERSONNEL REQUISITIONS

Motion by Klein, seconded by Manternach, carried unanimously to approve the personnel requisition of Sunnycrest Manor for a permanent, full-time CNA.

Motion by Manternach, seconded by Klein, carried unanimously to adjourn at 1:53 p.m. until Monday, November 17, 2014 at 5:30 p.m.

CLAIMS MONTHLY

The following claims for supplies and services provided to Dubuque County were allowed for the month of October 2014, and the Auditor was ordered to issue the corresponding warrants.

(Insert October Claims Register Report)

Wayne Demmer, Chair
Board of Supervisors

ATTEST:

Mona Manternach
Deputy Auditor