

MINUTES OF DECEMBER 1, 2 AND 8, 2014
DUBUQUE COUNTY BOARD OF SUPERVISORS
Present: Wayne Demmer, Daryl Klein and Eric Manternach
Chair Demmer called the meeting to order at 8:06 a.m.

WORKSESSION - WITH COUNTY ENGINEER

MUD LAKE ROAD INTERSECTION

County Engineer Bret Wilkinson discussed with the Board the Mud Lake Road intersection and asked for a decision as to whether Mud Lake Road or Circle Ridge Road be through traffic.

Motion by Manternach, seconded by Klein, to stay with the original plan of Mud Lake Road being through traffic. Motion carried with Manternach and Klein voting aye and Demmer voting nay.

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

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with County Engineer Bret Wilkinson and Administrative Assistant Mary Ann Specht regarding real estate purchase pursuant to Iowa Code Section 21.5(1)(j).

WORKSESSION - WITH COUNTY ENGINEER (CONTINUED)

Upon returning to regular session, the Board continued their worksession with County Engineer Bret Wilkinson. Mr. Wilkinson presented a list of active road and bridge projects to the Board and the hours needed for completion of those projects.

Mr. Wilkinson also presented to the Board an Instructional Memorandum from the Iowa DOT which lists the submittal dates for some of the major milestone events for development for Local Public Agency projects that will be let by the Iowa Department of Transportation. The Informational Memorandum also summarizes the information that should be included with each submittal.

Motion by Klein, seconded by Manternach, carried unanimously to recess at 8:57 a.m. until 9:00 a.m.

The Board reconvened at 9:00 a.m.

APPROVAL OF MINUTES OF NOVEMBER 17 AND 24, 2014

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

CONSENT ITEMS

County Receipt of IDNR Manure Management Annual Plan/Updates from Pfeiler Brothers Farms, Inc., Dave Schieltz-Home Place and Dave Schieltz-South Side; FY14 Annual Report from the Dubuque County Conservation Board; Renewal of Class WCN native wine permit - Crimson Sunset Ridge Winery

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

PROOF OF PUBLICATION - PUBLIC HEARING AND PUBLIC NOTICE

Motion by Manternach, seconded by Klein, carried unanimously to receive and file the proofs of publication for the Public Notice of a construction permit application for a confinement feeding operation submitted by Rick Reuter and received by the Dubuque County Board of Supervisors and Notice of Proposed Action to Institute Proceedings to enter into a Loan Agreement and to borrow money thereunder in a principal amount not to exceed \$4,500,000 (General Obligation).

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

Chair Demmer announced the continuation of the public hearing.

Zoning Administrator Anna O'Shea said she has not received any written comments on the Dubuque County Regional Comprehensive Plan and also answered questions of the Board.

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

NOTICE OF PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE - ZC#11-11-14 - LEE & JODI WULFEKUHLE - A-1 AGRICULTURAL TO M-1 INDUSTRIAL AND ZC#11-12-14 - TOM BRIMEYER FARMS LLC - A-1 AGRICULTURAL TO R-2 SINGLE FAMILY RESIDENTIAL

Motion by Manternach, seconded by Klein, carried unanimously to advertise for a public hearing to be held on Monday, December 15, 2014 at 9:00 a.m. in the Supervisors Chambers, Dubuque County Courthouse, 4th Floor, 720 Central Avenue, Dubuque, Iowa on Amendments to Zoning Ordinance, ZC#11-11-14 - Lee & Jodi Wulfekuhle - A-1 Agricultural to M-1 Industrial and ZC#11-12-14 - Tom Brimeyer Farms LLC - A-1 Agricultural to R-2 Single Family Residential.

PUBLIC HEARING - PROPOSAL TO ENTER INTO A GENERAL OBLIGATION LANDFILL FACILITY LOAN AGREEMENT AND TO BORROW MONEY THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$4,500,000

Chair Demmer opened the public hearing.

John Foster, DMASWA Administrator, explained what the \$4,500,000 will be used for.

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

RESOLUTION 14-286 - ADDITIONAL ACTION TO ENTER INTO A GENERAL OBLIGATION LANDFILL FACILITY LOAN AGREEMENT

WHEREAS, the Board of Supervisors (the “Board”) of Dubuque County, Iowa (the “County”), heretofore proposed to enter into a General Obligation Landfill Facility Loan Agreement (the “Loan Agreement”) and to borrow money thereunder in a principal amount not to exceed \$4,500,000, pursuant to the provisions of Sections 331.402 and 331.44B of the Code of Iowa for the purpose of paying the cost, to that extent, of funding the construction of landfill facility improvements by the Dubuque Metropolitan Area Solid Waste Agency, of which the County is an organized member, and the County has caused publication of notice of the proposed action and has held a hearing thereon on December 1, 2014;

WHEREAS, the Board intends to authorize the issuance of General Obligation Landfill Facility Bonds, Series 2014, in evidence of the County’s obligation under the Loan Agreement;

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

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

Section 2. Further action with respect to the authorization of the Loan Agreement

and the sale and issuance of the Bonds is hereby adjourned to the meeting of the Board on December 8, 2014.

Section 3. All resolutions and orders or parts thereof in conflict with the provisions of this resolution, to the extent of such conflict, are hereby repealed.

Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-286.

RESOLUTION 14-287 - FINAL PLAT OF MENSTER PLACE NO. 4 - SEC 32 - WHITEWATER TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, MENSTER PLACE NO. 4, a division of Lot 1 of Menster Place No. 3, in Section 32, T87N, R1W of the 5th PM, White Water Township, Dubuque County, Iowa; and

WHEREAS, said plat will create two (2) lots, namely Lot 1 and Lot 2 of Menster Place No.4, in Section 32, White Water Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Cascade; 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 A-1, Agricultural district, thus subject to all the requirements of that district.

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 Chair to sign Resolution 14-287.

RESOLUTION 14-288 - FINAL PLAT OF HUNT ACRES NO. 3 - SEC 18 - PRAIRIE CREEK TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, HUNT ACRES NO.3, a division of Lot 1 and Lot 2 of Hunt Acres No.2, in Section 18, T87N, R1E of the 5th PM, Prairie Creek Township, Dubuque County, Iowa; and

WHEREAS, said plat will replat two (2) lots into two (2) new lots , namely Lot 1 and Lot 2 of Hunt Acres No.3, in Section 18, Prairie Creek Township, Dubuque County, Iowa; 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 A-1, Agricultural district, thus subject to all the requirements of that district.

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 Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-288.

RESOLUTION 14-289 - FINAL PLAT OF SCHMITT SUBDIVISION#2 - SEC 13 - JEFFERSON TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, SCHMITT SUBDIVISION #2, comprised of Lot 3 of Schmitt Subdivision, Lot 1-2-1 and Lot 2-2-1 of the W ½ of the NE ¼ of Section 13, T90N, R1E of the 5th PM, Jefferson Township, Dubuque County, Iowa; and

WHEREAS, said plat will create five (5) lots, namely Lot 1 through Lot 5, inclusive, in Section 13, Jefferson Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Sherrill; 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 A-1, Agricultural and R-2, Single Family Residential districts, thus subject to all the requirements of those districts.

Section 2. That Lot 3, Lot 4, and Lot 5 will be annexed into the City of Sherrill. Lot 3 is currently zoned A-1, Agricultural and no residential use will be allowed unless the lot is annexed into the city or rezoned to residential use, if still in the county.

Section 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 14-289.

RESOLUTION 14-290 - APPOINTMENT OF DEPUTIES, ASSISTANTS AND CLERKS

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

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

DEPARTMENT	POSITION	DATE APPROVED	NAME	PAY RATE
Sheriff	PPT Correctional Officer	05/05/14	Blake Gallery	\$21.58

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-290.

RESOLUTION 14-291 - APPROVING 2012 TAX ABATEMENT FOR BEVERLY AND ROBERT HODGSON

Whereas; The Dubuque County Treasurer has received a letter from the Dubuque County Assessor concerning property owned by Beverly and Robert Hodgson, Dyewd, 0730427006. According to the letter, a problem has occurred for the 2012 Assessment. Currently there is \$128.00 owing on that parcel. The assessor has asked to abate \$93.20 leaving \$34.80 owed.

NOW THEREFORE BE IT RESOLVED by the Dubuque County Board of Supervisors, in accordance with the 2014 Iowa Code Chapter 445.63, \$93.20 shall be abated.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-291.

RESOLUTION 14-292 - APPROVE AND ADOPT AMENDMENTS TO DUBUQUE COUNTY REGIONAL COMPREHENSIVE PLAN

WHEREAS, Dubuque County, Iowa was awarded an \$89,000 Community Development Block Grant (CDBG) made possible by the American Recovery and Reinvestment Act (ARRA), which was distributed through the Iowa Economic Development Authority (IEDA) for the purpose of creating a Dubuque County Regional Comprehensive Plan; and

WHEREAS, the Dubuque County Regional Comprehensive Plan was adopted by the Board of Supervisors on January 14, 2013 on Resolution 13-029; and

WHEREAS, the Board of Supervisors received a petition from some concerned citizens in Dubuque County after the plan was adopted and decided to allow additional public input through an extended public comment period for the plan; and

WHEREAS, based on additional citizen input collected during the extended comment period, the Dubuque County Regional Planning Consortium has developed proposed amendments to the Dubuque County Regional Comprehensive Plan; and

WHEREAS, the Dubuque County Zoning Board has held a public hearing on the amendments to the plan on October 21, 2014 and the amendments to the plan were recommended to be approved.

NOW THEREFORE, BE IT RESOLVED, that the Dubuque County Board of Supervisors approves and adopts the amendments to the Dubuque County Regional Comprehensive Plan for Dubuque County.

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-292.

RESOLUTION 14-293 - ADOPT TAX EXEMPT BOND COMPLIANCE PROCEDURES

WHEREAS, pursuant to the laws of the State of Iowa and Section 103 of the Internal Revenue Code, Dubuque County, Iowa (the "County"), acting by and through the authority of its Board of Supervisors, has issued, and likely will issue in the future, tax exempt municipal bonds, notes or other obligations (the "Tax Exempt Bonds"); and

WHEREAS, in response to recommended best practices by the Internal Revenue Service, the County deems it necessary and desirable to adopt certain procedures and practices to be followed by the County in connection with the issuance of Tax Exempt Bonds to insure compliance with the requirements of the Internal Revenue Code; and

WHEREAS, proposed tax compliance procedures are attached hereto as Exhibit A (the "Compliance Procedures");

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

Section 1. The Compliance Procedures attached hereto as Exhibit A are hereby adopted and shall be dated as of the date hereof.

Section 2. The County Auditor is hereby authorized and directed to periodically update the Compliance Procedures in accordance with the Internal Revenue Code and supporting Internal Revenue Service Rulings and Regulations, with advice from bond counsel.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-293.

RESOLUTION 14-294 - MEMORANDUM OF UNDERSTANDING REGARDING REIMBURSEMENT FROM MHDS REGION FOR COUNTY EMPLOYEES

BE IT RESOLVED that the Dubuque County Board of Supervisors approves the Chairperson and Dubuque County Board of Supervisors Representative on the Governing Board of the Region to sign the "Memorandum of Understanding Regarding Reimbursement From Region For County Employees" that identifies the individual employees and the portion of the employee's wages and benefits that will be reimbursed to the county from Regional funds.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-294.

RESOLUTION 14-295 - APPROVE FAMILY FARM TAX CREDIT FOR 2014 REAL PROPERTY ASSESSMENTS

WHEREAS, The Dubuque County Assessor has received certain claims for FAMILY FARM TAX CREDIT for 2014 Real Property Assessments and Dubuque City Assessors have received no changes; and

WHEREAS, The Dubuque County Assessors have recommended all allowance of said claims:

NOW THEREFORE BE IT RESOLVED as required by Code of Iowa Chapter 427.1 (41) that the following FAMILY FARM TAX CREDITS are allowed:

County Applications
Application Number 2014-1 thru 2014-59 and 2014-61 thru 2014-73

City Applicants
None

Disallowed Applicants per listing from County Assessor

2014-60 and 2014-74 thru 214-78

Motion by Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-295.

RESOLUTION 14-296 - APPROVE LETTER OF UNDERSTANDING REGARDING SICK TIME PAYOUT FOR ELIGIBLE NON-BARGAINING UNIT EMPLOYEES

WHEREAS, Dubuque County Board of Supervisors has reviewed the Letter of Understanding with terms related to the implementation of a 100% sick leave accrual payout upon retirement to IPERS for non-union employees for FY15.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors approve and authorize the Chairperson to sign the Letter of Understanding with terms related to the implementation of a 100% sick leave accrual payout upon retirement to IPERS for qualified non-union employees for FY15.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-296.

RESOLUTION 14-297 - APPROVE WINTER MAINTENANCE AGREEMENT WITH THE CITIES OF SHERRILL AND DURANGO

WHEREAS, the Dubuque County Secondary Road Department agrees to perform ice and snow removal maintenance from November 1, 2014 through May 1, 2015 for the following:

Durango	0.31 lane miles	\$324.12
Sherrill	2.12 lane miles	\$2,216.59

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 Klein, seconded by Manternach, carried unanimously to approve and authorize the Chair to sign Resolution 14-297.

COMMUNICATIONS - COUNTY INITIAL PROPOSALS AND RESPONSES TO TEAMSTERS LOCAL 120 REPRESENTING ADMINISTRATIVE DEPUTY UNIT, SECONDARY ROAD DEPARTMENT UNIT AND COURTHOUSE/LIBRARY UNIT

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

COMMUNICATIONS - DUBUQUE COUNTY AND CITY CONFERENCE BOARDS INITIAL PROPOSALS AND RESPONSES TO TEAMSTERS LOCAL 120 REPRESENTING THE COUNTY ASSESSOR UNIT AND CITY ASSESSOR UNIT, RESPECTIVELY

Motion by Manternach, seconded by Klein, carried unanimously to receive and file the communications.

APPOINTMENT - BOARD OF HEALTH

Motion by Klein, seconded by Manternach, carried unanimously to appoint Tom Bechen for an unexpired term ending December 31, 2016.

APPOINTMENT - ZONING COMMISSION

Motion by Manternach, seconded by Klein, carried unanimously to appoint Kevin Soppe for an unexpired term ending July 1, 2017.

PERSONNEL REQUISITIONS

Motion by Manternach, seconded by Klein, carried unanimously to table the personnel requisition for the Treasurer's Office for a permanent, full-time Clerk IV until the worksession with the County Treasurer.

Motion by Manternach, seconded by Klein, carried unanimously to recess at 9:30 a.m.

WORKSESSION - WITH COUNTY ENGINEER (CONTINUED)

Upon reconvening at 9:34 a.m., the Board continued their worksession with County Engineer Bret Wilkinson. Active projects discussion continued and the Farley Road project was also discussed.

WORKSESSION - WITH ZONING ADMINISTRATOR

The Board met with Zoning Administrator Anna O'Shea regarding the following:

ENTRANCE PERMIT #14-56

The Board met with Ms. O'Shea and County Engineer Bret Wilkinson regarding an entrance permit variance for Arboretum Development/Greg Adams. Dan McDermott was present on behalf of Greg Adams.

Motion by Klein, seconded by Manternach, carried unanimously to approve the variance as recommended by Ms. O'Shea and Mr. Wilkinson, subject to removal of the existing field entrance and voiding Entrance Permits #14-41 and #14-42.

ENTRANCE PERMIT #14-57

The Board met with Ms. O'Shea and County Engineer Bret Wilkinson regarding an entrance permit variance for Fred and Linda Schueller, who were also present for this worksession.

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

PFOHL ZONING VIOLATION UPDATE

Zoning Administrator Anna O'Shea told the Board that an additional zoning violation will be brought forth for the Pfohl property. The first violation has already been in court and is awaiting the judge's ruling.

The Board advised Ms. O'Shea to wait for a decision from the judge until filing a new violation.

RESIDENCY DETERMINATION OF CLIENTS

Motion by Manternach, seconded by Klein, carried unanimously to approve services for cases #207479, 207392, 159887 and 167093.

ADMISSIONS TO COMMUNITY-BASED FACILITIES

After reviewing cases #200372 and #206289 with CPC Jody Jansen, motion by Manternach, seconded by Klein, carried unanimously to approve the procedure for adult out of state residents, as recommended, however, procedures for juveniles were approved for six months with a review at that time.

TAX SUSPENSION

Motion by Manternach, seconded by Klein, carried unanimously to approve tax suspension T1198.

Motion by Manternach, seconded by Klein, carried unanimously to recess at 10:55 a.m.

WORKSESSION - WITH COUNTY TREASURER

Upon reconvening at 12:46 p.m., the Board met with County Treasurer Eric Stierman regarding staffing.

PERSONNEL REQUISITIONS

Motion by Manternach, seconded by Klein, carried unanimously to approve the personnel requisition of the Treasurer for a permanent, full-time Clerk IV.

GENERAL ASSISTANCE HEARINGS

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats, Helen Kobaia and Ester Benjamin regarding case K-7-1.

Upon returning to regular session, motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case P-4-28.

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to pay the \$183.66 electric bill, subject to obtaining commitment from client to reimburse County.

Motion by Klein, seconded by Manternach, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case F-4-33.

Upon returning to regular session, motion by Manternach, seconded by Klein, carried unanimously to deny services for case F-4-33 due to client not attending hearing.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case S-10-18.

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to deny services for case S-10-18.

Motion by Manternach, seconded by Klein, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case K-4-20.

Upon returning to regular session, motion by Klein, seconded by Manternach, carried unanimously to approve \$150.00 and directed Mr. Slaats to check on old utility bill of client's.

Motion by Klein, seconded by Manternach, carried unanimously to enter executive session with General Assistance Caseworker Doug Slaats regarding case H-9-41.

Upon returning to regular session, motion by Manternach, seconded by Klein, carried unanimously to approve services for case H-9-41 and direct client to attend smoking cessation classes.

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

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)(g).

WORKSESSION - WITH STAFF REGARDING 2015 SESSION LEGISLATIVE PRIORITIES

Upon returning to regular session, Administrative Assistant Mary Ann Specht reviewed the 2015 Session legislative priorities with the Board to be presented at the Legislative dinner on December 2nd hosted by the City of Dubuque.

Motion by Manternach, seconded by Klein, carried unanimously to recess at 3:45 p.m. until Tuesday, December 2, 2014 at 5:15 p.m at the Grand River Center.

ANNUAL LEGISLATIVE DINNER

The Board reconvened at 5:15 p.m. on Tuesday, December 2, 2014 at the Grand River Center for the annual legislative dinner. Present were State Representatives Chuck Isenhardt, Nancy Dunkel, Representative-Elect Abby Finkenauer, and State Senator Pam Jochum. Representing the City of Dubuque were Roy Buol, David Resnick, Ric Jones, Karla Braig, Kevin Lynch, Lynn Sutton and Joyce Connors. Also representing the City were Mike Van Milligen, Teri Goodmann, Cindy Steinhauer, Trish Gleason, Barry Lindahl, Crenna

Brumwell, Maureen Quann, and Cori Burbach. Representing Holy Family Schools were Carol Trueg and Chris McCarville. Representing Dubuque Community Schools were Stan Rheingans, Tami Ryan, Michael Donohue, Matt Strelo, Lynn Devaney, Kevin Kelleher, Rick Colpitts, Jim Prochaska and Mike Cyze. Representing Dubuque County were Wayne Demmer, Daryl Klein, Supervisor-elect Tom Hancock, Don Vrotsos, Denise Dolan, Mary Ann Specht, and Mona Manternach. Also attending were Rick Dickinson, Molly Grover, Barry Gentry, Chandra Ravada, Jerry Schroeder, Jenna Soyer, Nancy VanMilligen, and Eric Dregne.

During dinner, presentations were made by Mayor Roy Buol, City Manager Mike Van Milligen, Board of Supervisor Chairperson Wayne Demmer, Dubuque Community Schools Superintendent Stan Rheingans, and Holy Family Catholic Schools Chief Administrator Carol Trueg. Response and comments were made by State Representatives Chuck Isenhardt, Nancy Dunkel, Representative-elect Abby Finkenauer and State Senator Pam Jochum.

Motion by Klein, seconded by Demmer, carried unanimously to adjourn at 7:15 p.m. until Monday, December 8, 2014 at 11:00 a.m.

The Board reconvened at 11:03 a.m. on Monday, December 8, 2014, with all Board members present.

PERSONNEL REQUISITIONS

Motion by Klein, seconded by Manternach, carried unanimously to approve the personnel requisitions of the Auditor for a permanent, full-time Clerk IV-Accounts Payable; of the Sheriff's Office a permanent, full-time deputy sheriff; of Sunnycrest Manor a permanent, full-time LPN/RN.

RESOLUTION 14-298 - SETTING DATE FOR SALE OF GENERAL OBLIGATION LANDFILL FACILITY BONDS, SERIES 2014 AND AUTHORIZING THE USE OF A PRELIMINARY OFFICIAL STATEMENT IN CONNECTION THEREWITH

WHEREAS, the Board of Supervisors (the "Board") of Dubuque County, Iowa (the "County"), heretofore proposed to enter into a General Obligation Landfill Facility Loan Agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$4,500,000, pursuant to the provisions of Sections 331.402 and 331.44B of the Code of Iowa for the purpose of paying the cost, to that extent, of funding the construction of landfill facility improvements by the Dubuque Metropolitan Area Solid Waste Agency, of which the County is an organized member, and the County has caused publication of notice of the proposed action and has held a hearing thereon on December 1, 2014; and

WHEREAS, the Board intends to authorize the issuance of General Obligation Landfill Facility Bonds, Series 2014, in evidence of the County's obligation under the Loan Agreement; and

WHEREAS, a Preliminary Official Statement (the "P.O.S.") has been prepared to facilitate the sale of General Obligation Landfill Facility Bonds, Series 2014 (the "Bonds") in a principal amount not to exceed \$4,500,000 in evidence of the obligation of the County under the Loan Agreement, and it is now necessary to make provision for the approval of the P.O.S. and to authorize its use by D.A. Davidson & Co. (the "Financial Advisor"); and

WHEREAS, it is now necessary to set the date for the sale of the Bonds and to authorize the Financial Advisor to carry out such sale;

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

Section 1. The County Auditor is hereby authorized to take such action as shall be deemed necessary and appropriate with the assistance of Dorsey & Whitney, LLP to prepare the P.O.S. describing the Bonds and providing for the terms and conditions of their sale, and all action heretofore taken in this regard is hereby ratified and approved.

Section 2. The use by the Financial Advisor of the P.O.S. relating to the Bonds in substantially the form as has been presented to and considered by the County is hereby approved, and the Financial Advisor is hereby authorized to use a final Official Statement for the Bonds substantially in the form of the P.O.S. but with such changes therein as are required to conform the same to the terms of the Bonds and the resolution, when adopted, providing for the sale and issuance of the Bonds, and the County Auditor is hereby authorized and directed to execute a final Official Statement for the Bonds, if requested. The P.O.S. as of its date is deemed final by the County within the meaning of Rule 15(c)(2)-12 of the Securities and Exchange Commission.

Section 3. The County Auditor is hereby authorized to take such action as shall be deemed necessary and appropriate, with assistance from Dorsey & Whitney, LLP and the Financial Advisor, to set December 15, 2014, as the date for the sale of the Bonds.

Section 4. Pursuant to Section 75.14 of the Code of Iowa, the Board hereby authorizes the Financial Advisor to use electronic bidding procedures for the sale of the Bonds through PARITY[®], and hereby finds and determines that the PARITY[®] competitive bidding system will provide reasonable security and maintain the

integrity of the competitive bidding process and will facilitate the delivery of bids by interested parties under the circumstances of this bond sale.

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

Section 6. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Motion by Manternach, seconded by Klein, carried unanimously to approve and authorize the Chair to sign Resolution 14-298.

REQUEST FOR PROPOSALS

Motion by Klein, seconded by Manternach, carried unanimously to advertise for a bid opening to be held on Monday, December 22, 2014 at 11:00 a.m. in the Supervisors Chambers, Dubuque County Courthouse, 4th Floor, 720 Central Avenue, Dubuque, Iowa for the purchase of a Microsoft Enterprise Agreement from an authorized Microsoft vendor.

WORKSESSION - WITH GENERAL ASSISTANCE DIRECTOR

The Board met with General Assistance Director Charlie Brimeyer regarding procedures to collect money from clients who receive general assistance. Sergeant Pat McMahon and Clerk Dave Konichek from the Sheriff's Office were also present to explain their procedures in collecting room and board from inmates and if their assistance could be useful for general assistance collections.

TEAMSTERS LOCAL 120 GRIEVANCE HEARING (MAY BE EXECUTIVE SESSION AT THE REQUEST OF THE EMPLOYEE PER IOWA CODE SECTION 21.5(1)(I))

Upon the request of the employee pursuant to Iowa Code Section 21.5(1)(I), motion by Klein, seconded by Manternach, carried unanimously to enter executive session with Teamsters Local Union No. 120 Representative John Rosenthal, Administrative Assistant Mary Ann Specht, County Engineer Bret Wilkinson and the Grievant.

Upon returning to regular session, motion by Manternach, seconded by Klein, carried unanimously to deny the request for the leave of absence.

WORKSESSION - WITH COUNTY ENGINEER

The Board met with County Engineer Bret Wilkinson regarding the following:

FEMA PROJECTS/PILOT GROVE ROAD

Mr. Wilkinson said a time extension until May 31, 2015 was approved for the three FEMA projects that have not yet been started and that a payment has been received from FEMA for the Pilot Grove Road project.

FARLEY ROAD

Mr. Wilkinson told the Board he is waiting for information from Skyline Construction to process a pay voucher and a change order for the Farley Road project. Mr. Wilkinson also updated the Board on the status of the laying of macadam and choke stone on Farley Road. Additional working days for the project were also discussed as was the additional right of way purchase and design work.

HERBER ROAD BRIDGE AND SWISS VALLEY ROAD

Mr. Wilkinson updated the Board on the Herber Road bridge replacement project and Swiss Valley Road project. Updated estimates of those projects were also submitted by Mr. Wilkinson. Additional costs due to steel pilings and materials amount to approximately \$255,000 for the Herber Road bridge replacement project.

MUD LAKE ROAD

Mr. Wilkinson told the Board a snow plow hit a boat parked in the right of way on Mud Lake Road. He said there are other boats and campers that are also parked there.

Mr. Wilkinson will contact the Zoning Administrator to send out notices to the owners of those boats and campers to advise them they are not allowed to park in the right of way.

The Board also discussed with Mr. Wilkinson the status of the right of way purchases on Mud Lake Road.

OLD HAWKEYE ROAD

The Board discussed the fatality that occurred on Old Hawkeye Road. They directed Mr. Wilkinson to take a look at the intersection of Old Hawkeye Road and Wuchter Road to see if there is a better way to improve the signage at the intersection.

PROJECT UPDATES

Mr. Wilkinson reviewed the active road and bridge projects list he provided them. Mr. Wilkinson also presented estimated costs for the Asbury Road culverts.

Motion by Klein, seconded by Manternach, carried unanimously to adjourn at 2:40 p.m. until Monday, December 15, 2014 at 9:00 a.m.

Wayne Demmer, Chair
Board of Supervisors

ATTEST:

Mona Manternach
Deputy Auditor

