

MINUTES OF SEPTEMBER 28, 2015  
DUBUQUE COUNTY BOARD OF SUPERVISORS  
Present: Daryl Klein, Tom Hancock and Wayne Demmer  
Chair Klein called the meeting to order at 8:10 a.m.

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

Motion by Demmer, seconded by Hancock, carried unanimously, to enter executive session with Sunnycrest Administrator Cris Kirsch, Consultant Kelly McMahon, County Maintenance Superintendent Chris Soeder, Administrative Assistant to the Board Mary Ann Specht and County Budget Director Michelle Patzner pursuant to Iowa Code Section 21.5(1)(I).

WORKSESSION - REGARDING COURTHOUSE SECURITY

Upon returning to regular session, the Board met with Sheriff Don Vrotsos and Courthouse Security Deputy Shane Boeckenstedt to discuss courthouse security.

Supervisor Hancock requested this worksession to discuss the policy the Courthouse Security Committee has regarding security access through the back door of the courthouse. The Committee voted to allow only employees who have offices in the courthouse to have security passes and Supervisor Hancock would like that policy to be reviewed to allow other county department heads, and their designees, to have the same access as elected officials and other county employees located in the courthouse.

WORKSESSION - WITH STATE REPRESENTATIVE CHUCK ISENHART

The Board met with State Representative Chuck Isenhart to discuss Dubuque County legislative priorities. Representative Isenhart relayed to the Board that he has been investing a lot of time in the district helping people on issues he cares about and working on clean energy and water, local foods and policy issues including minimum wage and funding of the legacy constitutional amendment.

Other participants present were City of Dubuque Engineer Technician Dean Mattoon speaking on water quality, Executive Director of Trailhead Energy Eric Coffman and Board President of Green Dubuque Raki Giannakouros speaking on clean energy, Executive Director of the Four Mounds Foundation Chris Olsen and Dubuque County Extension Outreach Local Foods Coordinator Carolyn Scherf speaking on local food issues, Iowa Water and Land Legacy Executive member Matt O'Connor speaking on his organization who works on funding the Natural Resources and Outdoor Recreation Trust Fund and Manager

of Hope House Tom Johnson regarding raising the state's minimum wage.

#### WORKSESSION - WITH COUNTY TREASURER

County Treasurer Eric Stierman met with the Board regarding the Depository Resolution on tonight's agenda. Mr. Stierman apprised the Board that he has invested some of the county's funds in an out-of state depository which sells bonds at a higher interest rate.

#### CANVASS - NORTHEAST IOWA COMMUNITY COLLEGE SCHOOL BOARD ELECTIONS

District #3 - Jim Anderson	737
District #5 - Ken G. Reimer	1,174
District #7 - Daniel F. White	721
District #8 - Larry E. Blatz	719

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

Motion by Demmer, seconded by Hancock, carried unanimously, to enter executive session with Administrative Assistant to the Board Mary Ann Specht and County Budget Director Michelle Patzner pursuant to Iowa Code Section 21.5(1)©.

Upon returning to regular session, motion by Demmer, seconded by Hancock, carried unanimously, to recess at 11:40 a.m.

#### GENERAL ASSISTANCE HEARINGS

Upon reconvening at 1:03 p.m., motion by Hancock, seconded by Demmer, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding case D-5-12.

Upon returning to regular session, motion by Hancock, seconded by Demmer, carried unanimously, to authorize the Caseworker to pay rent if client secures gainful employment for case D-5-12.

Motion by Demmer, seconded by Hancock, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding case S-10-25.

Upon returning to regular session, motion by Demmer, seconded by Hancock, carried unanimously, to approve assistance for case S-10-25.

Motion by Hancock, seconded by Demmer, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding case F-4-37.

Upon returning to regular session, motion by Demmer, seconded by Hancock, carried unanimously, to pay one-half of utility bill, subject to client securing employment and client paying the remaining half of the utility bill for case F-4-37.

#### WORKSESSION - WITH FEH

The Board met with Kevin Eipperle and Christy Monk from FEH Design, County Maintenance Superintendent Chris Soeder, IT Maintenance Superintendent Nathan Gilmore and, by telephone, Architect Gordon Mills, to discuss the cost comparisons prepared by FEH Design on the proposals received for the Dubuque County office space project.

#### WORKSESSION - WITH COUNTY ENGINEER

County Engineer Anthony Bardgett submitted his Engineer's Report.

Asbury Road Paving Project: River City Paving finished paving the base course of asphalt last week. This week they will be working on the final surface lift of asphalt. Once the asphalt is complete the contractor will start shouldering operations and working on miscellaneous items. The road will be reduced to one lane traffic in the work area.

Asbury Road/Five Points Road Pipe Replacements: Mainline Excavating is currently working on the fourth pipe of the project. The road will be closed to traffic in the work area. The contractor has three pipes remaining on the project.

Secondary Road Maintenance: Maintenance crews are currently working on shouldering highways. They are finishing up East Pleasant Grove Road and will be moving on to Sundown Road. These roads will be limited to one lane traffic in the work zones. Also, maintenance crews will be out over the next couple weeks patching dips on various highways.

Bardgett told the Board he will be assessing bridges that are rated 10 tons and under to decide which bridges are a priority to be repaired or replaced.

Bardgett said the proposed ordinance for establishing a policy for the construction and reconstruction of roadway and bridges on the Dubuque County Secondary Road System is what we are doing anyway, but FEMA is requiring an ordinance be passed.

Other issues discussed were the Herber Road bridge, public hearing on the maintenance of private driveways and the use of Swiss Valley Road by Kloeckner Metals.

#### WORKSESSION - WITH STATE SENATOR TOD BOWMAN

The Board met with State Senator Tod Bowman to discuss Dubuque County legislative priorities.

Motion by Demmer, seconded by Hancock, carried unanimously, to recess at 5:26 p.m.

The Board reconvened at 5:32 p.m.

#### PROCLAMATION 15-007 - CROP WALK DAY 2015

NOW, THEREFORE, We, the Dubuque County Board of Supervisors, do hereby proclaim Sunday, October 4, 2015, as "CROP WALK DAY" and urge all Dubuque County citizens to participate with the Dubuque Area Congregations United to support this walk.

Motion by Hancock, seconded by Demmer, carried unanimously, to adopt Proclamation 15-007.

#### APPROVAL OF MINUTES OF MEETING OF SEPTEMBER 24, 2015

Motion by Hancock, seconded by Demmer, carried unanimously, to approve the minutes.

#### CONSENT ITEMS

IDNR MMP Annual Update from BKK Enterprises, Inc.; First Judicial District Department of Correctional Services Combined Balance Sheet for FY15; Renewal of Class LC liquor license - Rhody's Double J, L.L.C.

Motion by Demmer, seconded by Hancock, carried unanimously, to approve the preceding consent items.

## PROOF OF PUBLICATION - PUBLIC HEARING

Motion by Demmer, seconded by Hancock, carried unanimously, to receive and file the proofs of publication for Notice of Public Hearing concerning maintenance of private driveways on secondary roads.

## PROOF OF PUBLICATION - FY16 BUDGET AMENDMENT #1

Motion by Demmer, seconded by Hancock, carried unanimously to receive and file the proofs of publication for Notice of Public Hearing, Amendment of Current County Budget.

## PUBLIC HEARING - FY16 BUDGET AMENDMENT #1

Chair Klein opened the public hearing.

County Budget Director Michelle Patzner explained the budget amendment.

Motion by Demmer, seconded by Hancock, carried unanimously, to close the public hearing.

## APPROVAL OF FY16 BUDGET AMENDMENT #1

Motion by Hancock, seconded by Demmer, carried unanimously, to approve the FY16 Budget Amendment #1.

## RESOLUTION 15-230 - FY16 APPROPRIATION AMENDMENT

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

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

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

	Appropriation As Amended	Current Amendment	Amended Appropriation
<b>Fund: 0001 - GENERAL BASIC</b>			
00 - Undesignated	1,124,980	2,477,028	3,602,008
01 - SUPERVISORS	164,170	2,431	166,601
02 - AUDITOR	386,726	55,158	441,884
03 - TREASURER	758,101	10,993	769,094
04 - COUNTY ATTORNEY	1,719,875	26,227	1,746,102
05 - SHERIFF	8,696,391	122,132	8,818,523
07 - RECORDER	350,767	5,008	355,775
12 - MAPPING	197,282	2,949	200,231
21 - VETERAN AFFAIRS	409,298	3,500	412,798
22 - CONSERVATION BOARD	1,172,792	122,595	1,295,387
23 - BOARD OF HEALTH	758,479	164,312	922,791
26 - COUNTY STORAGE	4,018	200	4,218
28 - MEDICAL EXAMINER	303,820	1,309	305,129
50 - PERSONNEL	288,460	7,089	295,549
51 - GENERAL SERVICES	381,782	56,743	438,525
52 - INFORMATION SERVICES	968,080	313,592	1,281,672
55 - CAPITAL PROJECTS/IMPROVEMENTS	1,214,201	1,014,725	2,228,926
56 - PHONE SYSTEM	102,660	-	102,660
61 - MH/MR/DD	148,000	-	148,000
62 - HUMAN SERVICES	239,154	-	239,154
63 - GENERAL RELIEF	108,876	143	109,019
64 - SUNNYCREST	1,300,000	(1,300,000)	-
	-		
70 - ECONOMIC DEVELOPMENT		12,785,324	12,785,324
75 - EMERGENCY SUPPORT SERVICES	136,358	-	136,358
<b>Total Fund: 0001 - GENERAL BASIC:</b>	<b>20,934,270</b>	<b>15,871,458</b>	<b>36,805,728</b>
<b>Fund: 0002 - GENERAL SUPPLEMENTAL</b>			
01 - SUPERVISORS	69,771	403	70,174
02 - AUDITOR	597,277	4,065	601,342
03 - TREASURER	280,889		282,518

		1,629	
04 - COUNTY ATTORNEY	498,880	4,059	502,939
05 - SHERIFF	2,208,756	17,632	2,226,388
07 - RECORDER	118,775	752	119,527
12 - MAPPING	64,643	489	65,132
21 - VETERAN AFFAIRS	97,092	668	97,760
22 - CONSERVATION BOARD	320,537	1,897	322,434
23 - BOARD OF HEALTH	48,766	322	49,088
26 - COUNTY STORAGE	10,000	-	10,000
28 - MEDICAL EXAMINER	13,370	227	13,597
29 - JUVENILE PROBATION	136,389	-	136,389
31 - DISTRICT COURT	113,298	-	113,298
50 - PERSONNEL	142,123	5,684	147,807
51 - GENERAL SERVICES	84,175	568	84,743
52 - INFORMATION SERVICES	118,990	753	119,743
63 - GENERAL RELIEF	3,422	24	3,446
75 - EMERGENCY SUPPORT SERVICES	414,625	(414,625)	-
78 - RISK MANAGEMENT	451,782	-	451,782
90 - HEALTH INSURANCE-DEDUCTIBLE	1,015,000	-	1,015,000
<b>Total Fund: 0002 - GENERAL SUPPLEMENTAL:</b>	<b>6,808,560</b>	<b>(375,453)</b>	<b>6,433,107</b>
<b>Fund: 0003 - COUNTY ASSISTANCE</b>			
75 - EMERGENCY SUPPORT SERVICES	65,000	113,787	178,787
<b>Total Fund: 0003 - COUNTY ASSISTANCE:</b>	<b>65,000</b>	<b>113,787</b>	<b>178,787</b>
<b>Fund: 0005 - HEALTH INSURANCE-DEDUCTIBLE</b>			
90 - HEALTH INSURANCE-DEDUCTIBLE	1,015,000	-	1,015,000
<b>Total Fund: 0005 - HEALTH INSURANCE-DEDUCTIBLE:</b>	<b>1,015,000</b>	<b>-</b>	<b>1,015,000</b>
<b>Fund: 0010 - MH-DD SERVICES FUND</b>			
52 - INFORMATION SERVICES	2,400	(2,400)	-
60 - MH-DD COORDINATOR (CPC)	230,412	5,328	235,740
61 - MH/MR/DD	4,033,922	(350)	4,033,572
<b>Total Fund: 0010 - MH-DD SERVICES FUND:</b>	<b>4,266,734</b>	<b>2,578</b>	<b>4,269,312</b>

<b>Fund: 0011 - RURAL SERVICES BASIC</b>			
00 - Undesignated	4,320,613	-	4,320,613
<b>Total Fund: 0011 - RURAL SERVICES BASIC:</b>	<b>4,320,613</b>	<b>-</b>	<b>4,320,613</b>
<b>Fund: 0014 - LIBRARY</b>			
33 - LIBRARY	522,995	(522,995)	-
<b>Total Fund: 0014 - LIBRARY:</b>	<b>522,995</b>	<b>(522,995)</b>	<b>-</b>
<b>Fund: 0015 - ZONING</b>			
24 - ZONING COMMISSION	241,927	3,815	245,742
<b>Total Fund: 0015 - ZONING:</b>	<b>241,927</b>	<b>3,815</b>	<b>245,742</b>
<b>Fund: 0020 - SECONDARY ROADS</b>			
20 - SECONDARY ROADS	8,919,670	56,191	8,975,861
52 - INFORMATION SERVICES	5,000	(5,000)	-
<b>Total Fund: 0020 - SECONDARY ROADS:</b>	<b>8,924,670</b>	<b>51,191</b>	<b>8,975,861</b>
<b>Fund: 0023 - TIME-21</b>			
20 - SECONDARY ROADS	400,000	-	400,000
<b>Total Fund: 0023 - TIME-21:</b>	<b>400,000</b>	<b>-</b>	<b>400,000</b>
<b>Fund: 0052 - RURAL ECONOMIC DEVELOPMENT FUND</b>			
70 - ECONOMIC DEVELOPMENT	271,468	-	271,468
<b>Total Fund: 0052 - RURAL ECONOMIC DEVELOPMENT FUND:</b>	<b>271,468</b>	<b>-</b>	<b>271,468</b>
<b>Fund: 0053 - TAX INCREMENT FINANCING</b>			
70 - ECONOMIC DEVELOPMENT	213,202	-	213,202
<b>Total Fund: 0053 - TAX INCREMENT FINANCING:</b>	<b>213,202</b>	<b>-</b>	<b>213,202</b>
<b>Fund: 1505 - LOCAL OPTION</b>			
20 - SECONDARY ROADS	3,050,000	-	3,050,000
<b>Total Fund: 1505 - LOCAL OPTION:</b>	<b>3,050,000</b>	<b>-</b>	<b>3,050,000</b>
<b>Fund: 2000 - DEBT SERVICE</b>			
57 - DEBT SERVICE	596,832	-	596,832

<b>Total Fund: 2000 - DEBT SERVICE:</b>	<b>596,832</b>	<b>-</b>	<b>596,832</b>
57 - DEBT SERVICE	313,084	-	313,084
<b>Total Fund: 2002 - DEBT SERVICE - DMASWA:</b>	<b>313,084</b>	<b>-</b>	<b>313,084</b>
<b>Total:</b>	<b>51,944,355</b>	<b>15,144,381</b>	<b>67,088,736</b>

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

	<b>Appropriation as Amended</b>	<b>Current Amendment</b>	<b>Amended Appropriation</b>
00 - Undesignated	5,445,593	2,477,028	7,922,621
01 - SUPERVISORS	233,941	2,834	236,775
02 - AUDITOR	984,003	59,223	1,043,226
03 - TREASURER	1,038,990	12,622	1,051,612
04 - COUNTY ATTORNEY	2,218,755	30,286	2,249,041
05 - SHERIFF	10,905,147	139,764	11,044,911
07 - RECORDER	469,542	5,760	475,302
12 - MAPPING	261,925	3,438	265,363
20 - SECONDARY ROADS	12,369,670	56,191	12,425,861
21 - VETERAN AFFAIRS	506,390	4,168	510,558
22 - CONSERVATION BOARD	1,493,329	124,492	1,617,821
23 - BOARD OF HEALTH	807,245	164,634	971,879
24 - ZONING COMMISSION	241,927	3,815	245,742
26 - COUNTY STORAGE	14,018	200	14,218
28 - MEDICAL EXAMINER	317,190	1,536	318,726
29 - JUVENILE PROBATION	136,389	-	136,389
31 - DISTRICT COURT	113,298	-	113,298
33 - LIBRARY	522,995	(522,995)	-
50 - PERSONNEL	430,583	12,773	443,356
51 - GENERAL SERVICES	465,957	57,311	523,268

52 - INFORMATION SERVICES	1,094,470	306,945	1,401,415
55 - CAPITAL PROJECTS/IMPROVEMENTS	1,214,201	1,014,725	2,228,926
56 - PHONE SYSTEM	102,660	-	102,660
57 - DEBT SERVICE	909,916	-	909,916
60 - MH-DD COORDINATOR (CPC)	230,412	5,328	235,740
61 - MH/MR/DD	4,181,922	(350)	4,181,572
62 - HUMAN SERVICES	239,154	-	239,154
63 - GENERAL RELIEF	112,298	167	112,465
64 - SUNNYCREST	1,300,000	(1,300,000)	-
70 - ECONOMIC DEVELOPMENT	484,670	12,785,324	13,269,994
75 - EMERGENCY SUPPORT SERVICES	615,983	(300,838)	315,145
78 - RISK MANAGEMENT	451,782	-	451,782
90 - HEALTH INSURANCE-DEDUCTIBLE	2,030,000	-	2,030,000
<b>Total:</b>	51,944,355	15,144,381	67,088,736

Motion by Demmer, seconded by Hancock, carried unanimously, to approve and authorize the Chair to sign Resolution 15-230.

#### PUBLIC HEARING - MAINTENANCE OF PRIVATE DRIVEWAYS ON COUNTY SECONDARY ROADS

Chair Klein opened the public hearing.

County Engineer Anthony Bardgett gave a brief overview of the policy.

David Holz, 15093 Humke Road, Dubuque, spoke in favor of the policy.

Motion by Hancock, seconded by Demmer, carried unanimously, to close the public hearing.

#### NOTICE OF PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE

- 1) ZC#09-21-15 - DAVID REISS & CATHERINE CAITLIN - A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL
- 2) ZC#09-22-15 - RRTC PROPERTIES LLC/CRAIG SMITH - B-1 BUSINESS TO M-1 INDUSTRIAL CONDITIONAL
- 3) ZC#09-23-15 - FREDERICK J. KAMMILLER III & ORABELLE TRUST - A-1 AGRICULTURAL TO R-2 SINGLE FAMILY RESIDENTIAL

4) ZC#09-24-15 - LARRY & KAREN GAUER - C-1 CONSERVANCY TO M-2 HEAVY INDUSTRIAL

Motion by Demmer, seconded by Hancock, carried unanimously, to advertise for a public hearing to be held on Monday, October 12, 2015, at 9:00 a.m. in the Supervisors Chambers, Dubuque County Courthouse, 4<sup>th</sup> Floor, 720 Central Avenue, Dubuque for Amendment to Zoning Ordinance - ZC#09-21-15 David Reiss & Catherine Caitlin - A-1 Agricultural to A-2 Agricultural Residential, ZC#09-22-15 - RRTC Properties LLC/Craig Smith - B-1 Business to M-1 Industrial Conditional, ZC#09-23-15 - Frederick J. Kammiller III & Orabelle Trust - A-1 Agricultural to R-2 - Single Family Residential and ZC#09-24-15 - Larry & Karen Gauer - C-1 Conservancy to M-2 Heavy Industrial.

RESOLUTION 15-231 - FINAL PLAT OF SCHEMMEL PLACE - SEC 2 - CENTER TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, **Schemmel Place**, comprised of Mineral Lot No. 450 of the NW  $\frac{1}{4}$  NW  $\frac{1}{4}$  in Section 2, T89N, R1E, of the 5<sup>th</sup> PM, Center Township, Dubuque County, Iowa; and

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

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

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

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

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

Section 1. That the above described property is within the R-1, Rural Residential and C-1, Conservancy districts, thus subject to all the requirements of those districts.

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

Motion by Demmer, seconded by Hancock, carried unanimously, to approve and authorize the Chair to sign Resolution 15-231.

RESOLUTION - FINAL PLAT OF GERTRUDE URBAIN ACRES - SEC 36 - DODGE TOWNSHIP

Motion by Demmer, seconded by Hancock, carried unanimously, to table the resolution for more information.

RESOLUTION 15-232 - 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 PI/CNA	07-27-15	Taralee Winders	\$12.41

Motion by Demmer, seconded by Hancock, carried unanimously, to approve and authorize the Chair to sign Resolution 15-232.

DUPLICATE WARRANT - SARA SCHMITZ

Motion by Hancock, seconded by Demmer, carried unanimously, to approve the duplicate warrant.

CONDITIONAL REZONING AGREEMENT - TMB OF DYERSVILLE LLC - CHRISTINE BURBACH & JAMIE & SAMANTHA BOYES - A-1 AGRICULTURAL TO A-2 AGRICULTURAL/RESIDENTIAL - CONDITIONAL

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

Motion by Hancock, seconded by Demmer, carried unanimously, to suspend the requirement

that this amendment be considered and voted on for passage at two prior meetings.

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

#### RESOLUTION 15-233 - APPROVE AGREEMENT CONCERNING THE ESTABLISHMENT OF A LIBRARY BARGAINING UNIT FOR COLLECTIVE BARGAINING PURPOSES

WHEREAS, the Dubuque County Board of Supervisors has been presented with an agreement concerning the establishment of a Library Bargaining Unit, as it has been determined that the Dubuque County Library Board is a separate employer.

WHEREAS, upon the approval of the agreement, Dubuque County will file the appropriate documents with the Public Employer Relations Board to remove this unit from the current Dubuque County Courthouse Library Unit.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign the agreement concerning the establishment of a Library Bargaining Unit.

Motion by Hancock, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 15-233.

#### RESOLUTION 15-234 - APPROVE FIRE LOAN AGREEMENT WITH BERNARD COMMUNITY FIRE ASSOCIATION

BE IT RESOLVED, that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign a Fire Department Loan Agreement with the Bernard Community Fire Association in the amount of \$9,495.18 to be repaid over one (1) year, for the purchase of a skid unit for a brush truck.

#### RESOLUTION 15-235 - APPROVE FIRE LOAN AGREEMENT WITH KEY WEST COMMUNITY FIRE DEPARTMENT

BE IT RESOLVED, that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign a Fire Department Loan Agreement with the Key West Community Fire Department in the amount of \$50,000 to be repaid over five (5) years, for the purchase

of a 2016 Freightliner Pierce Class A pumper.

**RESOLUTION 15-236 - APPROVE FIRE LOAN AGREEMENT WITH CENTRALIA PEOSTA COMMUNITY FIRE DEPARTMENT**

BE IT RESOLVED, that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign a Fire Department Loan Agreement with the Centralia Peosta Community Fire Department Inc. in the amount of \$50,000 to be repaid over five (5) years, for the purchase of a 2016 International 4400 SBA 4x2 Chassis with a Simon fire pumper.

Motion by Demmer, seconded by Hancock, carried unanimously, to approve and authorize the Chair to sign Resolutions No. 15-234, 15-235 and 15-236.

**RESOLUTION 15-237 - APPROVE FINANCIAL INSTITUTIONS TO BE DEPOSITORIES FOR DUBUQUE COUNTY FUNDS**

BE IT RESOLVED that the Dubuque County Board of Supervisors approves the following list of financial institutions to be depositories of the Dubuque County funds in conformance with all applicable provisions of Iowa Code Chapters 12B and 12C of the current code.

The County Treasurer is hereby authorized to deposit the Dubuque County funds in amounts not to exceed the maximum approved for each respective financial institution, as set out below:

<b>DEPOSITORY NAME</b>	<b>LOCATION</b>	<b>MAX BALANCE UNDER THIS</b>
<b>RESOLUTION</b>		
American Trust & Savings Bank	Dubuque	55,000,000
Dubuque Bank & Trust	Dubuque	50,000,000
Dupaco Community Credit Union	Dubuque	10,000,000
East Dubuque Savings Bank	Dubuque	10,000,000
Fidelity Bank & Trust	Dyersville	5,000,000
Liberty Bank	Dubuque	10,000,000
US Bank	Dubuque	30,000,000
New Vienna Savings Bank	New Vienna	2,000,000
Peaks Investments	Colorado	500,000
Security State Bank	Cascade	4,000,000

Premier Bank	Dubuque	20,000,000
State Bank	Worthington	6,000,000
Tri-County Bank & Trust	Cascade	1,000,000
Wells Fargo	Des Moines	15,000,000

Motion by Demmer, seconded by Hancock, carried unanimously, to approve and authorize the Chair to sign Resolution 15-237.

**RESOLUTION 15-238 - APPROVE AMENDMENT OF COUNTY PRIVATE DRIVEWAY MAINTENANCE POLICY**

WHEREAS, Dubuque County currently maintains private driveways on it's secondary roads at a high cost, almost \$50,000 in FY15; and

WHEREAS, Dubuque County's present maintenance policy is inconsistent with neighboring counties.

NOW HEREBY BE IT RESOLVED that the Board of Supervisors of Dubuque County amends its Secondary Roads policy with regard to maintenance of private driveways as follows:

Property owners will be responsible for all continuing maintenance on driveways. The County will no longer maintain, repair, or replace driveways constructed within the County right-of-way unless driveways are widened, flattened or replaced in the course of a county construction or maintenance project. The County will not maintain surfacing stone on any driveways, including driveways for house and building sites. Prior to approving driveway widening requests, the County will check the existing driveway culvert for structural soundness. If the existing culvert is in poor condition at the time an extension is requested, the County may require the permittee to replace the entire culvert.

If the culvert fails for any reason, is blocked and ponding water in the ditch, or if the driveway needs to be reconstructed in the course of ditch cleaning or other maintenance work, the County will contact the property owner to see if the driveway is still needed. If the driveway is no longer needed, the County will remove the driveway as part of the maintenance work or ditch cleaning at no cost to the landowner. If the landowner wants to maintain the entrance, the County will bill the landowner the cost of the driveway culvert. The culvert costs must be paid prior to the work being done unless other arrangements are made with the County Engineer. The County will do all work to replace the culvert under the driveway and replace any surfacing stone lost at no additional cost to the landowner in the course of maintenance work. If the landowner refuses to pay the costs of the driveway culvert, the driveway will be removed to restore roadside drainage at no cost and without further compensation to the landowner.

Driveways that are no longer needed by the property owner will be removed by the County during normal maintenance or road construction work without further compensation to the property owner. The property owner may opt to keep the culvert, if one is present, from the driveway, after removal, but may not use this pipe at another location within the right-of-way.

Motion by Demmer, seconded by Hancock, carried unanimously, to approve and authorize the Chair to sign Resolution 15-238.

#### PROOF OF PUBLICATION - ZONING CASES

Motion by Demmer, seconded by Hancock, carried unanimously, to receive and file the proofs of publication for the following zoning cases:

- 1) Amendment to Zoning Ordinance - ZC#07-12-15 - Jane Daly Landry etal & Larry & Carol Shuhert - A-1 Agricultural to A-2 Agricultural Residential
- 2) Amendment to Zoning Ordinance - ZC#07-08-15 - Nita-Ho Property Owners Association Inc. & Jeff & Mary Jo Westhoff - A-1 Agricultural to A-2 Agricultural Residential
- 3) Amendment to Zoning Ordinance - ZC#07-14-15 - Travis & Alicia Turnis - A-1 Agricultural to A-2 Agricultural Residential
- 4) Amendment to Zoning Ordinance - ZC#07-10-15 - Harold & Janet Soppe - A-1 Agricultural to A-2 Agricultural Residential
- 5) Amendment to Zoning Ordinance - ZC#04-03-14 - John & Maria Smith Trust - A-1 Agricultural to A-2 Agricultural Residential
- 6) Amendment to Zoning Ordinance - ZC#07-09-15 - Donald & Mary McDermott - A-1 Agricultural to A-2 Agricultural Residential
- 7) Amendment to Zoning Ordinance - ZC#07-11-15 - Richard and Mary Hoefler - A-1 Agricultural to A-2 Agricultural Residential
- 8) Amendment to Dubuque County Code of Ordinances - Chapter 1 - Zoning and Chapter 2 - Subdivision and Platting
- 9) Amendment to Dubuque County Code of Ordinances - Chapter 33 - Water Well Construction and Chapter 34 - Wastewater Disposal

#### COMMUNICATION - FROM CITY OF DUBUQUE REGARDING CONSULTATION FOR AMENDED URBAN RENEWAL PLAN FOR THE DUBUQUE INDUSTRIAL CENTER ECONOMIC DEVELOPMENT DISTRICT

Motion by Hancock, seconded by Demmer, carried unanimously, to receive and file the communication.

## PERSONNEL REQUISITIONS

Motion by Demmer, seconded by Hancock, carried unanimously, to approve the personal requisitions of Sunnycrest Manor for a permanent, full-time CNA/PI, a permanent, part-time CNA; a permanent, part-time CNA/PI and a permanent, full-time CNA.

## PUBLIC COMMENTS

John Herrig, 13750 Surrey Lane, Dubuque, commented on the courthouse office space project.

Garry Anstoetter, 8878 Hartbecke Road, Epworth, commented on the Luecke Road bridge.

Motion by Demmer, seconded by Hancock, carried unanimously, to adjourn at 6:26 p.m. until Monday October 12, 2015 at 9:00 a.m.

ATTEST:

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Denise M. Dolan  
Deputy Auditor

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Daryl Klein, Chair  
Board of Supervisors

