

MINUTES OF AUGUST 22 & SEPTEMBER 6, 2016
DUBUQUE COUNTY BOARD OF SUPERVISORS
Present: Wayne Demmer, Daryl Klein and Jay Wickham
Chair Demmer called the meeting to order at 9:38 a.m.

MEETING WITH FARM BUREAU REPRESENTATIVE JEFF PAPE REGARDING DUBUQUE COUNTY LEGISLATIVE ISSUES

The Board convened at 9:38 a.m. to meet with Jeff Pape, Dubuque County Farm Bureau and Gary Grant of the Urban County Coalition regarding legislative issues.

MEETING WITH ELECTED OFFICIALS AND APPOINTED DEPARTMENT HEADS

The Board met with elected officials and department heads who gave updates on what is happening in their respective departments. Those present were County Engineer Anthony Bardgett, County Maintenance Superintendent Chris Soeder, IT Superintendent Nathan Gilmore, Conservation Board Executive Director Brian Preston, Executive Director of Dubuque Veterans Affairs Commission Randy Rennison, Library Director Mike Wright, Chief Deputy Sheriff Greg Egan, Emergency Management Director Tom Berger, Health Director Patrice Lambert, County Assessor Dave Kubik, Budget Director Michelle Patzner, County Auditor Denise Dolan, Sunnycrest Administrator Cris Kirsch, City Assessor Rick Engelken, County Recorder John Murphy, and CPC Jody Jansen.

GENERAL RELIEF HEARINGS

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding case S-10-33.

Upon returning to regular session, Slaats states case S-10-33 withdrew their application.

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding case W-7-6.

Upon returning to regular session, motion by Wickham, seconded by Klein, carried unanimously, to approve assistance subject to judge's decision on Wednesday. If eviction not upheld, assist with rent and water. If eviction is upheld, deny assistance for case W-7-6.

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with General Assistance Caseworker Doug Slaats regarding case L-5-11.

Upon returning to regular session, motion by Wickham, seconded by Klein, carried unanimously, to deny assistance for case L-5-11.

Motion by Wickham, seconded by Klein, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case J-3-36.

Upon returning to regular session, motion by Klein, seconded by Wickham, carried unanimously, to deny assistance for case J-3-36.

Motion by Wickham , seconded by Klein, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case T-4-4.

Upon returning to regular session, motion by Klein, seconded by Wickham, carried unanimously, to deny assistance for case T-4-4.

Motion by Wickham , seconded by Klein, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case T-4-20.

Upon returning to regular session, motion by Wickham, seconded by Klein, carried unanimously, to deny assistance for case T-4-20.

Motion by Wickham , seconded by Klein, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case T-4-19.

Upon returning to regular session, motion by Klein, seconded by Wickham, carried unanimously, to assist with rent for case T-4-19.

Motion by Klein , seconded by Wickham, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case R-5-35.

Upon returning to regular session, motion by Klein, seconded by Wickham, carried unanimously, to assist with electric and gas for case R-5-35.

INCLUSIVE DUBUQUE PRESENTATION BY COMMUNITY FOUNDATION STAFF

Nancy Van Milligen and Eric Dregne of the Community Foundation met with the Board to discuss ways to make Dubuque a more inclusive community. All sectors of the community need to make the place we live in all inclusive and to thrive. Klein stated it should not just be up to the people of the Dubuque area; and that the minorities have a responsibility to integrate into the culture in which they live.

WORKSESSION WITH COUNTY MAINTENANCE FACILITIES SUPERINTENDENT

Chris Soeder met with the Board to give them updates on the HVAC system that is currently being installed. The Wave security system is not being installed at Sunnycrest because their doors lock at a certain time and this seems to be working.

ZONING VIOLATION UPDATE

The Board met with Zoning Administrator Anna O'Shea and Jeff Then for a report on the progress being made with his zoning violation. He has found several buildings to move his business to, however; they are too large. He does have a lead on a building in Peosta. His timeline would be to have approved zoning by April. He could be operational by next September. Klein requested he keep Ms. O'Shea updated every couple months so the board knows he is trying, they are willing to work with him. Wickham said he appreciates his honesty and willingness to work with them. He would like to see Then keep his business. Demmer asked if anything has been done about the erosion control at his current property. O'Shea stated he already has the silt fence in place.

WORKSESSION WITH IT SUPERINTENDENT

The Board met with IT Superintendent Nathan Gilmore. He has an invoice for work done at Sunnycrest Manor. The vendor is waiting to be paid. The cost is over the original estimate. Gilmore inquired who would pay the difference. The question is who is responsible for the invoice. Gilmore suggested discussing with Eide Bailly audit staff what should be billed to whom for infrastructure verses operations.

WORKSESSION WITH DUBUQUE COUNTY ZONING BOARD REGARDING ZONING PROCESSES AND ZONING CLASSIFICATIONS

The Board met with Zoning Administrator Anna O'Shea, Assistant Tammy Henry and Zoning Board members Jerry Sigwarth, Cathy Caitlin, Leo Gansen, Kevin Soppe, Janet Reiss, and Mary Klostermann.

Sigwarth asked why A-2 agricultural has to be limited to one acre and how is it the Board's place to tell people what they can and cannot do? Klein said it is the Board's job to uphold the Code.

When the zoning board denies an application, frequently the applicant will make slight changes before it comes before the Supervisors. If the Supervisors approve the application the Zoning Board questions why. Klein stated if there are any changes the application should

go back to the Zoning Board for reconsideration.

ZONING VIOLATION UPDATE

The Board met with Zoning Administrator Anna O'Shea and John Ward regarding his violation update. He is asking for an extension; however Klein said this has already been ongoing for two years. Ward stated he has already removed a lot of stuff from his property and has plans for the rest to be removed. He is no longer storing vehicles on his property. O'Shea will go to the property this week to take pictures.

ENTRANCE PERMITS

The Board met with County Engineer Anthony Bardgett, Zoning Administrator Anna O'Shea, and Mike Arthofer. Mr. Arthofer is asking for a variance to the sight distance to allow a new driveway to his property. Motion by Wickham, seconded by Klein, carried unanimously to allow the variance.

The Board met with County Engineer Anthony Bardgett, Zoning Administrator Anna O'Shea, and Richard Decker. Mr. Decker would like to add another field entrance to his property to get to the north side of his shed. He does not want to cut down the two trees he has left.

Motion by Klein, seconded by Wickham, carried unanimously, to approve the new drive as long as one field entrance is removed.

ENGINEER'S REPORT

County Engineer Anthony Bardgett gave his update of projects that are in progress by the Secondary Road Department.

Motion by Wickham, seconded by Klein, carried unanimously, to recess at 5:26 p.m. until 5:30 p.m.

MINUTES OF JULY 25, 28, & AUGUST 1, 2016 AND MINUTES OF AUGUST 8, & 17, 2016

Upon reconvening motion by Klein, seconded by Wickham, carried unanimously, to table the minutes of July 25, 28, and August 1, August 8 and 17, 2016.

CONSENT ITEMS

Class WCN wine permit for Sunset Ridge Winery, LC liquor license for Rigg’s, wine permit for Grandpa’s Wine. Motion by Wickham, seconded by Klein, carried unanimously, to approve Rigg’s and deny Sunset Ridge and Grandpa’s Wine.

PROOF OF PUBLICATION - PROCUREMENT PROCEDURES

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file the Notice to Bidders - Bridge replacement of Steil Lane Project L-B17(06)-73-31.

RECEIPT OF BIDS - BRIDGE REPLACEMENT ON STEIL LANE ROAD PROJECT L-B17(06)-73-31

<u>VENDOR</u>	<u>BID AMOUNT</u>
<u>TriCon Construction Group</u> Dubuque, Iowa	\$244,634.45
<u>Taylor Construction</u> New Vienna, Iowa	\$127,719.60
<u>Jim Schroeder Construction</u> Bellevue, Iowa	\$116,359.82

Motion by Klein, seconded by Wickham, carried unanimously, to receive and refer the bids to the County Engineer for a recommendation.

PROOF OF PUBLICATION - PUBLIC HEARINGS

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file the proof of publication for the Notice of Public Hearing of non-current debt agreement with Sunnycrest Manor.

PUBLIC HEARING - AUTHORIZATION OF NON-CURRENT DEBT AGREEMENT WITH SUNNYCREST MANOR

Chair Demmer opened the public hearing. Sunnycrest Comptroller Michelle Patzner explained that the proposed line of credit is precautionary. Due to delay in payments from

Medicare, cash flow could be a problem.

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

PUBLIC HEARING - CHAPTER 14 - PROPERTY TAX EXEMPTION FOR SPECULATIVE SHELL BUILDINGS

Motion by Klein, seconded by Wickham, carried unanimously, to advertise for a public hearing to be held on Monday, September 12, 2016 at 9:00 a.m. for the above-mentioned ordinance.

NOTICE OF PUBLIC HEARING - AMENDMENTS TO ZONING ORDINANCE - ZC#07-24-16 HARTBECKE ROAD PROPERTY, LLC M-2 HEAVY INDUSTRIAL CONDITIONAL TO M-2 HEAVY INDUSTRIAL CONDITIONAL; ZC#08-25-16 ROBERT & CARISSA TRILK A-1 AGRICULTURAL TO M-1 INDUSTRIAL; ZC#08-26-16 SHIRLEY LAKE TRUST A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL; ZC#08-27-16 MICHAEL & MARY ARTHOFER & BEN ARTHOFER A-1 AGRICULTURAL TO R-3 SINGLE FAMILY RESIDENTIAL; ZC#08-28-16 TIMBER RIDGE ESTATES LLC A-1 AGRICULTURAL TO R-2 SINGLE FAMILY RESIDENTIAL; ZC#08-29-16 DENNIS & DEBRA SCHMITT & JUSTIN SCHMITT A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

Motion by Wickham, seconded by Klein, carried unanimously, to advertise for a public hearing to be held on Monday, September 12, 2016 AT 9:00 a.m. for the above-mentioned Amendments to Zoning Ordinance.

RESOLUTION 16-226 - APPROVING FINAL PLAT FOR LARKIN PLACE

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, **LARKIN PLACE**, comprised of Lot 2 of Meloy Place, Lot 2 and Lot 1-1-1 of the NW ¼ of the NE ¼ in Section 27, T87N, R1E, of the 5th PM, Prairie Creek Township, Dubuque County, Iowa; and

WHEREAS, said final plat will create two (2) lots namely Lot 1 and Lot 2 of Larkin Place in Section 27, Prairie Creek Township, Dubuque County, Iowa; 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 A-1, Agricultural and R-2, Single Family Residential 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 Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-226.

RESOLUTION 16-227 - 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	04-25-16	Keri Sue Breiner	\$22.47
Sheriff	PPT Correctional Officer	06-13-16	Ryan Rolfes	\$22.47
Sheriff	PFT Deputy	05-09-16	Matthew Goedken	\$22.47
Sunnycrest	PPT CNA	07-06-16	Tiyah Roberson	\$12.41
Sunnycrest	PPT CNA	07-20-16	Darci Juergens	\$12.41
Sunnycrest	PPT Food Service Worker	03-02-16	Brittany Bartolotta	\$ 9.74
Sunnycrest	PPT PICNA	07-06-16	Pearlie Bing	\$12.41
Sunnycrest	PPT Life Enrichment Intern	08-17-16	Jasmine Sronkoski	\$12.00
Personnel	PPF Personnel Intern	08-22-16	Jack Rogers	\$12.00

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-227.

RESOLUTION 16-209 - CORRECTING RESOLUTION FOR AMENDMENT #17 TO IEDA
CDBG 08-DRH-004

WHEREAS, Dubuque County was presented with Amendment #17 for the Iowa Economic Development Authority Dubuque County Contract 08-DRH-004, which was approved by Resolution 16-209 on July 25, 2016; and

WHEREAS, Resolution 16-209 contained an error in the amount of the amendment, and

WHEREAS, Amendment # 17 will add \$5,968 to Activity 876 for the Brazelton Multi-family Project in Mt. Pleasant; and

WHEREAS, total award amount for Iowa Economic Development Authority Dubuque County Contract 08-DRH-004 will increase from \$7,762,201 to \$7,768,169.

NOW THEREFORE BE IT RESOLVED THAT the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign corrected Resolution 16-209 which approved Amendment #17 for the Iowa Economic Development Authority Dubuque County Contract 08-DRH-004.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign the Resolution Amendment.

RESOLUTION 16-228 - AUTHORIZING NON-CURRENT DEBT AGREEMENT WITH
SUNNYCREST MANOR

WHEREAS, the Dubuque County Board of Supervisors desires to authorize non-current debt for the operations at Sunnycrest Manor; and

WHEREAS, the debt will provide cash-flow to Sunnycrest Manor due to the delay in receipt of Medicaid reimbursement, and

WHEREAS, pursuant to Iowa Code Section 331.479 a public hearing was held on Monday, August 22, 2016; and

WHEREAS, Iowa Code Section 331.478 authorizes the Board to incur noncurrent debt.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors authorizes

1. non-current debt in the form of an advance of monies from the county General Basic fund, up to the amount of \$ 1,750,000, to Sunnycrest Manor to allow for cash-flow

of operations.

2. The debt may be in the form of multiple advances.
3. The Auditor is directed to make the transfer entries accordingly and in consultation with the Sunnycrest Manor Comptroller.
4. All advances from this debt shall be repaid prior to July 1, 2018.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-228.

RESOLUTION 16-229 - APPROVE ARAMARK AGREEMENT AMENDMENT #1 FOR SUNNYCREST MANOR DIETARY SERVICES

WHEREAS, Dubuque County has been presented with Amendment #1 to the Aramark Agreement for dietary and environmental management services and food costs for residents at Sunnycrest Manor; and

WHEREAS, the amendment extends the agreement one-year from June 29, 2016 to June 28, 2017; and

WHEREAS, the amendment reflects a resident cost per day for dietary and environmental services management and resident food costs.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign Amendment # 1 to the Aramark Agreement for dietary and environmental management services and food costs for residents at Sunnycrest Manor.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-229.

RESOLUTION 16-230 - APPROVE FY17 COLLECTIVE BARGAINING UNIT AGREEMENT WITH THE DUBUQUE COUNTY ASSISTANT COUNTY ATTORNEYS ASSOCIATION

WHEREAS, Dubuque County has been presented with a one-year FY17 Collective Bargaining Agreement with the Dubuque County Assistant County Attorneys Association Unit; and

WHEREAS, the agreement includes a 2.71% total compensation package, which includes

a 2.5% wage increase effective July 1, 2016 in Appendix "A" and a .21% value for the increased cost of FY17 employee health insurance to Dubuque County.

WHEREAS, the agreement also has non-economic changes to Article 17 and Article 23.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves and authorizes the Chairperson to sign the one-year FY17 Collective Bargaining Agreement with the Dubuque County Assistant County Attorneys Association Unit.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-230.

RESOLUTION 16-231 - APPROVE AGREEMENT WITH AEGIS THERAPIES, INC. FOR SUNNYCREST MANOR SERVICES

WHEREAS, Dubuque County has been presented with an agreement with AEGIS Therapies, Inc. to provide physical therapy, occupational therapy and speech and language pathology to Sunnycrest Manor residents; and

WHEREAS, the agreement commences on September 1, 2016 for an initial term of one year with automatic one year renewals thereafter; and

WHEREAS, Exhibit A of the agreement outlines the fee schedule.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign the agreement with AEGIS Therapies, Inc. to provide physical therapy, occupational therapy and speech and language pathology to Sunnycrest Manor residents.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-231.

RESOLUTION 16-232 - REQUEST FOR PAYMENT #83 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 \$ 203,999.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 83 in the amount of \$ 203,999 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 Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-232.

RESOLUTION 16-233 - REQUEST FOR PAYMENT #97 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 \$ 4,306.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 97 in the amount of \$ 4,306 to be submitted to the Iowa Department of Economic Development. Upon receipt of payment, the County will remit to ECIA.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-233.

RESOLUTION 16-234 - APPROVE NECESSARY DOCUMENTS WITH JIM SCHROEDER CONSTRUCTION, INC. FOR THE BRIDGE REPLACEMENT ON SLEEPY HOLLOW ROAD, PROJECT L-B17(07)-73-31

WHEREAS, bids were received on August 8, 2016 for the bridge replacement on Sleepy Hollow Road, Project L-B17(7)-73-31 and Jim Schroeder Construction, Inc., Bellevue, Iowa submitted the low bid of \$128,395.34, and

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

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign the necessary contract documents with Jim Schroeder Construction, Inc. for the bridge replacement on Sleepy Hollow Road

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-234.

RESOLUTION 16-235 - APPROVE PLANS AND SPECIFICATIONS FOR THE BRIDGE REPLACEMENT ON SWISS VALLEY ROAD PROJECT BRS-C031(81)-60-31

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the bridge replacement on Swiss Valley Rd, Project BRS-C031(81)--60-31, and

WHEREAS, this project will be let by the Iowa Department of Transportation, subject to the Dubuque County Board of Supervisors approval and signature on the plans,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve the plans and specifications for said project.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-235.

RESOLUTION 16-236 - APPROVE FEDERAL-AID AGREEMENT #6-16-HBPS-19 FOR PROJECT BRS-C031(81)-60-31, BRIDGE REPLACEMENT ON SWISS VALLEY ROAD

WHEREAS, the Iowa Department of Transportation has presented Dubuque County with a Federal-aid Agreement for a Non-Primary Highway Project, Iowa DOT Agreement No. 6-16-HBPS-19 for Project No. BRS-C031(81)-31 on Swiss Valley Road, 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 (other than those reimbursed with Federal funds) or the amount stipulated in the approved Statewide Transportation Improvement Program (STIP), whichever is less, and the remaining balance funded by the Farm to Market program,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign said agreement with the Iowa Department of Transportation.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-236.

RESOLUTION 16-237 - APPROVE THE NECESSARY DOCUMENTS WITH MARTIN EQUIPMENT OF IOWA FOR THE PURCHASE OF ONE NEW MOTOR GRADER FOR THE DUBUQUE COUNTY HIGHWAY DEPARTMENT

WHEREAS, quotes were received on August 8, 2016 for one motor grader with a wing and Martin Equipment of Iowa, Dubuque, Iowa submitted a quote of \$285,500.00 for a 2016 John Deere 772G Motor Grader with a Henke AHW 12 12' All Hydraulic Snowplow wing and has met all specifications, and

WHEREAS, the Shop Supervisor has reviewed said quotes and recommends accepting the quote as submitted by Martin Equipment of Iowa for a 2016 John Deere 772G motor grader with wing, plus option 2: 84 month, 7,000 hour power train plus hydraulics warranty \$3,550.00, and less the trade-in price of Dubuque County Equipment # M-14 - 1995 John Deere 772BH with snow wing \$55,000.00

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign the necessary documents with Martin Equipment of Iowa for the purchase of one motor grader with wing and with the options as stated above at a grand total price of \$234,050.00.

Motion by Wickham, seconded by Klein, carried unanimously to approve and authorize the chair to sign Resolution 16-237.

RESOLUTION AMENDMENT 16-171 - AMEND RESOLUTION TO ADD A DEPUTY

WHEREAS, on June 27, 2016, the Board of Supervisors approved deputies in the offices of the County Attorney, Auditor, Recorder, Sheriff and Treasurer for the fiscal year 2017; and

WHEREAS, one additional deputy has been designated by County Sheriff Don Vrotsos.

NOW THEREFORE BE IT RESOLVED that this resolution will amend Resolution Number 16-171 to add the following deputy to the office of the Dubuque County Sheriff: Matthew Goedken, effective on or about August 2016.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign the Amended Resolution.

PROOF OF PUBLICATION - ZONING CASES

- 1) ZC#06-21-16 THOMAS & JEANETTE BELL
- 2) ZC#07-22-16 DONALD & MARY BESLER REVOCABLE TRUST

3) ZC#07-23-16 EMERALD DEVELOPMENT INC & JEFF & SHARON WILLENBORG

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

COMMUNICATION - FROM THE CITY OF DUBUQUE REGARDING CONSULTATION AND NOTICE OF PUBLIC HEARING FOR AMENDMENT OF THE DUBUQUE INDUSTRIAL CENTER ECONOMIC DEVELOPMENT DISTRICT URBAN RENEWAL AREA PLAN

Motion by Klein, seconded by Wickham, carried unanimously, to receive and file the communication from the City of Dubuque.

COMMUNICATION - FROM THE STATE OF IOWA CITY DEVELOPMENT BOARD REGARDING THE CITY OF DUBUQUE VOLUNTARY ANNEXATION WITHIN THE URBANIZED AREAS OF ASBURY AND CENTRALIA

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file the communication from the State of Iowa City Development Board.

COMMUNICATION - APPROVE LETTER OF SUPPORT FOR THE DUBUQUE COUNTY HISTORICAL PRESERVATION COMMISSION'S PROJECT FOR THE MATHIAS HAM HOUSE HISTORICAL SITE

Motion by Klein, seconded by Wickham, carried unanimously to approve the Letter of Support.

APPOINTMENTS

Motion by Wickham, seconded by Klein, carried unanimously, to table the appointment to the Sunnycrest Manor Operation Board of Directors.

PERSONNEL REQUISITIONS

Motion by Wickham, seconded by Klein, carried unanimously, to approve the personnel requisitions for a temporary part-time Personnel Intern for Fall 2016 and permanent full-time MHDS Clerk III.

DAMAGE CLAIM - GAYLE & DAN FREIBURGER

The Freiburger's submitted a claim tabled from the August 8, 2016 meeting in the amount of \$100 to replace fish in their pond they believe died due to the County spraying.

County Engineer Anthony Bardgett researched and reported the County sprayed in that area on June 29, 2016. The Freiburger's claim states they threw out the fish on July 18 & 19, 2016. He does not believe the spray caused the death.

Motion by Klein, seconded by Wickham, carried unanimously, to deny the claim.

TABLED MINUTES OF JULY 25, 28, & AUGUST 1, 2016 AND AUGUST 8, & 17, 2016.

The Board would like more information documented in the July 25, 28 and August 1 minutes. A grammar correction was made in the minutes of August 8 & 17.

Motion by Klein, seconded by Wickham, carried unanimously, to table the minutes of July 25, 28, & August 1, 2016 and to approve the minutes of August 8, & 17, 2016.

PUBLIC COMMENT

Kim Selken, employee of Sunnycrest Manor, addressed the Board with concerns she has about the attitude toward the residents at Sunnycrest Manor. They have every right to live a good life. Some do not have mattress pads on their beds and on weekends there aren't enough bed sheets that fit or clean wash cloths. They deserve better than this. She feels the workers go above and beyond and are the only family some of the residents have. Some employees feel like Sunnycrest Manor is a burden to the county. They wish and hope the Supervisors keep this in mind. Klein assured her the Board has every intent of keeping Sunnycrest Manor open. When supplies are short it needs to be reported to administration so the problem can be resolved.

Tammy Freiburger, employee of Sunnycrest Manor said they have a special staff who always give and give. Compared to other living facilities in the Dubuque area Sunnycrest has a variety of residents that make it a special facility unlike any other. The workers could move on and work elsewhere but they are too committed to the residents at Sunnycrest.

Motion by Klein, seconded by Wickham, carried unanimously, to recess at 6:41 p.m. until 1:30 p.m. on Tuesday, September 6, 2016.

The Board reconvened at 1:30 p.m. on Tuesday, September 6, 2016, with Klein absent.

RESOLUTION 16-238 - APPROVING APPOINTMENT OF ASSISTANTS, DEPUTIES 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 Food Services Worker	07-25-16	Camille Anderson	\$ 9.74

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-238.

RESOLUTION 16-239 - APPROVING FIRE LOAN AGREEMENT FOR FARLEY 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 Farley Community Fire Department in the amount of \$39,302.40, to be repaid over four (4) years, for the purchase of 15 complete sets of NFPA compliant bunker gear (coats, pants, gloves, hoods, boots, and helmets) with first payment of \$9,302.40 due October 1, 2017 and then three payments of \$10,000 on or before the 1st day of October, for three consecutive years beginning in 2018.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-239.

RESOLUTION 16-240 - APPROVING FIRE LOAN AGREEMENT FOR WORTHINGTON FIRE PROTECTION 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 Worthington Fire Protection Association in the amount of \$50,000, to be repaid over eight (8) years, for the purchase of a 2006 Simon Class A used pumper from the Epworth Fire Department with annual payments of \$6,250 beginning October 1, 2017.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-240.

RESOLUTION 16-241 - APPROVING ENGAGEMENT AGREEMENT WITH HOWARD E NYHART COMPANY FOR 509A ACTUARIAL ATTESTATION

WHEREAS, a portion of Dubuque County's health insurance benefits are self-insured; and

WHEREAS, Iowa Code 509A requires all entities, with annual claims in excess of 2% of their General fund, to file a certificate of compliance, actuarial opinion and annual financial report with the state Insurance Commissioner; and

WHEREAS, Howard E. Nyhart Company, Inc. has provided other actuarial services to Dubuque County.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves an engagement agreement with Howard E. Nyhart for actuarial services for the 509A report at a cost of \$1,000 and authorizes the Chair to sign the agreement.

Motion by Wickham, seconded by Demmer, carried unanimously, to approve and authorize the Chair to sign Resolution 16-241.

PERSONNEL REQUISITIONS

Motion by Wickham, seconded by Demmer, carried unanimously, to approve the personnel requisitions for the Sheriff's Office for a permanent full-time Deputy Sheriff (female), and a permanent full-time Courthouse Security Officer.

CONSENT ITEMS

Motion by Wickham, seconded by Demmer, carried unanimously, to table the Renewal Class WCN Wine permit for Sunset Ridge Winery until the Sheriff's signature is obtained.

WORKSESSION WITH ECIA REGARDING FUNDING

ECIA Executive Director Kelley Deutmeyer explained that Project Concern closed its doors and is no longer assisting fifteen (15) chronically homeless households. East Central Intergovernmental Association has been asked to operate the program. The Board of Supervisors budgeted \$4,751 for Project Concern. Deutmeyer is asking for \$5,000. The

program is for chronically homeless people with a low turn over because once on the program there is not a time limit.

Klein arrived at 1:55 p.m.

EXECUTIVE SESSION PER IOWA CODE 21.5 (1)©

Motion by Wickham, seconded by Klein, carried unanimously, to enter executive session with Kelley Deutmeyer, Mark Schneider and Gail Kuhle of ECIA, Assistant to the Board Mary Ann Specht, Budget Director Michelle Patzner and County Auditor Denise Dolan regarding a CDBG grant for which the County has fiduciary responsibility.

Upon returning to regular session, no action was taken.

EXECUTIVE SESSION PER IOWA CODE 21.5 (1) (j)

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with Budget Director Michelle Patzner, Assistant to the Board Mary Ann Specht, County Auditor Denise Dolan, Deputy Commissioner of Elections Jenny Hillary, GIS Project Manager Jeff Miller, IT Superintendent Nathan Gilmore, Maintenance Superintendent Chris Soeder, County Recorder John Murphy, Kevin Eipperle and Christy Monk of FEH and consultant Gordon Mills (via phone).

Upon returning to regular session, motion by Wickham, seconded by Klein, carried unanimously, to adjourn at 4:05 p.m. until 9:00 a.m. Monday, September 12, 2016.

Wayne Demmer, Chair
Board of Supervisors

ATTEST:

Mary J. Habel
Dubuque County Deputy Auditor