

MINUTES OF OCTOBER 10, 2016
DUBUQUE COUNTY BOARD OF SUPERVISORS
Present: Daryl Klein, Jay Wickham and Wayne Demmer
Chair Demmer called the meeting to order at 8:00 a.m.

WORKSESSION - IT SUPERINTENDENT

The Board met with IT Superintendent Nathan Gilmore to discuss various projects. With the relocation to the Old Jail he would like to hold an open house for employees and anyone from the public wishing to attend. This will be done on November 10th with times to follow.

The cameras at the roads department and Sunnycrest have all the needed parts but are not operational as of yet.

Motion by Wickham, seconded by Klein, carried unanimously, to recess at 8:43 a.m. until 9:00 a.m.

PROCLAMATION 16-004 - NATIONAL WHITE CANE SAFETY DAY 2016

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors do hereby proclaim Friday, October 15, 2016 as WHITE CANE SAFETY DAY in Dubuque County, Iowa, and call upon all Dubuque County citizens to use this occasion to reflect upon the significance of the long white cane and to support actively the effort of our citizens who are blind as they pursue employment and full integration into our community. We also urge all motorists to be courteous and take proper precautions when they encounter blind pedestrians.

Motion by Klein, seconded by Wickham, carried unanimously, to adopt Proclamation 16-004 National White Cane Safety Day 2016.

APPROVAL OF MINUTES OF SEPTEMBER 26, 2016

Motion by Wickham, seconded by Klein, carried unanimously, to approve the minutes of September 26, 2016.

CONSENT ITEMS

Quarterly report of the County Recorder and the quarterly report of the County Auditor.

Motion by Klein, seconded by Wickham, carried unanimously, to receive and file consent items.

PROOF OF PUBLICATION - PUBLIC HEARINGS

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file the publications.

PUBLIC HEARING - AMENDMENT TO CHAPTER 22 - RURAL ADDRESS SYSTEM, DUBUQUE COUNTY CODE OF ORDINANCES

Chair Demmer opened the public hearing.

With no one speaking regarding the amendment, motion by Klein, seconded by Wickham, carried unanimously, to close the public hearing.

AMENDMENT TO DUBUQUE COUNTY CODE OF ORDINANCES

CHAPTER 22
RURAL ADDRESS SYSTEM

Correction to Addendum A:

Road No.	To be Named	Starting Point	Ending Point
----------	-------------	----------------	--------------

WHITE WATER TOWNSHIP

Y20	Whitewater Road	Gerryowen Road	Carls Road
-----	-----------------	----------------	------------

Corrected to:

Y20	Whitewater Drive	Garryowen Road	Carls Road
-----	------------------	----------------	------------

Notice of the public hearing has been published as required by law; and a public hearing has been held on October 10, 2016.

Motion by Klein, seconded by Wickham, carried unanimously, to approve the ordinance amendment.

Motion by Klein, seconded by Wickham, carried unanimously, to suspend the requirement

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

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

NOTICE OF PUBLIC HEARING - AMENDMENT TO CHAPTER 26 - USE OF CERTAIN SECONDARY ROADS BY TRUCKS AND COMMERCIAL VEHICLES AND RESTRICTIONS

Seippel Road and Cousins Road have both been closed for the construction of the Southwest Arterial. Engineer Anthony Bardgett is concerned with the heavy truck traffic and the effects on other secondary roads.

Motion by Wickham, seconded by Klein, carried unanimously, to advertise for a public hearing to be held Monday, October 24, 2016 at 5:30 p.m. for the above mentioned restrictions.

NOTICE OF PUBLIC HEARING - ORDINANCE CHAPTER 38 - TATTOOING

Motion by Wickham, seconded by Klein, carried unanimously, to advertise for a public hearing to be held Monday, October 24, 2016 at 5:30 p.m. for the above mentioned tattooing ordinance.

PUBLIC HEARING - FY17 BUDGET AMENDMENT #1

Chair Demmer opened the public hearing.

Budget Director Michelle Patzner explained the amendment is necessary for projects not completed in the previous year carried over to this fiscal year.

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

Motion by Klein, seconded by Wickham, carried unanimously, to approve budget amendment #1.

PUBLIC HEARING - DECREASE IN DEPARTMENTAL APPROPRIATIONS

Chair Demmer opened the public hearing.

Budget Director Michelle Patzner explained when decreasing appropriations by more than five percent (5%) a public hearing is required.

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

RESOLUTION 16-260 - APPROVE FY17 APPROPRIATIONS AMENDMENT #1

WHEREAS, the Board of Supervisors of Dubuque County has amended the Budget for Fiscal Year 2017 on October 10, 2016.

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 16-179 as adopted on June 27, 2016; be further amended as follows:

	Appropriation As Amended	Current Amendment	Amended Appropriation
Fund: 0001 - GENERAL BASIC			
00 - UNDESIGNATED	\$1,810,940	\$261,005	\$2,071,945
01 - SUPERVISORS	\$173,855	\$100	\$173,955
02 - AUDITOR	\$446,632	\$6,261	\$452,893
03 - TREASURER	\$790,799	\$16,897	\$807,696
04 - COUNTY ATTORNEY	\$1,930,995	\$42,539	\$1,973,534
05 - SHERIFF	\$9,102,886	\$395,291	\$9,498,177
07 - RECORDER	\$362,526	\$6,497	\$369,023
12 - MAPPING	\$206,112	\$3,747	\$209,859
21 - VETERAN AFFAIRS	\$355,378	\$138,115	\$493,493
22 - CONSERVATION BOARD	\$1,174,228	\$174,051	\$1,348,279
23 - BOARD OF HEALTH	\$891,248	\$116,120	\$1,007,368
28 - MEDICAL EXAMINER	\$295,400	\$1,720	\$297,120
41 - OLD JAIL	\$67,100	\$(67,100)	\$ -0-
43 - COUNTY STORAGE	\$4,218	\$ -0-	\$4,218
50 - PERSONNEL	\$314,943	\$5,928	\$320,871
51 - GENERAL SERVICES	\$434,093	\$99,078	\$533,171
52 - INFORMATION SERVICES	\$1,605,253	\$238,009	\$1,843,262
55 - CAPITAL PROJECTS/ IMPROVEMENTS	\$797,546	\$4,002,530	\$4,800,076
61 - MH/MR/DD	\$75,000	\$ -0-	\$75,000
62 - HUMAN SERVICES	\$239,154	\$ -0-	\$239,154
63 - GENERAL RELIEF	\$111,259	\$(111,259)	\$ -0-

70 - ECONOMIC DEVELOPMENT	\$ -0-	\$6,597,601	\$6,597,601
75 - EMERGENCY SUPPORT SERVICES	\$147,840	\$ -0-	\$147,840
Total Fund:			
0001 - GENERAL BASIC:	\$21,337,405	\$11,927,130	\$33,264,535
Fund: 0002 - GENERAL SUPPLEMENTAL			
00 - UNDESIGNATED	\$414,625	\$ -0-	\$414,625
01 - SUPERVISORS	\$71,116	\$200	\$71,316
02 - AUDITOR	\$647,655	\$12,445	\$660,100
03 - TREASURER	\$289,062	\$52,891	\$341,953
04 - COUNTY ATTORNEY	\$544,19	\$7,959	\$552,157
05 - SHERIFF	\$2,327,554	\$34,772	\$2,362,326
07 - RECORDER	\$124,895	\$1,245	\$126,140
12 - MAPPING	\$67,472	\$806	\$68,278
21 - VETERAN AFFAIRS	\$96,889	\$3,776	\$100,665
22 - CONSERVATION BOARD	\$409,593	\$3,026	\$412,619
23 - BOARD OF HEALTH	\$49,088	\$708	\$49,796
28 - MEDICAL EXAMINER	\$13,038	\$469	\$13,507
29 - JUVENILE PROBATION	\$136,389	\$ -0-	\$136,389
31 - DISTRICT COURT	\$116,983	\$ -0-	\$116,983
43 - COUNTY STORAGE	\$10,000	\$ -0-	\$10,000
50 - PERSONNEL	\$149,835	\$1,168	\$151,003
51 - GENERAL SERVICES	\$89,971	\$1,063	\$91,034
52 - INFORMATION SERVICES	\$121,727	\$1,314	\$123,041
63 - GENERAL RELIEF	\$3,776	\$(3,776)	\$ -0-
78 - RISK MANAGEMENT	\$432,782	\$ -0-	\$432,782
Total Fund: 0002 - GEN SUPP:	\$6,116,648	\$118,066	\$6,234,714
Fund: 0003 - COUNTY ASSISTANCE			
75 - EMERGENCY SUPT SERV	\$169,495	\$ -0-	\$169,495
Total Fund: 0003 - COUNTY ASSISTANCE:	\$169,495	\$ -0-	\$169,495
Fund: 0005 - HEALTH INSURANCE-DEDUCTIBLE			
90 - HEALTH INSURANCE-DEDUCTIBLE	\$1,015,000	\$ -0-	\$1,015,000
Total Fund: 0005 - HEALTH INSURANCE-DEDUCT:	\$1,015,000	\$ -0-	\$1,015,000

Fund: 0010 - MH-DD SERVICES FUND			
60 - MH-DD COORD (CPC)	\$236,658	\$3,411	\$240,069
61 - MH/MR/DD	\$3,543,706	\$1,392	\$3,545,098
Total Fund:			
0010 - MH-DD SERVICES:	\$3,780,364	\$4,803	\$3,785,167
Fund: 0011 - RURAL SERVICES BASIC			
00 - UNDESIGNATED	\$542,013	\$ -0-	\$542,013
Total Fund: 0011 - RURAL SERVICES BASIC:			
	\$542,013	\$ -0-	\$542,013
Fund: 0015 - ZONING			
24 - ZONING COMMISSION	\$278,067	\$5,263	\$283,330
Total Fund: 0015 - ZONING:			
	\$278,067	\$5,263	\$283,330
Fund: 0020 - SECONDARY ROADS			
20 - SECONDARY ROADS	\$8,064,451	\$75,965	\$8,140,416
Total Fund: 0020 - SECONDARY ROADS:			
	\$8,064,451	\$75,965	\$8,140,416
Fund: 0023 - TIME-21			
20 - SECONDARY ROADS	\$500,000	\$ -0-	\$500,000
Total Fund: 0023 - TIME-21:			
	\$500,000	\$ -0-	\$500,000
Fund: 0041 - REAP			
22 - CONSERVATION BOARD	\$ -0-	\$ -0-	\$ -0-
Total Fund: 0041 - REAP:			
	\$ -0-	\$ -0-	\$ -0-
Fund: 0045 - RECORDS MANAGEMENT FUND			
07 - RECORDER	\$ -0-	\$ -0-	\$ -0-
Total Fund: 0045 - RECORDS MANAGEMENT FUND:			
	\$ -0-	\$ -0-	\$ -0-
Fund: 0052 - RURAL ECONOMIC DEVELOPMENT FUND			
70 - ECON DEVELOPMENT	\$270,950	\$ -0-	\$270,950
Total Fund: 0052 - RURAL ECONOMIC			
DEVELOPMENT FUND:	\$270,950	\$ -0-	\$270,950
Fund: 0053 - TAX INCREMENT FINANCING			
70 - ECONOMIC DEVELOPMENT	\$218,379	\$ -0-	\$218,379
Total Fund: 0053 - TAX INCREMENT FINANCING:			
	\$218,379	\$ -0-	\$218,379

Fund: 0061 - DRUG TASK FORCE			
77 - DRUG TASK FORCE			
– FORFEITURES	\$25,000	\$ -0-	\$25,000
Total Fund: 0061 - DRUG TASK FORCE:	\$25,000	\$ -0-	\$25,000
Fund: 0065 - SHERIFF FORFEITURES - FEDERAL			
05 - SHERIFF			
	\$10,000	\$ -0-	\$10,000
Total Fund: 0065 - SHERIFF FORFEIT - FEDERAL:	\$10,000	\$ -0-	\$10,000
Fund: 1500 - CAPITAL PROJECTS			
57 - DEBT SERVICE			
	\$2,571,050	\$(2,571,050)	\$ -0-
Total Fund: 1500 - CAPITAL PROJECTS:	\$2,571,050	\$(2,571,050)	\$ -0-
Fund: 1503 - CONSERVATION LAND ACQUISITION			
22 - CONSERVATION BOARD			
	\$5,000	\$ -0-	\$5,000
Total Fund: 1503 - CONSERVATION LAND ACQUIS:	\$5,000	\$ -0-	\$5,000
Fund: 1505 - LOCAL OPTION			
20 - SECONDARY ROADS			
	\$14,750,000	\$ -0-	\$14,750,000
Total Fund: 1505 - LOCAL OPTION:	\$14,750,000	\$ -0-	\$14,750,000
Fund: 2000 - DEBT SERVICE			
57 - DEBT SERVICE			
	\$2,573,950	\$(628,950)	\$1,945,000
Total Fund: 2000 - DEBT SERVICE:	\$2,573,950	\$(628,950)	\$1,945,000
Fund: 2002 - DEBT SERVICE - DMASWA			
57 - DEBT SERVICE			
	\$314,384	\$ -0-	\$314,384
Total Fund: 2002 - DEBT SERVICE - DMASWA:	\$314,384	\$ -0-	\$314,384
Total:	\$62,542,156	\$8,931,227	\$71,473,384

Further, that Total Appropriations for Fiscal Year 2017, inclusive of the original appropriation and its amendments, for the county officers and departments are as follows:

	Appropriation As Amended	Current Amendment	Amended Appropriation
00 - UNDESIGNATED	\$2,767,578	\$261,005	\$3,028,583
01 - SUPERVISORS	\$244,971	\$300	\$245,271
02 - AUDITOR	\$1,094,287	\$18,706	\$1,112,993
03 - TREASURER	\$1,079,861	\$69,788	\$1,149,649
04 - COUNTY ATTORNEY	\$2,475,193	\$50,498	\$2,525,691
05 - SHERIFF	\$11,440,440	\$430,063	\$11,870,503
07 - RECORDER	\$487,421	\$7,742	\$495,163
12 - MAPPING	\$273,584	\$4,553	\$278,137
20 - SECONDARY ROADS	\$23,314,451	\$75,965	\$23,390,416
21 - VETERAN AFFAIRS	\$452,267	\$141,891	\$594,158
22 - CONSERVATION BOARD	\$1,588,821	\$177,077	\$1,765,898
23 - BOARD OF HEALTH	\$940,336	\$116,828	\$1,057,164
24 - ZONING COMMISSION	\$278,067	\$5,263	\$283,330
28 - MEDICAL EXAMINER	\$308,438	\$2,189	\$310,627
29 - JUVENILE PROBATION	\$136,389	\$ -0-	\$136,389
31 - DISTRICT COURT	\$116,983	\$ -0-	\$116,983
41 - OLD JAIL	\$67,100	\$(67,100)	\$ -0-
43 - COUNTY STORAGE	\$14,218	\$ -0-	\$14,218
50 - PERSONNEL	\$464,778	\$7,096	\$471,874
51 - GENERAL SERVICES	\$524,064	\$100,141	\$624,205
52 - INFORMATION SERVICES	\$1,726,980	\$239,323	\$1,966,303
55 - CAPITAL PROJECTS/ IMPROVEMENTS	\$797,546	\$4,002,530	\$4,800,076
57 - DEBT SERVICE	\$5,459,384	\$(3,200,000)	\$2,259,384
60 - MH-DD COORD (CPC)	\$236,658	\$3,411	\$240,069
61 - MH/MR/DD	\$3,618,706	\$1,392	\$3,620,098
62 - HUMAN SERVICES	\$239,154	\$ -0-	\$239,154
63 - GENERAL RELIEF	\$115,035	\$(115,035)	\$ -0-
70 - ECON DEVELOPMENT	\$489,329	\$6,597,601	\$7,086,930
75 - EMERG SUPPORT SERV	\$317,335	\$ -0-	\$317,335
77 - DRUG TASK FORCE - FORFEITURES	\$25,000	\$ -0-	\$25,000
78 - RISK MANAGEMENT	\$432,782	\$ -0-	\$432,782
90 - HEALTH INSURANCE -DEDUCTIBLE	\$1,015,000	\$ -0-	\$1,015,000
Total:	\$62,542,156	\$8,931,227	\$71,473,384

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-260.

RESOLUTION 16-261 - APPROVING FY17 FUND TRANSFERS #2

WHEREAS, certain Fund Transfers were contained in the Fiscal Year 2017 Budget, adopted on March 14, 2016.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors authorizes and amends the following fund transfers:

From	To	
General Basic	Long Term Capital Projects	\$ 500.000
General Basic	General Supplement	-0-
General Supplement	Health Insurance	-0-
General Supplement	Risk Management Insurance	29,000
Rural Basic	Secondary Roads	3,815,937
Rural Basic	Zoning	241,467

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-261.

PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE - ZC#09-30-16 - RICHARD REUTER AND DANIEL & JILL REUTER - A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

Chair Demmer opened the public hearing.

Zoning Administrator Anna O'Shea explained the zoning request.

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

AMENDMENT TO ZONING ORDINANCE - ZC#09-30-16 - RICHARD REUTER AND DANIEL & JILL REUTER - A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

The following amendment to the Dubuque County Zoning Ordinance is proposed.

ZC#09-30-16 - Richard Reuter and Daniel & Jill Reuter A-1 Agricultural to A-2 Agricultural Residential.

The applicants are requesting to rezone from A-1 Agricultural to A-2 Agricultural Residential 1.5 acres more or less, to separate the newly constructed home or the purpose of financing purposes and to continue to help in the operation of the farm. The property located

0.61 miles south of the City of Peosta along Dutch Lane Road, is legally described as NW SW Section 17, (T88N R1E) Vernon Township, Dubuque County, Iowa.

That 1.5 acre more or less around the home be rezoned to A-2, Agricultural/Residential for one home only and the remainder will stay A-1, Agricultural.

That the balance of the parcel is not allowed to have another dwelling unless the property is rezoned for that use.

A report on the proposed amendment has been received from the Dubuque County Zoning Commission; notice of the public hearing has been published as required by law; and a public hearing has been held on Monday, October 10, 2016.

Motion by Wickham, seconded by Klein, Demmer abstains, carried unanimously, to approve the rezoning.

Motion by Wickham, seconded by Klein, Demmer abstains, carried unanimously, to suspend the requirement that this amendment be considered and voted on for passage at two prior meetings.

Motion Wickham, seconded by Klein, Demmer abstains, 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.

PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE ZC#09-31-16 KENNETH & DARLA HOSCH - A-1 AGRICULTURAL TO B-1 BUSINESS

Chair Demmer opened the public hearing.

Zoning Administrator Anna O'Shea, Ken Hosch, and Daniella Hosch Dupont each spoke on the purpose of the proposed rezoning. Daniella would like to open a beauty salon in the existing house with the option to someday build a new building to accommodate eight stylists. She has not been successful in finding a feasible location in Peosta.

Klein suggests Hosch do a voluntary annexation into the city of Peosta however; Hosch does not want to do this. Wickham states this would fall under the entrepreneurial zoning the Zoning Board is working to create.

Motion by Wickham, seconded by Klein, carried unanimously, to continue and table the public hearing for two weeks.

PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE ZC#09-32-16 MCALLISTER REAL ESTATE LLC - A-1 AGRICULTURAL TO B-1 BUSINESS

Chair Demmer opened the public hearing.

Zoning Administrator Anna O'Shea explained the zoning request.

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

AMENDMENT TO ZONING ORDINANCE - ZC#09-32-16 - MCALLISTER REAL ESTATE LLC - A-1 AGRICULTURAL TO B-1 BUSINESS

The following amendment to the Dubuque County Zoning Ordinance is proposed.

ZC#09-32-16 - McAllister Real Estate LLC - A-1 Agricultural to B-1 Business

The applicants are requesting to rezone from A-1 Agricultural to B-1 Business 1.35 acres more or less, to allow for an additional building to be built on the site for storage of manure pumping equipment and to allow for inside storage rental. The property located 3.27 miles east of the City of Cascade along McCabe Lane, is legally described as Lot 1 Fillmore Place Section 26, (T87N R1W) White Water Township, Dubuque County, Iowa.

A report on the proposed amendment has been received from the Dubuque County Zoning Commission; notice of the public hearing has been published as required by law; and a public hearing has been held on Monday, October 10, 2016.

Motion by Wickham, seconded by Klein, carried unanimously, to approve the rezoning.

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

Motion Wickham, seconded by Klein, 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 16-262 - APPROVING FINAL PLAT OF SURVEY FOR ARTHOFER ADDITION, SECTION 6, WASHINGTON TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, ARTHOFER ADDITION, comprised of Lot 1-1 of Anton J. Fischer Place in Section 1 (T87N R2E) Prairie Creek Township also Section 6 (T87N R2E) Washington

Township and Lot 2-1 of the NW ¼ NW ¼ in Section 6, T87N, R2E, of the 5th PM, Washington Township, Dubuque County, Iowa; and

WHEREAS, said final plat will replat two (2) lots into three (3) new lots, namely Lot 1 through Lot 3 inclusive of Arthofer Addition in Section 1 of Prairie Creek Township and in Section 6, Washington 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 R-3, Single Family Residential district, thus subject to all the requirements of that district.

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 Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-262.

RESOLUTION 16-263 - APPROVING FINAL PLAT OF SURVEY FOR GANSEMER FARM 2ND ADDITION, SECTION 36, CONCORD TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, GANSEMER FARM 2ND ADDITION, comprised of the NE ¼ NW ¼ except Lot 1 of Gansemer Farm Addition and the NW ¼ NW ¼ all in Section 1, T89 R1W, Iowa Township, Dubuque County, Iowa and the SW ¼ SW ¼ in Section 36, T90N, R1W, of the 5th PM, Concord Township, Dubuque County, Iowa; and

WHEREAS, said final plat will replat five (5) lots into four (4) new lots, namely Lot 1 through Lot 4 inclusive of Gansemer Farm 2nd Addition in Section 1, Iowa Township and Section 36, Concord Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Rickardsville; 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 district, thus subject to all the requirements of that district.

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 16-263.

RESOLUTION 16-264 - APPROVING FINAL PLAT OF SURVEY FOR LOEFFELHOLZ PLACE PLAT 2, SECTION 15, TABLE MOUND TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, LOEFFELHOLZ PLACE PLAT 2, comprised of Lot 1-2 of Loeffelholz Place, Lot 2 in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 2-1 in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ all in Section 15, T88N, R2E, of the 5th PM, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat will replat three (3) lots into two (2) new lots, namely Lot 1 and Lot 2 of Loeffelholz Place Plat 2 of Section 15, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Dubuque Planning Services; 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 district, thus subject to all the requirements of that district.

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 Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-264.

RESOLUTION APPROVING FINAL PLAT OF SURVEY FOR LOT 1-6 & LOT 2-6 OF PARADISE HEIGHTS SUBDIVISION NO. 3, SECTION 26, CENTER TOWNSHIP

Motion by Wickham, seconded by Klein, carried unanimously, to table until worksession for entrance permit.

RESOLUTION 16-265 - APPROVING FINAL PLAT OF SURVEY FOR RAYSFORD LANE SUBDIVISION PLAT 2, SECTION 7, PRAIRIE CREEK TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, RAYSFORD LANE SUBDIVISION PLAT 2, comprised of Lot 1 and Lot 3 of Beecher's Place and Lot 1 of Steve Freiburger Place all in Section 7, T87N, R1E, of the 5th PM, Prairie Creek Township, Dubuque County, Iowa; and

WHEREAS, said final plat will replat three lots into two new lots, namely Lot 1 and Lot 2 of Raysford Lane Subdivision Plat 2 in Section 7, 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 district, thus subject to all the requirements of that district.

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 Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-265.

RESOLUTION 16-266 - APPOINTING DEPUTIES, ASSISTANTS AND CLERKS

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

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

DEPARTMENT	POSITION	DATE APPROVED	NAME	PAY RATE
Sunnycrest	PPT CNA	10-07-16	Kennedy Michels	\$12.41
Sunnycrest	PPT CNA	07-28-16	Felicia Pippins	\$12.41
Sunnycrest	PRN LPN	07-08-16	Sacha Schumacher	\$20.33

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-266.

RESOLUTION 16-267 - APPROVING PAYMENT #98 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 \$ 2,887.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 98 in the amount of \$ 2,887 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 16-267.

RESOLUTION 16-268 - APPROVING SUBORDINATION AGREEMENT FOR HISTORIC TAMA LLC PROJECT - CDBG 08-DRH-204

WHEREAS, Historic Tama LLC, a multi-family construction project in Burlington, Iowa has received financing through Community Development Block Grant 08-DRH-204; and

WHEREAS, the project has also received financing from Two Rivers Bank and Trust; and

WHEREAS, the project is modifying the mortgage with Two Rivers Bank and Trust and is requesting subordination of the CDBG funding, which is a forgivable loan.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves the subordination agreement and authorizes Board members to sign the agreement.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-268.

RESOLUTION 16-269 - APPROVING DUBUQUE COUNTY IRP/R.F. FINANCING AGREEMENT FOR HARRIS REAL ESTATE, LLC

WHEREAS, Dubuque County has been presented with a proposed Dubuque County IRP/R.F. funding agreement with Harris Real Estate II, LLC, which has been recommended by the ECMA Business Growth Board of Directors; and

WHEREAS, the funding agreement includes a \$143,000 loan to purchase 10.58 acres and three existing storage buildings for the storage of golf carts.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves the Dubuque County IRP/R.F. funding agreement with Harris Real Estate II, LLC.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-269.

RESOLUTION 16-270 - APPROVING AMENDED DUBUQUE METROPOLITAN AREA TRANSPORTATION STUDY (DRATS) ARTICLES OF AGREEMENT AND BYLAWS

WHEREAS, Dubuque County has been presented with a proposed amended Dubuque Metropolitan Area Transportation Study Articles of Agreement and Bylaws; and

WHEREAS, the amendments have been recommended for approval by the DRATS Policy Board for approval.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign the amended Dubuque Metropolitan Area Transportation Study Articles of Agreement and Bylaws.

Motion by Klein, seconded by Wickham, carried unanimously, to approve and authorize the Chair to sign Resolution 16-270.

RESOLUTION 16-271 - APPROVING SUBORDINATION AGREEMENT FOR BRAZELTON LLC PROJECT - CDBG 08-DRH004

WHEREAS, Brazelton LLC, a construction project in Mount Pleasant, Iowa has received financing through Community Development Block Grant 08-DRH-004; and

WHEREAS, the project is requesting subordination of the CDBG funding, which is a forgivable loan.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves the subordination agreement and authorizes Board members to sign the appropriate documents.

Motion by Wickham, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 16-271.

RESOLUTION 16-272 - APPROVING JOINT AGREEMENT WITH THE CITY OF DUBUQUE TO ALLOW THE CITY TO CONNECT THE NORTH CASCADE ROAD URBAN RENEWAL AREA WITH THE ENGLISH RIDGE URBAN RENEWAL AREA

WHEREAS, the Dubuque County Board of Supervisors has been presented with a Joint Agreement with the City of Dubuque to amend the established urban renewal areas known as the North Cascade Road Housing Urban Renewal Area and the English Ridge Housing Urban Renewal Area (the Areas), so as to include property located within two miles of, but outside the corporate limits, of the City of Dubuque, for the purpose of undertaking urban renewal projects; and

WHEREAS, the Dubuque County Board of Supervisors has reviewed the proposed Joint Agreement and has determined to consent to the amendment of the Areas as so proposed.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson to sign the Joint Agreement with the City of Dubuque to amend the Urban Renewal Areas known as the North Cascade Road Housing Urban Renewal Area and the English Ridge Housing Urban Renewal Area, so as to include property located within two miles of, but outside the corporate limits of, the City of Dubuque, for the purpose of undertaking urban renewal projects as provided by Iowa Code Section 403.17(4).

Motion by Klein, seconded by Demmer, Wickham voting nay, carried, to approve and authorize the Chair to sign Resolution 16-272.

RESOLUTION 16-273 - APPROVING FINAL PLAT OF SURVEY FOR LOT 1-6 & LOT 2-6 OF PARADISE HEIGHTS SUBDIVISION NO. 3, SECTION 26, CENTER TOWNSHIP

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, LOT 1-6 AND Lot 2-6 OF PARADISE HEIGHTS SUBDIVISION NO. 3, comprised of Lot 6 of Paradise Heights Subdivision No. 3 located in the SE ¼ of Section 26, T89N, R1E, of the 5th PM, Center Township, Dubuque County, Iowa; and

WHEREAS, said final plat will create two (2) lots, namely Lot 1-6 and Lot 2-6 of Paradise Heights Subdivision No. 3 Section 26, Center Township, Dubuque County, Iowa; and

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

WHEREAS, said 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-2, Single Family Residential district, thus subject to all the requirements of that district.

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 16-273.

RESOLUTION APPROVING CONFIRMATION LETTER RETAINING DORSEY & WHITNEY LLP FOR LEGAL REPRESENTATION FOR THE DMASWA PROJECT

Motion by Wickham, seconded by Klein, carried unanimously, to table until worksession.

RESOLUTION APPROVING AGREEMENT WITH DA DAVIDSON FOR FINANCIAL ADVISOR SERVICES FOR JOINT FINANCING PROJECT WITH DMASWA

Motion by Wickham, seconded by Klein, carried unanimously, to table until worksession.

COMMUNICATION - PROOF OF PUBLICATION - ZONING CASES

Motion by Klein, seconded by Wickham, carried unanimously, to receive and file.

COMMUNICATION - END OF FISCAL YEAR FINANCIAL STATEMENT OF FIRST JUDICIAL DISTRICT DEPARTMENT OF CORRECTIONAL SERVICES

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file.

COMMUNICATION - STATE OF IOWA CITY DEVELOPMENT BOARD REGARDING THE MATTER OF THE CITY OF DUBUQUE VOLUNTARY ANNEXATION WITHIN THE URBANIZED AREA OF THE CITIES OF ASBURY AND CENTRALIA

Motion by Wickham, seconded by Klein, carried unanimously, to receive and file.

COMMUNICATION - COUNTY COMPLIANCE REPORT TO THE IOWA COMMUNITIES ASSURANCE POLL REGARDING RECENT SITE VISIT

Motion by Klein, seconded by Wickham, carried unanimously, to receive and file.

COMMUNICATION - AFSCME REGARDING INTENT TO BARGAIN COLLECTIVELY FOR ELIGIBLE EMPLOYEES AT SUNNYCREST MANOR

Motion by Klein, seconded by Wickham, carried unanimously, to receive and file and forward to personnel.

COMMUNICATION - TO RILEY MAZDA SUBARU MITSUBISHI REGARDING THEIR DONATION TO THE FRIENDS OF DUBUQUE CONSERVATION

Motion by Wickham, seconded by Klein, carried unanimously, to authorize Chair to sign.

APPOINTMENT - ZONING BOARD OF ADJUSTMENT

Motion by Klein, seconded by Wickham, carried unanimously, to appoint Thomas Griep to a unexpired five (5) year term ending June 30, 2018.

PERSONNEL REQUISITIONS

Motion by Wickham, seconded by Klein, carried unanimously, to approve the personnel requisitions for the Sheriff's Office for three (3) permanent part-time Correctional Officers.

Motion by Klein, seconded by Wickham, carried unanimously, to recess at 10:40 a.m. to 10:45 a.m.

WORKSESSION WITH ZONING ADMINISTRATOR

ENTRANCE PERMITS

The Board met with Zoning Administrator Anna O'Shea and Larry McDermott.

Motion by Klein, seconded by Wickham, carried unanimously, to approve as a field entrance.

The Board met with Zoning Administrator Anna O'Shea about Breiner's plan to upgrade to a subdivision for four (4) lots.

Motion by Wickham, seconded by Klein, carried unanimously, to approve.

The Board met with Zoning Administrator Anna O'Shea and Al Faber.

Motion by Klein, seconded by Wickham, carried unanimously, to approve with removal of existing field entrance to the north west.

The Board met with Zoning Administrator Anna O'Shea and Ken Hosch.

Motion by Wickham, seconded by Klein, carried unanimously, to approve the entrance permit and table the zoning change.

The Board met with Zoning Administrator Anna O'Shea and Brian Wolf.

There were several changes made with different options making it unclear what the request actually is. Chair Demmer asked Wolf to clarify what he wants and to take it back to zoning.

TREECO LANE

The Board met with Zoning Administrator Anna O'Shea about a private road off of St. Catherine Road. This is a subdivision that has never been fully developed. Treeco Lane is gravel at this time.

O'Shea is to discuss this with Engineer Anthony Bardgett and bring it back to the Board however; Chair Demmer stated the County will not be taking over ownership of the road. Prior to houses being built there needs to be a safe driveable road.

WORKSESSION - DA DAVISON REGARDING COUNTY BONDING FOR THE DUBUQUE METROPOLITAN SOLID WASTE AGENCY

The Board met with DMASWA Administrator John Foster, City of Dubuque Public Works Director John Klosterman, and Michael Maloney of D A Davidson.

Wickham said the City staff is doing a very good job and it is in the best interest of the taxpayers to maintain this facility. He is on the Solid Waste Agency Board and feels he does not get answers to his questions. Wickham questioned why the City doesn't take over the landfill completely and if not then the County should be equal partners with equal say.

RESOLUTION 16-274 - APPROVING CONFIRMATION LETTER RETAINING DORSEY & WHITNEY LLP FOR LEGAL REPRESENTATION FOR THE DMASWA PROJECT

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

WHEREAS, the Dubuque Metropolitan Area Solid Waste Agency is preparing for a project which will require financing and has requested assistance from the County in obtaining the financing; and

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

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

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

Motion by Klein, seconded by Demmer, Wickham voting nay, carried, to approve and authorize the Chair to sign Resolution 16-274.

RESOLUTION 16-275 - APPROVING AGREEMENT WITH DA DAVISON FOR FINANCIAL ADVISOR SERVICES FOR JOINT FINANCING PROJECT WITH DMASWA

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

WHEREAS, the Dubuque Metropolitan Area Solid Waste Agency is preparing for a project that will require financing and has requested assistance from the County in obtaining the financing; and

WHEREAS, the Dubuque Metropolitan Area Solid Waste Agency has retained D A Davidson & Company as financial advisors for the Project; and

WHEREAS, D A Davidson & Company has presented a financial advisor services agreement confirming their role in the financing process for approval by Dubuque Metropolitan Area Solid Waste Agency and the Dubuque County Board of Supervisors;

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

Motion by Klein, seconded by Demmer, Wickham voting nay, carried, to approve and authorize the Chair to sign Resolution 16-275.

Chair Demmer left at 12:45 p.m. for a radio interview.

GENERAL ASSISTANCE HEARINGS

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding Case #S-10-23.

Upon returning to regular session, motion by Wickham, seconded by Klein, carried unanimously, to deny assistance to case #S-10-23.

Motion by Wickham, seconded by Klein, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding Case #A-3-44.

Upon returning to regular session, motion by Wickham, seconded by Klein, carried unanimously, to assist Case #A-3-44 with rent.

Motion by Wickham, seconded by Klein, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding Case #S-11-36.

Chair Wayne Demmer returned at 1:20 p.m.

Upon returning to regular session, motion by Klein, seconded by Wickham, carried unanimously, to assist Case #S-11-36 with rent.

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding Case #H-8-35.

Upon returning to regular session, motion by Wickham, seconded by Klein, carried unanimously, to deny Case #H-8-35.

Case #H-8-35 has received assistance on four (4) previous occasions with no effort to repay the loans even though instructed to do so. Individual was untruthful on this application and when questioned by the Board. Motion by Klein, seconded by Wickham, carried unanimously, to bar this individual for assistance for a term of twelve (12) months.

Motion by Klein, seconded by Wickham, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case #T-4-16.

Upon returning to regular session, motion by Klein, seconded by Wickham, carried unanimously, to assist Case #T-4-16 with rent.

Motion by Wickham, seconded by Klein, carried unanimously, to deny assistance for cases #H-10-5 and #P-5-8 due to not showing up for hearing.

WORKSESSION WITH IT SUPERINTENDENT

The Board met with IT Superintendent Nathan Gilmore and Administrative Assistant Mary Ann Specht.

Gilmore discussed fiber optics that are run through the City and he would like to see the County owning their own eventually.

There was an incident last week where someone doing directional drilling hit the fiber optics causing service to be down thirteen (13) hours. He does not know who Iowa One Call contacts on the County level when a locate comes in but will look into it.

Motion by Wickham, seconded by Klein, carried unanimously, to recess at 2:51 p.m.

Wayne Demmer, Chair
Board of Supervisors

ATTEST:

Mary J. Habel
Dubuque County Deputy Auditor