

MINUTES OF FEBRUARY 13, 14, 15, & 21, 2017
DUBUQUE COUNTY BOARD OF SUPERVISORS
Present: Jay Wickham, Daryl Klein and Dave Baker
Chair Wickham called the meeting to order at 8:15 a.m.

WORKSESSION - COUNTY ENGINEER

The Board met with County Engineer Anthony Bardgett, Transportation Director Chandra Ravada, and Transportation Planner Dan Fox to discuss RPA 8. This is a long range transportation plan assisted with federal funds. They were looking for input from the Board on areas within the County that could be included in the plan.

Zoning Administrator Anna O'Shea and Ryan Coates met with the Board about his entrance permit that was previously approved. A gas line was discovered so Coates changed things around and is asking to remove another entrance and relocate the original approved entrance.

Motion by Klein, seconded by Baker, carried unanimously, to approve the entrance change.

Motion by Klein, seconded by Baker, to recess at 8:50 a.m. for ten minutes.

APPROVAL OF MINUTES OF JANUARY 23, 24, 25, 26, 30, 31 FEBRUARY 8 & 10

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

CONSENT ITEMS

County receipt of IDNR Manure Management Plan/Update from Allan Schieltz and the semiannual report of the County Treasurer.

Motion by Becker, seconded by Klein, carried unanimously, to approve the above consent items.

PROOF OF PUBLICATION - PUBLIC HEARING

Motion by Klein, seconded by Baker, carried unanimously, to receive and file the proof of publication for the Notice of Public Hearing for the Farley Shop.

REQUEST FOR QUALIFICATIONS/REQUEST FOR PROPOSALS FOR OWNERS'
REPRESENTATIVE FOR THE COURTHOUSE 5TH FLOOR REMODEL PROJECT

Motion by Baker, seconded by Klein, carried unanimously, to approve the publication for Request for Qualifications/Request for Proposals for Owner's Representative for the Courthouse 5th Floor Remodel Project, pending the review of the County Attorney.

NOTICE OF PUBLIC HEARING - SECONDARY ROADS FIVE YEAR CONSTRUCTION
PROGRAM

Motion by Klein, seconded by Baker, carried unanimously, to advertise for a public hearing to be held on Monday, February 27, 2017 at 5:30 p.m. at the Dubuque County Courthouse, Supervisors' Chambers, 4th Floor, 720 Central Avenue, Dubuque, concerning the Secondary Roads Five Year Construction Program.

NOTICE TO BIDDERS - FARLEY SHOP REPLACEMENT

Motion by Baker, seconded by Klein, carried unanimously, to advertise for bid opening to be held on Monday, February 27, 2017 at 5:30 p.m. regarding the above-mentioned Farley Shop Replacement.

NOTICE TO BIDDERS - HMA RESURFACING WITH TWO BRIDGE REPLACEMENTS
PROJECT OF COTTINGHAM ROAD, PROJECT LOST-18(01)-73-31

Motion by Klein, seconded by Baker, carried unanimously, to advertise for bid opening to be held on Monday, February 27, 2017 at 5:30 p.m. regarding the above-mentioned Cottingham Road Project.

NOTICE TO BIDDERS - BRIDGE REPLACEMENT ON CROSS BLUFF ROAD PROJECT L-
B18(07)-73-31

Motion by Baker, seconded by Klein, carried unanimously, to advertise for bid opening to be held on Monday, February 27, 2017 at 5:30 p.m. regarding the above-mentioned Cross Bluff Road Project.

NOTICE TO BIDDERS - BRIDGE MAINTENANCE REPAIR PROJECT ON
LATTNERVILLE LANE

Motion by Klein, seconded by Baker, carried unanimously, to advertise for bid opening to be held on Monday, February 27, 2017 at 5:30 p.m. regarding the above-mentioned Lattnerville Lane Project.

NOTICE TO BIDDERS - BRIDGE REPLACEMENT ON DURANGO ROAD PROJECT L-B18(08)-73-31

Motion by Baker, seconded by Klein, carried unanimously, to advertise for bid opening to be held on Monday, February 27, 2017 at 5:30 p.m. regarding the above-mentioned Durango Road Project.

NOTICE TO BIDDERS - BRIDGE REPLACEMENT ON HANNAN ROAD PROJECT L-B18(06)-73-31

Motion by Klein, seconded by Baker, carried unanimously, to advertise for bid opening to be held on Monday, February 27, 2017 at 5:30 p.m. regarding the above-mentioned Hannan Roan Project.

PROOF OF PUBLICATION - PUBLIC HEARINGS - ZONING

Motion by Baker, seconded by Klein, carried unanimously, to receive and file the proofs of publication for Notices of Public Hearing on Amendments to the Zoning Ordinance - ZC#01-02-17 Patrick & Catherine Donovan and Kevin & Melissa Donovan A-1 Agricultural to A-2 Agricultural residential; ZC#01-03-17 Dennis Watters/Jeff & Hannah Heiar A-1 Agricultural to A-2 Agricultural Residential; ZC#01-04-17 Thomas & Nancy Kramer and Jason Kramer A-1 Agricultural to A-2 Agricultural Residential; ZC#01-05-17 Shirley Klein Estate and Mark & Kathy Klein Family Trust A-1 Agricultural to A-2 Agricultural Residential; ZC#01-01-17 Kenneth & Lois Reuter and Oakland Farms Real Estate Co, M-1 Industrial & R-1 Rural Residential to R-2 Single Family Residential.

PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE - ZC#01-02-17 PATRICK & CATHERINE DONOVAN AND KEVIN & MELISSA DONOVAN A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

Chair Wickham opened the public hearing.

Zoning Administrator Anna O'Shea and Kevin Donovan addressed the Board. He is asking to change the zoning so he can build a second house on the property to continue farming with his father.

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

AMENDMENT TO ZONING ORDINANCE - ZC#01-02-17 - PATRICK & CATHERINE DONOVAN AND KEVIN & MELISSA DONOVAN A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

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

ZC#01-02-17 Patrick & Catherine Donovan & Kevin & Melissa Donovan A-1 Agricultural to A-2 Agricultural Residential

The applicants are requesting to rezone from A-1 Agricultural to A-2 Agricultural Residential 2 acres more or less, to allow the son to build a new home on the 2 acres and continue to assist in the farming operation. The property located 3.36 miles north of the City of Bernard along Sundown Road, is legally described as Part of the SW NE East of Highway, Section 8, (T87N-R1E) Prairie Creek Township, Dubuque County, Iowa.

- 1 That 2 acres more or less be rezoned to A-2, Agricultural/Residential for one home only and the remainder will stay A-1, Agricultural.
2. 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. A public hearing has been held on Monday, February 13, 2017

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

Motion by Klein, seconded by Baker, 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 Baker, carried unanimously, that the amendments are adopted and that the zoning administrators are directed to enter the appropriate changes on the official zoning map and that the Auditors 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#01-03-17 DENNIS WAITERS/JEFF & HANNAH HEAR A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

Chair Wickham opened the public hearing.

Zoning Administrator Anna O'Shea and Hannah Hear addressed the Board. The Hairiest are asking for razoring for mortgage purposes. They would like to build a new home on the property and remove the old house. The Historic Preservation Society only asks the house to be documented prior to destruction.

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

AMENDMENT TO ZONING ORDINANCE - ZC#01-03-17 - DENNIS WAITERS/JEFF & HANNAH HEARS A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

The following amendment tot he Dubuque County Zoning Ordinance is proposed.

ZC # 01-03-17 Dennis Waiters/Jeff & Hannah Hear A-1 Agricultural to A-2 Agricultural Residential

The applicants are requesting to redone from A-1 Agricultural to A-2 Agricultural Residential 1.9 acres more or less, to plat off the property to allow the daughter to replace an existing home. The property, located .49 miles south of the city of Dubuque along North Cascade Road, is legally described as the E ½ of Lot 1 of the SE 1/4 SE ¼ in Section 4, (T88N-R2E) Table Mound 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. A public hearing has been held on Monday, February 13, 2017

1. That 1.9 acres 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.
2. That the balance of the parcel is not allowed to have another dwelling unless the property is rezoned for that use.

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

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

Motion by Baker, seconded by Klein, carried unanimously, that the amendments are adopted and that the zoning administrators are directed to enter the appropriate changes on the official zoning map and that the Auditors 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#01-04-17 THOMAS & NANCY KRAMER AND JASON KRAMER A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

Chair Wickham opened the public hearing.

Zoning Administrator Anna O'Shea and Land Surveyor Dave Schneider addressed the Board. Jason Kramer would like to build a home on land owned with his parents.

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

AMENDMENT TO ZONING ORDINANCE - ZC#01-04-17 THOMAS & NANCY KRAMER AND JASON KRAMER A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

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

ZC#01-04-17 Thomas & Nancy Kramer & Jason Kramer A-1 Agricultural to A-2 Agricultural Residential

The applicants are requesting to redone from A-1 Agricultural to A-2 Agricultural Residential 3.90 Acres more or less, to allow the son to build a new home on the 3.90 acres and continue to assist in the farming operation. The property located 0.25 miles west of the City of EPWORTH along Fishpond Road, is legally described as SW SW excluding Lot 2 of Ankenbauer Addition Section 3, (T88N R1W) Taylor Township, Dubuque County, Iowa.

1. That 3.9 acres more or less be rezoned to A-2, Agricultural/Residential for one home only and the remainder will stay A-1, Agricultural.
2. 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, February 13, 2017.

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

Motion by Klein, seconded by Baker, 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 Baker, 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#01-05-17 SHIRLEY KLEIN ESTATE AND MARK & KATHY KLEIN FAMILY TRUST A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

Chair Wickham opened the public hearing.

Zoning Administrator Anna O'Shea explained the family would like to separate the home from the rest of the land for estate purposes.

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

AMENDMENT TO ZONING ORDINANCE - ZC#01-05-17 SHIRLEY KLEIN ESTATE AND MARK & KATHY KLEIN FAMILY TRUST A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

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

ZC#01-05-17 Shirley Klein Estate & Mark & Kathy Klein Family Trust A-1 Agricultural to A-2 Agricultural Residential

The applicants are requesting to redone from A-1 Agricultural to A-2 Agricultural Residential 1.6 acres more or less, to allow the home to be separated from the farm ground for estate purposes. The property located 0.89 miles south of the City of Rickardsville along Park Hollow Road, legally described as Lot 1 SW NW and SW NW Excluding Lot 1 SW NW all in Section 31, (T90NR1E) Jefferson Township, Dubuque County, Iowa.

1. That 1.6 acres more or less around the home will be rezoned to A-2, Agricultural/Residential for one home only and the remainder will stay A-1, Agricultural.
2. 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, February 13, 2017

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

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

Motion by Baker, 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.

PUBLIC HEARING - AMENDMENT TO ZONING ORDINANCE - ZC#01-01-17 KENNETH & LOIS REUTER AND OAKLAND FARMS REAL ESTATE CO, M-1 INDUSTRIAL & R-1 RURAL RESIDENTIAL TO R-2 SINGLE FAMILY RESIDENTIAL

Chair Wickham opened the public hearing.

Zoning Administrator Anna O'Shea explained that Kevin Wernimont, the developer, for Oakland Farms would like to build a subdivision with approximately 80 lots. The issue is the safety of Oakland Farms Road. Engineer Anthony Bardgett said in the winter people get stuck on the hill and increased traffic would be a bigger safety issue.

Klein stated the street meets the sight distance requirement. Could the developer modify and upgrade roads to make them safer because they are the ones profiting. If each house produces ten vehicles a per day, Baker pointed out, that would be an additional 800.

Eric Schmeichel, explained there is a storm water ordinance that will have to be followed. Basins will be required that takes a lot of planning and platting. He and Bardgett have to sign off on the final plat.

Land Surveyor Dave Schneider explained that if the land is not rezoned the lots will be more square, due to setbacks. There will need to be more streets and a few lots will be lost due to storm water basins. Klein asked what the viability is, if not approved to R-2. Wernimont said that even if not approved the subdivision will be built.

For over an hour people spoke against the project stating safety issues with the road, the beautiful view that will be lost, the beautiful land that will be gone forever, the urban sprawl that will be created and the effect this will have on the water in the aquifer. Those speaking in opposition were:

Erin Dragotto 9900 Military Road, Lana Santamaria 9641 Military Road, Ron Oberbroeckling 11586 Oakland Farms Road, Tom Meyer 9749 Military Road, Abby Urban 12140 Whispering Meadows, Roger Quade 11002 Mound View, Kimberly Kerkenbush 9885 Military Road, Sue Toedt 9534 Military Road, and Gerald Hoerner

9844 Military Road.

With the Chambers filled to capacity and since it is a controversial subject, motion by Klein, seconded by Baker, carried unanimously to continue the public hearing until Monday, March 27, 2017 at 5:30 p.m.

Motion by Klein, seconded by Baker, carried unanimously, to recess at 11:20 a.m. for five minutes.

PUBLIC HEARING - FARLEY SHOP REPLACEMENT

Upon returning to regular session, Chair Wickham opened the public hearing.

County Engineer Anthony Bardgett said they will be demolishing the old shop building in Farley and replacing it with a new 100'x200' structure with a December 2017 completion date.

With no one present to speak for or against the project, motion by Klein, seconded by Baker, carried unanimously, to close the public hearing.

RESOLUTION - 17-035 - APPROVE NECESSARY RIGHT OF WAY DOCUMENTS FOR THE BRIDGE REPLACEMENT OF FISCHER ROAD PROJECT L-B18(01)-73-31

WHEREAS, it is necessary to secure additional right-of-way for the bridge replacement on Fischer Road, Project L-B18(01)--73-31.

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa, hereby approve and direct the Chair to sign the necessary right-of-way documents with property owners for the Fischer Road bridge replacement project.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign resolution 17-035.

RESOLUTION - 17-036 - APPROVE PLANS AND SPECIFICATIONS FOR THE FARLEY SHOP REPLACEMENT

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the Farley Shop replacement, Project FARLEY SHOP, and

WHEREAS, this project will be let locally by Dubuque County, 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 approves the plans and specifications for said project.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-036.

RESOLUTION - 17-037 - APPROVE PLANS AND SPECIFICATIONS FOR THE HMA RESURFACING WITH TWO BRIDGE REPLACEMENTS PROJECT ON COTTINGHAM ROAD PROJECT LOST-18(01)-73-31

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the HMA resurfacing with two bridge replacements project on Cottingham Road, Project LOST-18(01)--73-31, and

WHEREAS, this project will be let locally by Dubuque County, 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 Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-037.

RESOLUTION - 17-038 - APPROVE PLANS AND SPECIFICATIONS FOR THE BRIDGE REPLACEMENT PROJECT ON CROSS BLUFF ROAD PROJECT L-B18(07)-73-31

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the bridge replacement project on Cross Bluff Road, Project L-B18(07)--73-31, and

WHEREAS, this project will be let locally by Dubuque County, 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 Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-038.

RESOLUTION - 17-039 - APPROVE PLANS AND SPECIFICATIONS FOR THE BRIDGE MAINTENANCE REPAIR PROJECT ON LATTNERVILLE LANE

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the bridge maintenance repair project on Lattnerville Lane, Project Lattnerville Lane Bridge Repair, and

WHEREAS, this project will be let locally by Dubuque County, 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 Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-039.

RESOLUTION - 17-040 - APPROVE PLANS AND SPECIFICATIONS FOR THE BRIDGE REPLACEMENT PROJECT ON DURANGO ROAD PROJECT L-B18(08)-73-31

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the bridge replacement project on Durango Road, Project L-B18(08)--73-31, and

WHEREAS, this project will be let locally by Dubuque County, 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 Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-040.

RESOLUTION - 17-041 - APPROVE PLANS AND SPECIFICATIONS FOR THE BRIDGE REPLACEMENT PROJECT ON HANNAN ROAD PROJECT L-B18(06)-73-31

WHEREAS, plans and specifications have been prepared by Dubuque County and approved by the Dubuque County Engineer for the bridge replacement project on Hannan Road, Project L-B18(06)--73-31, and

WHEREAS, this project will be let locally by Dubuque County, 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 Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-041.

RESOLUTION - 17-042 - APPROVE LEASE AGREEMENT WITH SEVEN BRANCHES LLC FOR EQUIPMENT STORAGE

WHEREAS, the Dubuque County Secondary Road Department is in need of a location to park and store equipment during the construction of the new Farley Shop, and

WHEREAS, Seven Branches LLC has a machine shed with available lease space located at 105 Rose Court, Farley, Iowa just west of Holy Cross Rd in Section 7, Civil Township Taylor, T88N-R1W, Dubuque County, Iowa, and

WHEREAS, Steve Kluesner on behalf of Seven Branches LLC, the County Engineer, and the County Attorney have reviewed and agree to the lease agreement terms,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Dubuque County, Iowa hereby approve and direct the Chair to sign the lease agreement with Seven Branches LLC

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-042.

RESOLUTION - 17-043 - APPROVE FINAL PLAT OF SURVEY FOR LOT 1-1 & LOT 2-1 OF STARK PLACE

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, LOT 1-1 & LOT 2-1 OF STARK PLACE, comprised of Lot 1 of Stark Place located in the NW ¼ of Section 2 and the NE ¼ of Section 3, both of T88N, R2E, of the 5th PM, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat will create two (2) lots, namely Lot 1-1 and Lot 2-1 of Stark Place in both Section 2 & 3, Table Mound Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Dubuque and the City of Dubuque Zoning Advisory Commission; 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 Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-043.

RESOLUTION - 17-044 - APPROVE FINAL PLAT OF SURVEY OF SIEGERT'S PLACE SIXTH ADDITION

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, SIEGERT'S PLACE SIXTH ADDITION, comprised of Lot 2-1-1 of the E ½ of the NW ¼ , Section 32 (T89N R2E) of the 5th PM, Dubuque Township, City of Dubuque, Dubuque County Iowa; Lot 3 in Siegert's 2nd Place City of Dubuque and Dubuque County, Iowa; and Lot 1 in Siegert's Place Fifth Addition to the City of Dubuque, Dubuque County, Iowa; and

WHEREAS, said final plat will create two (2) lots, namely Lot 1 and Lot 2 of Siegert's Place Sixth Addition in Section 32, Dubuque 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 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 Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-044.

RESOLUTION - 17-045 - APPROVE FINAL PLAT OF SURVEY OF BIEHL'S SUBDIVISION PLAT 3

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, BIEHL'S SUBDIVISION PLAT 3, City of Centralia and Dubuque County Iowa, comprised of Lot 1-1-1-1-2 and Lot 2-1-1-1-2 all in Biehl's Subdivision, Dubuque County Iowa; and Lot 2-2-2 and Lot 5 of Biehl's Subdivision; and Lot 1 of Biehl's Subdivision Plat 2 in the City of Centralia Dubuque County Iowa all in Section 4, T88N, R1E, of the 5th PM, Vernon Township, Dubuque County, Iowa; and Section 33, T89N R1E, Center Township, Dubuque County, Iowa; and

WHEREAS, said final plat will create two (2) lots, namely Lot 1 and Lot 2 of Biehl's Subdivision Plat 3 Section 4, Vernon Township and Section 33, Center Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Centralia; 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 Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-045.

RESOLUTION - 17-046 - APPROVE FINAL PLAT OF SURVEY OF HESS SUBDIVISION PLAT 2

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, HESS SUBDIVISION PLAT 2, comprised of Lot 2 of Hess Subdivision in the City of Worthington, Dubuque County, Iowa and Lot 3-1 and Lot 1-1 of the SE ¼ NW ¼ of Section 31, T88N, R2W, of the 5th PM, Dodge Township, Dubuque County, Iowa; and

WHEREAS, said final plat will create two (2) lots, namely Lot 1 and Lot 2 of Hess Subdivision Plat 2 in Section 31, Dodge Township, Dubuque County, Iowa; and

WHEREAS, said final plat has been examined and approved by the City of Worthington; 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 Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-046.

RESOLUTION -17-047 - APPROVE FINAL PLAT OF SURVEY OF MOLONY TIMBER NO. 3

WHEREAS, there has been presented to the Dubuque County Board of Supervisors a Final Plat of Survey for, MOLONY TIMBER NO. 3, a division of Lot 1 of Molony Timber No. 2, Section 25, 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 Molony Timber No. 3 in Section 25, 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 A-2, Agricultural 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 Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-047.

RESOLUTION - 17-048 - NOTIFICATION TO IEDA OF CHANGE IN CHAIRPERSON OF BOARD

WHEREAS, Dubuque County is fiscal agent for CDBG contracts 08-DRH-004 and 08-DRH-204, and

WHEREAS, the Chair of the Board of Supervisors signs the draws for submission to the Iowa Economic Development Authority (IEDA); and

WHEREAS, with the annual change in the person serving as Chair of the Board of Supervisors, notification of the change needs to be sent to the IEDA.

NOW, THEREFORE BE IT RESOLVED that the Board approves the notification of the change in Chair's position to be sent to IEDA.

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-048.

RESOLUTION - 17-049 - PAYMENT #102 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 \$ 437,233.

NOW THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors hereby approves the Request for Payment Report # 102 in the amount of \$ 437,233 to be submitted to the Iowa Department of Economic Development. Upon receipt of payment, the County will remit to ECIA.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-049.

RESOLUTION - 17-050 - APPROVE DUBUQUE COUNTY FINANCIAL DEPOSITORY INSTITUTIONS

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:

DEPOSITORY NAME	LOCATION	MAX BALANCE UNDER THIS
American Trust	Dubuque	55,000,000
D B & T	Dubuque	60,000,000
Dupaco Credit Union	Dubuque	10,000,000
Dutrac Credit Union	Dubuque	15,000,000
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
Citizens State Bank	New Vienna	5,000,000
Peaks Investments	Colorado	500,000
Security State Bank	Cascade	4,000,000
Premier Bank	Dubuque	20,000,000
State Bank	Worthington	6,000,000
Ohnward Bank & Trust	Cascade	3,000,000
Wells Fargo	Des Moines	15,000,000

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-050.

DAMAGE CLAIM - TOMLINSON

Robert Tomlinson submitted a damage claim form for several trees removed beyond the County right-of-way.

Motion by Klein, seconded by Baker, carried unanimously, to receive and refer to County Attorney.

RESOLUTION - 17-051 - APPROVE AMENDED RESOLUTION 16-171 - ADDING TWO DEPUTIES

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, two additional deputies have been designated by County Sheriff Joe Kennedy.

NOW THEREFORE BE IT RESOLVED that this resolution will amend Resolution Number 16-171 to add the following deputies to the office of the Dubuque County Sheriff: Ryan Rolfes, effective January 30, 2016 and Lucas Pothoff effective on about February 20, 2017.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-051.

RESOLUTION - 17-052 - APPROVE JOINT AGREEMENT WITH THE CITY OF DUBUQUE TO CREATE THE URBAN RENEWAL AREA KNOWN AS THE DERBY GRANGE ROAD HOUSING URBAN RENEWAL AGREEMENT

WHEREAS, the Dubuque County Board of Supervisors has been presented with a Joint Agreement with the City of Dubuque to create an urban renewal area known as the Derby Grange Road Housing Urban Renewal Area (the Area), to include property located within two miles of, but outside the corporate limits, of the City of Dubuque, for undertaking an urban renewal project; and

WHEREAS, the Dubuque County Board of Supervisors has reviewed the proposed Joint Agreement and has determined to consent to the creation of the Area 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 create the Urban Renewal Area known as the Derby Grange Road Housing Urban Renewal Area, to include property located within two miles of, but outside the corporate limits of, the City of Dubuque, for undertaking urban renewal projects as provided by Iowa Code Section 403.17(4).

Motion by Klein, seconded by Baker, carried unanimously, to approve and authorize the Chair to sign Resolution 17-052.

RESOLUTION - 17-053 - APPROVE 2016 IOWA CERTIFIED LOCAL GOVERNMENT ANNUAL REPORT FOR DUBUQUE COUNTY HISTORIC PRESERVATION COMMISSION

WHEREAS, the Dubuque County Board of Supervisors has been presented with the 2016 Iowa Certified Local Government Annual Report submitted by the Dubuque County Historic Commission; and

WHEREAS, the submission of this annual report is a requirement of the State Historical Society of Iowa.

NOW, THEREFORE BE IT RESOLVED that the Dubuque County Board of Supervisors approves and authorizes the Chairperson the 2016 Iowa Certified Local Government Annual Report submitted by the Dubuque County Historic Commission.

Motion by Baker, seconded by Klein, carried unanimously, to approve and authorize the Chair to sign Resolution 17-053.

COMMUNICATION - PROOF OF PUBLICATION - ZONING CASES

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

COMMUNICATION - FROM THE WINNESHIEK COUNTY BOARD OF SUPERVISORS REGARDING LEGISLATIVE CORRESPONDENCE RELATING TO THE IDNR MASTER MATRIX

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

COMMUNICATION - FROM CONCERNED DUBUQUE COUNTY CITIZENS REGARDING THE CHESTERMAN ROAD TUNNEL

Motion by Klein, seconded by Baker, carried unanimously, to receive and file and refer to County Engineer Anthony Bardgett.

COMMUNICATION - FROM THE DUBUQUE COUNTY DEPUTY SHERIFF'S ASSOCIATION REGARDING FY18 INITIAL PROPOSAL RELATED TO COLLECTIVE BARGAINING

Motion by Baker, seconded by Klein, carried unanimously, to receive and file and refer to Personnel Director Mary Ann Specht.

COMMUNICATION - TO TEAMSTERS LOCAL 120 REGARDING DUBUQUE COUNTY CONFERENCE BOARD RESPONSE AND INITIAL PROPOSAL RELATED TO COLLECTIVE BARGAINING FOR THE COUNTY ASSESSOR UNIT

Motion by Klein, seconded by Baker, carried unanimously, to send the letter.

COMMUNICATION - TO TEAMSTERS LOCAL 120 REGARDING CITY OF DUBUQUE CONFERENCE BOARD RESPONSE AND INITIAL PROPOSALS RELATED TO COLLECTIVE BARGAINING FOR THE CITY ASSESSOR UNIT

Motion by Baker, seconded by Klein, carried unanimously, to send the letter.

COMMUNICATION - FROM THE CITY OF DUBUQUE REGARDING CONSULTATION AND NOTICE OF PUBLIC HEARING FOR THE AMENDED AND RESTATED GREATER DOWNTOWN RENEWAL AREA PLAN

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

COMMUNICATION - FROM THE CITY OF DYERSVILLE REGARDING CONSULTATION AND NOTICE OF PUBLIC HEARING ON THE PROPOSED CONSOLIDATED DYERSVILLE ECONOMIC DEVELOPMENT DISTRICT AMENDMENT

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

APPOINTMENT - CATFISH CREEK WATERSHED MANAGEMENT AUTHORITY

Motion by Klein, seconded by Baker, carried unanimously, to appoint Ryan Peterson to the four (4) year term ending December 31, 2021.

PERSONNEL REQUISITION

Motion by Baker, seconded by Klein, carried unanimously, to approve the permanent part-time Clerk IV in the County Attorney's Office.

WORKSESSION REGARDING THE REQUEST FOR AN INDEPENDENT REVIEW OF THE FY17 SUNNYCREST BUDGET DEVELOPMENT PROCESS

Supervisor Klein asked for this to be placed on the agenda so he can address the issue. He wants the public to be confident in the budgeting process and assure the public they did not do as accused in the FY 17 Sunnycrest budget. He contacted the State Auditor's Office who said these are serious charges and they will come in to investigate to see if proper procedures were followed. However, there needs to be a vote of the Board to go forward.

Chair Wickham said this would be a fair request however the budget process is transparent. The Supervisors meet in public and the Sunnycrest board of directors and trustee board all meet in open forum.

Klein said John Murphy should apologize to all involved. The Sunnycrest Director, Trustees, and Operations Board.

Motion by Klein to prepare an RFQ for an independent audit to make sure the Sunnycrest budget process was followed correctly. Motion died for lack of a second.

BUDGET DELIBERATIONS

Looking at the ending balance amounts, Klein stated it is irresponsible to not look for someone else to manage Sunnycrest Manor to take the \$2.9-million burden off the taxpayers.

Baker stated the Sunnycrest subsidy is the same for the last ten or more years. To talk privatization affects not just the employees but the residents and their families. He would like to set up a meeting with the family members to explain the budget issues to maybe reduce their stress and involve them in a possible solution.

Klein would like it noted that the continuation of services is exactly what he wants but not at the expense of the taxpayers.

Motion by Baker, seconded by Klein, to recess at 3:03 p.m. until 3:15 p.m.

WORKSESSION WITH DUBUQUE OPIOD GROUP

The Board met with members of various mental health outreach organizations throughout the County to discuss the serious shortage of funding for their services. There are grant monies available however, they must be administered through a Governmental entity.

Health Director Patrice Lambert said she would be comfortable with agencies using the County Health department as a conduit and she would assist in any way possible. The consensus of the Board is to create a line item within the Health Department budget to account for grant monies.

Motion by Klein, seconded by Baker, carried unanimously, to recess at 4:35 p.m. until 8:30 a.m. February 14, 2017.

BUDGET DELIBERATIONS

Upon reconvening at 8:47 a.m. the Board met with Sunnycrest Director Cris Kirsch and Chair of the Sunnycrest Operations Board Craig Takes. Takes stated with 77 residents and 28 Sunrise residents they really do not have a way to grow the revenue. They are totally dependent on Medicare and Medicaid. Kirsch said the figures the Board has really cannot be changed. They have already gone through line by line and have no means of cutting back.

Motion by Wickham, seconded by Baker, carried unanimously, to recess at 9:30 a.m. for five minutes.

Budget Director Michelle Patzner presented the beginning balances for all funds.

Following discussion, motion by Klein, seconded by Baker, carried unanimously, to recess at 11:00 a.m.

Upon returning to regular session at 11:18 a.m., the Board continued budget discussion.

Motion by Klein, seconded by Baker, carried unanimously, to recess at 12:30 p.m.

Upon returning to regular session at 12:45 p.m., the Board continued budget discussion.

Motion by Klein, seconded by Baker, carried unanimously, to recess at 2:03 p.m. until 11:00 a.m. February 15, 2017.

BUDGET DELIBERATIONS

The Board reconvened at 11:00 a.m. on Wednesday, February 15, 2017 to discuss the 5th floor project and how it would be paid for. County Auditor Denise Dolan explained different scenarios.

Motion by Wickham, seconded by Klein, carried unanimously, to use long term capital for budget purposes.

Motion by Wickham, seconded by Baker, carried unanimously, to recess at 12:25 p.m.

Upon returning to regular session at 12:34 p.m. the Board discussed the Conservation Director's funding requests. If two of the bridges are funded, the budget can be amended at a later time if grant money is received.

Motion by Wickham, seconded by Baker, to appropriate the bridges in the budget. Motion carried with Baker and Wickham voting aye, and Klein voting nay.

Motion by Klein, seconded by Wickham, carried unanimously, to fund the Maria House at \$12,000, ECIA at \$31, 295, and Animal Rescue at \$15,000 for FY18.

Motion by Klein, seconded by Baker, carried unanimously, to fund Riverview Center at \$62,800, RSVP at \$5,200, Opioid organizations at \$20,000 and allow Health Department to assist the group with grants, and fund SNAP at \$2,500 for FY18.

Motion by Wickham, seconded by Baker, to fund Sunnycrest at \$ 2.8-million. Motion carried with Baker and Wickham voting aye and Klein voting nay.

Budget Director Patzner explained that there was an oversight in the pay of a Veterans Affairs employee who transferred into the department from another department. Motion by Klein to correct the wage amount, seconded by Baker, carried unanimously.

Motion by Wickham, seconded by Klein, carried unanimously, to recess at 2:00 p.m. until 1:00 p.m. on February 21, 2017.

The Board reconvened at 1:00 on Tuesday, February 21, 2017 with Klein absent.

AMENDMENT TO ZONING ORDINANCE - ZC#12-40-16 CYRIL & MARILYN WOLFE REVOCABLE TRUST & JAY WOLFE A-1 AGRICULTURAL TO A-2 AGRICULTURAL RESIDENTIAL

Zoning Administrator Anna O'Shea attended via telephone. This case was discussed at a prior meeting, where it was questioned if the mobile home were to ever be removed from the property.

Motion by Baker, seconded by Wickham, carried unanimously, to approve the conditional rezoning so if the mobile home is removed from the property it converts back to A-1 Agricultural.

Motion by Baker, 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 Baker, seconded by Wickham, 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.

DRUG HOT SPOT GRANT PROGRAM

The Drug Task Force applied for and received a grant in the amount of \$7,364.

Motion by Baker, seconded by Wickham, to approve acceptance of the grant.

GENERAL ASSISTANCE HEARINGS

Motion by Wickham, seconded by Baker, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case B-11-18.

Upon returning to regular session, motion by Baker, seconded by Wickham, carried unanimously, to approve assistance for case B-11-18.

Motion by Wickham, seconded by Baker, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case P-5-10.

Upon returning to regular session, motion by Wickham, seconded by Baker, carried unanimously, to deny assistance for case P-5-10.

Motion by Wickham, seconded by Baker, carried unanimously, to enter executive session with General Assistance Caseworkers Doug Slaats and Nick Agan regarding case T-4-21.

Upon returning to regular session, motion by Wickham, seconded by Baker, to deny assistance to case T-4-21.

Motion by Wickham, seconded by Baker, carried unanimously, to deny assistance to case W-7-8, case M-10-34, M-10-35, and H-10-16 due to not showing up for hearing.

Motion by Wickham, seconded by Baker, carried unanimously, to adjourn at 2:00 p.m. until 5:30 p.m. on Monday, February 27, 2017

Jay Wickham, Chair
Board of Supervisors

ATTEST:

Mary J Habel, Dubuque County Deputy Auditor

