

APRIL 10, 2023

The Board of Supervisors of Clinton County, Iowa, met. Present were Supervisor Irwin, Srp and George. Minutes of the previous meeting were read and approved.

9:00 A.M. Review Correspondence and Claims Call to Order – Pledge of Allegiance

9:15 A.M. Formal Action & Motions Claims Approval

Resolutions 2023-88 through 2023-89 were approved on the Consent Agenda:

RESOLUTION 2023-88

WHEREAS, it is in the best interest of Clinton County to establish and review policies from time to time; and

WHEREAS, the Clinton County Board of Supervisors desires to update its vehicle and equipment use policy for its employees; now

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors that the Clinton County Vehicle/Equipment Use Policy filed in the County Auditor's Office be and is hereby adopted effective this date; and

BE IT FURTHER RESOLVED that this policy is updated by the County Auditor in the County PolicyStat program.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.

Jim Irwin, Jr., Chairperson

RESOLUTION 2023-89

WHEREAS, the Clinton County Board of Supervisors has considered the bids received by the Iowa Department of Transportation (IDOT) on March 21, 2023, for a pavement rehabilitation project located on Y-54 (230th Avenue from Grand Mound to E-63), Project No. HSIP-SWAP-C023(133)-FJ-23; and

WHEREAS, the total amount of each bid was as follows:

Manatt's Inc \$1,484,933.24

Mathy Construction Company \$1,604,897.22

THEREFORE BE IT RESOLVED that the Board of Supervisors of Clinton County, Iowa, concurs in the IaDOT's recommendation that the contract for said work be awarded to the low bidder, as follows:

Manatt's Inc \$1,484,933.24

BE IT FURTHER RESOLVED by the Board of Supervisors of Clinton County, Iowa, that, after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance (Todd Kinney), the County Engineer for Clinton County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this Clinton County.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.

Jim Irwin, Jr., Chairperson

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

County Auditor Eric Van Lancker reported his office has received several calls last week from voters informing them their voter registration status has been placed on inactive. He said that doesn't mean they can't vote. He said they can become active again by requesting an absentee ballot in the next election or showing their ID at their polling place on election day which is already required to vote. He said they can also sign the card they were sent and send it back to the Auditor's Office.

Supervisor Srp said the Seventh Judicial District will perform a job performance review this week on the director and send it to the State.

Chairman Irwin said the Board has a leadership training on Thursday. Irwin said Muscatine County is going to be the employer of record for the Workforce district.

County Planning and Zoning Director Thomas Barnes reported a member of the Board of Adjustment is retiring and he has a lead about someone who is interested.

DISCUSSION WITH POSSIBLE ACTION

Lincoln Way Foundation Request: Irwin said the latest request from the foundation was for \$15,000. Srp said Van Lancker met with some foundation officials to figure out how the County could provide funding and this proposal addresses that. Van Lancker said this proposal addresses economic development that is an allowable investment for the County. Srp said he believes the criteria is satisfied for investing in the Lincoln Way Foundation. He said the activities are like the Hometown Pride program the County funds. Irwin agrees and said now the question is about if the County wants to fund the foundation. Van Lancker suggested the Board fund the full \$15,000 at once as the FY24 budget levies have already been set. Irwin said the Board is currently considering the \$15,000 investment and will consider placing it in the upcoming budget amendment.

County Position of Senate File 550 to Convert the Local Option Sales Tax into a Statewide Tax: Irwin said he's reached out to some legislators and their lobbyists about this matter. He said Senator Cournoyer said Clinton County should see an increase in dollars coming to the County. Kinney said his biggest concern is that 3/8 of a cent goes to

the water and land trust fund and the State will backfill that. He said he's concerned about the State backfilling that and concerned the ability to vote for a local options sales tax will go away, eroding local control. Representative Tom Determann said he told his peers the State should slow down on this plan. He told them the State reputation for backfill is not good with local governments. Determann has suggested they study this more over the summer and bring it back next year. Determann said this change is expected to capture more on-line purchases from this switch. Srp said he appreciates what Determann has shared with his peers but asked to keep supporting the interests of the local governments. Srp said he would register opposed due to the lack of solid backfill language.

The following resolution was presented and on motion approved:

RESOLUTION 2023-90

WHEREAS, the voters of Clinton County and cities within the county have voted to enact a 1 cent Local Option Sales Tax in accordance with Iowa Code 423B, and

WHEREAS, the residents of Clinton County have grown to rely on these revenues as a means to reduce property taxes and support the Secondary Road Department, and

WHEREAS, the 2023 legislative session has seen the introduction of SF 550, which proposes to convert the Local Option Sales Tax efforts into a statewide sales tax and impose the local option sales tax in every jurisdiction, thereby triggering the constitutional amendment to require an allocation of 3/8th of a cent to the Iowa Water and Land Legacy (IWLL) trust fund, and

WHEREAS, SF 550 proposed to backfill revenues lost due to the proposal, there are concerns of the Legislature ability to continue backfilling revenues, and

WHEREAS, voters across Iowa who have voted to either implement a local option sales tax or not to do so, and

WHEREAS, voters across Iowa who have voted to utilize the local option sales tax have approved revenue purpose statements (RPS), and

WHEREAS, SF 550 also sunsets these provisions on January 1, 2025, after which no jurisdiction will have the authority to take either a LOST proposal or revenue purpose statement to a vote, essentially deleting the local government's ability to have local option sales taxes; now

THEREFORE BE IT RESOLVED that the Clinton County Board of Supervisors would like to express its support of the current Local Option Sales Tax. The current law best represents the interest of voters and furthers the reduction of property taxes, which is a common goal of the County and the Iowa Legislature. The Board of Supervisors unanimously supports the Iowa Water and Land Legacy (IWLL) trust fund; however, SF 550 as currently written, would not only strip the County of control over Local Option Sales Tax (LOST) revenues, but would effectively disregard the will of the voters.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.

Jim Irwin, Jr., Chairperson

9:58 A.M. Public Hearing

Chairman Irwin called a public hearing to order to solicit public comment on a proposed map amendment to the Clinton County Zoning Ordinance.

Present were Supervisors Srp and George, County Auditor Eric Van Lancker, County Planning and Zoning Director Thomas Barnes, public and media.

Proof of publication was presented, accepted and returned for filing.

No comments were received prior to the hearing.

Barnes reviewed the proposed amendment. A neighbor to the south of the property said his property hasn't been annexed and is still listed as ag in the County. He said this request was listed for recreational but wondered if it is going to be split for residential. He's concerned if it becomes a campground. Barnes said AR-1 allows for larger lots to be built and it is just about the definition of the zoning district.

MOTION by Supervisor Srp to adjourn the public hearing.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.
adjourned at 10:19 a.m.

Motion carried. The public hearing was

10:21 A.M. Public Hearing

Chairman Irwin called a public hearing to order to solicit public comment on a proposed text amendment to the Clinton County Floodplain Management Ordinance.

Present were Supervisors Srp and George, County Auditor Eric Van Lancker, County Planning and Zoning Director Thomas Barnes, public and media.

Proof of publication was presented, accepted and returned for filing.

No comments were received prior to the hearing.

Barnes reviewed the proposed amendment.

MOTION by Supervisor Srp to adjourn the public hearing.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.
adjourned at 10:22 a.m.

Motion carried. The public hearing was

10:40 A.M. Lead for America/Americorps Digital Fellow Program

The Board received a presentation from Jon Willow, Co-founder and President of Community Broadband Action Network (CBAN) about placing a fellow in Clinton County to provide education about internet use and safety. Willow said the County would need to match a commitment of \$15,000. She added that they also have a development manager who could help raise the remaining \$25,000. Willow said some communities are funding the full \$40,000. Curtis Dean, CBAN representative, said this program will help those with access how to use the internet to their fullest potential. Srp said he's concerned with the ability to raise the other \$25,000. He added the Conservation board has had very good experiences with AmeriCorp members who have even decided to stay in Clinton County. George said she's not ready to commit to such a project yet without knowing what other local community entities are offering. Willow said if the County is interested in the program, it can file an application with AmeriCorps. Irwin asked the link to the application be forwarded and the Board will have further discussions. Willow said AmeriCorps is asking for communities to express their interest by the end of April. Srp added he's not leaning toward supporting the digital fellow program in the budget. He doesn't want to string them along if they need to find another community to participate. Srp said he doesn't want to be in the position of fund-raising. George agreed. Irwin said he's on the fence. Srp said he would send the CBAN folks an email explaining that Clinton County will pass on the opportunity.

11:45 A.M. Public Hearing

Chairman Irwin called a public hearing to order to solicit public comment on a proposed Fiscal Year 2023-2024 County budget.

Present were Supervisors Srp and George, County Auditor Eric Van Lancker, public and media.

Proof of publication was presented, accepted and returned for filing.

No comments were received prior to the hearing.

Van Lancker and the Board reviewed the proposed budget. All Supervisors said they have had a fair amount of discussions with taxpayers and have taken their comments into consideration while creating the FY24 budget.

MOTION by Supervisor Srp to adjourn the public hearing.

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.
adjourned at 11:50 a.m.

Motion carried. The public hearing was

Srp said the County Attorney has been working with the Board regarding his budget and staff. He believes the order of operation is not correct. He believes there is some training coming up soon that will assist some issues in the office before a budget adjustment for the office is made. Srp said he would like to see the funding for the Lincoln Way Foundation to be included in the FY24 budget without the tax levy being changed. George agreed not to add the budget requests asked by the County Attorney at this time. Irwin agreed not to change the County Attorney budget.

REPORTS

The County Recorder's Report of Fees Collected 3rd Quarter FY23 report was presented, approved and filed.

The Board of Supervisors approved the following claim be allowed and draft issued on the various funds in payment thereof:

Vendor	Payable Description	Payment Amount
PEANUT BUTTER INC	APRIL 2023 PAYMENT	\$4,175.00
	Grand Total:	\$4,175.00
Fund	Expense Amount	
0001 GENERAL BASIC	\$4,175.00	
Grand Total:	\$4,175.00	

Roll Call: George: Yes; Srp: Yes; Irwin: Yes.

Motion carried.

I, Eric Van Lancker, Clinton County Auditor, do hereby certify this to be a complete and accurate list of all claims presented to the Clinton County Board of Supervisors on this date. Signed: Eric Van Lancker, Clinton County Auditor

The Board of Supervisors adjourned to meet Monday, April 17, 2023.

Eric Van Lancker, County Auditor

Jim Irwin, Jr., Chairperson

-APPROVED-

County Auditor

Chairperson