

DECEMBER 17, 2018

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

The November 2018 monthly report of the Commission of Veterans Affairs, submitted by Ed Staszewski, Director, were presented, approved and filed.

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

9:15 A.M. Formal Action & Motions

CONSENT AGENDA

One (1) Motion was approved on the Consent Agenda:

MOTION by Supervisor Determann to authorize the Chairperson to sign Utility Permit Number 10-104 for Eastern Iowa Light and Power to install new underground electrical lines and poles within the County right-of-way located in Sections 14 and 23 of Grant Township, T82N-R2E, along 190th Street and 200th Avenue.

Roll Call: Srp: Yes; Determann: Yes; Hamerlinck: Yes. Motion carried.

RESOLUTIONS

The following resolution was presented and on motion approved:

RESOLUTION #2018-343

WHEREAS, the Board of Supervisors of Clinton County, Iowa, approved the City of Low Moor County Rural Transportation Program (RCTP) application for \$25,000 for hot mix asphalt overlay on 2nd Avenue, and;

WHEREAS, the County Engineer has reviewed the documentation submitted by the City of Low Moor and concurs the project has been completed in accordance with the terms of the agreement and payment has been issued to the contractor (check #9228) by the City of Low Moor; now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, accepts the project as complete and authorizes the \$25,000 reimbursement payment to the City of Low Moor for the 2nd Ave project.

Roll Call: Srp: Yes; Determann: Yes; Hamerlinck: Yes. Shawn A. Hamerlinck, Chairperson

Lincolnway Railport 28E agreement discussion: Chairperson Hamerlinck said some County officials have been meeting with the City of Clinton to discuss several matters and the 28E agreement was one of those topics. He asked the Board not to approve the 28E today, but rather give approval of the language to the City and let the City approve it first as it is the entity transferring land. Supervisor-Elect Jim Irwin asked for more specifics. Hamerlinck said it is the property the City owns in the railport that would be transferred and the debt on the City would be released. Marty Ray, Clinton, said the City was begging for the \$6 million 10 years ago and the County had to bond to lend the City the money. He said the City now wants to renege on the loan by giving property to the County. He said this will still be a waste of money. He said the County will get stuck with all the costs for improvements on the land. He said this is not a good deal. Ray said the City just got rejected for a matching grant which they set aside \$3 million. He said the City should give that to the County to pay their loan. He said a bank wouldn't make this deal. Dave Rose, Clinton, said the County has worked with the City and supported financially the Mill Creek Expressway in the City of Clinton. Rose said not many people realize that people within a city also pay County property taxes. He said he likes the deal because the County becomes a partner and it will assist in the development of the land. Hamerlinck said he doesn't believe the City wants to renege on its obligation. And he said this was a viable option that he helped create and supports. Hamerlinck said the infrastructure will be a responsibility of the City as is mentioned in the agreement. Hamerlinck said the County will be involved in any sale of the land. He added the spec building would be built on CRDC-owned land. Hamerlinck said the land has potential, but it is not known if it will equal \$5.2 million, but holding it as an asset will assure the County will protect its investment. Supervisor Srp said the 10% commission would depend on the sale and what the City would need to invest in the infrastructure and what it takes to pay the \$5.2 million. Supervisor Determann said it appears from the current 28E that the City could work out a 10 year payback. Srp thanked Rose for pointing out how the City and County has worked together in the past and hopes that continues. Srp said this approach is commendable for trying to not make added tax burden on the people of the City of Clinton. He said the property will still be available for growth and jobs in the community. Srp thanked Hamerlinck and County Auditor Van Lancker and the City representatives for brain storming an agreeable outcome. He added this is not an ideal outcome, but doesn't believe an ideal outcome is out there. He believes this is the best that could be done considering the project as a whole. Srp thanked Ray for his valid comments. Hamerlinck said the debt will remain on the City books and will harm its bond rating. He said this deal protects the City interests. He said the deal is not perfect, but is the best opportunity for both entities to move forward. He reminded the County about a section in the 28E agreement to form a committee to work with the City. Hamerlinck complimented Van Lancker for his guidance in this agreement and making sure the language was together. Determann reminded the audience that sometimes investments take longer to reap the rewards. Van Lancker said it was Hamerlinck's leadership that brought

the City and County to the table to work out an agreement. Determann would like the section removed about striking the railport debt reference on the tax statements. Wolf suggested the County consult with the bond counsel on that language. Wolf said that could answer questions the City Council may have.

MOTION by Supervisor Determann to authorize the County Attorney to work with Ahlers & Cooney to eliminate Sec IV about removing language from the County tax bill statements.

Roll Call: Srp: Yes; Determann: Yes; Hamerlinck: Yes. Motion carried.

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

County Auditor Eric Van Lancker reminded the Board of its upcoming schedule. He reported the swearing in ceremony for recently elected County officials on December 21 at the Courthouse and that the Board must meet on January 2.

Supervisor Srp said applications for the Conservation Board positions are starting to be submitted. He will share them with the other board members as they come in.

Supervisor Determann attended the annual ECIA meeting this week and said Highway 30 was in the top five of the DOT report.

Chairperson Hamerlinck said the 28E has been changed for the CCASWA to allow for each member to have one vote, but it is now affecting the commission to meet a quorum. He encouraged the cities included in the 28E to make sure it sends representatives to that solid waste agency meeting.

DISCUSSION WITH POSSIBLE ACTION

Present the County's initial bargaining position to the bargaining units for Communications and Secondary Roads.

MOTION by Supervisor Determann to respond through Attorney David Pillers to the initial proposals from the bargaining units representing Communications and Secondary Roads.

Roll Call: Srp: Yes; Determann: Yes; Hamerlinck: Yes. Motion carried.

Fiscal Year 2020 budget plan: Van Lancker asked how the Supervisors would like to conduct budget presentations in January. The Supervisors agreed to send out worksheets and information as it has done in the past. The Supervisors shared dates they are available in January for budget works sessions and asked Van Lancker to create a schedule for those work sessions.

10:35 A.M. Canvass of the December 11, 2018, Special Election

The Board of Supervisors met as the Board of Canvassers and proceeded to canvass the votes of the Special City Elections for Calamus held on December 11, 2018. Results of the canvass are posted on the Clinton County Web site at: www.clintoncounty-ia.gov and available for review in the office of the County Auditor.

10:44 A.M. Public hearing for a proposed budget amendment for Fiscal Year 2019

PUBLIC HEARING

Chairperson Hamerlinck called a Public Hearing to order to solicit comments from the public in regards to a proposed budget amendment to the fiscal year 2019 budget.

Present were the Supervisors Determann and Srp, County Auditor Van Lancker, County Budget Director Lynn Kirchhoff, public and media.

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

Kirchhoff reviewed the budget amendments. Srp said he had met with Conservation about its budget amendment requests and reported on those meetings. Determann and Srp agreed the department should let the Board know about matching grants for employees. Determann said when the Board sets a budget, it is expected to be followed. Srp said the wage lines were discussed and the funding should be returned. Determann said going forward that if a cut is made it should be made for the whole year and looked at in the next fiscal year.

MOTION by Supervisor Determann to adjourn the Public Hearing.

Roll Call: Srp: Yes; Determann: Yes; Hamerlinck: Yes. Motion carried. The Public Hearing was adjourned at 11:17 a.m.

The following resolution was presented and on motion approved:

RESOLUTION #2018-344

WHEREAS, certain departments in the various funds of the County may overspend and there are sufficient funds available in the said service areas to cover these expenditures.

THEREFORE BE IT RESOLVED by the Board of Supervisors that the following office funds be adjusted to wit:

Auditor General Basic	from	\$ 377,174	to	\$ 385,634
Miscellaneous General Basic	from	\$ 289,100	to	\$ 311,800
Attorney General Basic	from	\$ 808,946	to	\$ 818,810
Sheriff General Basic	from	\$ 3,606,186	to	\$ 3,653,254
Sheriff General Supplemental	from	\$ 993,264	to	\$ 995,020
Sheriff Rural Services Basic	from	\$ 308,307	to	\$ 309,243
Building Maintenance General Basic	from	\$ 351,716	to	\$ 514,675
Building Maintenance General Supplemental	from	\$ 769,957	to	\$ 978,175
Conservation General Basic	from	\$ 848,216	to	\$ 955,724
Conservation General Supplemental	from	\$ 285,396	to	\$ 291,371
General Assistance General Basic	from	\$ 214,784	to	\$ 215,134
Juvenile Court Services General Supplemental	from	\$ 122,000	to	\$ 135,000
Medical Examiner General Basic	from	\$ 145,433	to	\$ 178,243
Medical Examiner General Supplemental	from	\$ 0	to	\$ 720
Information Technology General Basic	from	\$ 822,696	to	\$ 832,732
Information Technology General Supplemental	from	\$ 94,323	to	\$ 95,091
Pioneer Cemetery	from	\$ 55,000	to	\$ 57,900
County Conservation Land Acquisition	from	\$ 50,000	to	\$ 86,000
Veterans Memorial	from	\$ 0	to	\$ 685
General Supplemental (Health Benefit)	from	\$ 6,101,309	to	\$ 6,395,430

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to make the above adjustments.

Roll Call: Srp: Yes; Determann: Yes; Hamerlinck: Yes.

Shawn A. Hamerlinck, Chairperson

Hamerlinck said Conservation has an independent board and believes that Board and the Board of Supervisors should meet together. Determann said there needs to be more communications between the two entities. Srp said Conservation asked for an additional budget amendment and expressed concerns of loss of revenue at Rock Creek. He said they need about \$5,000 to meet payroll and utilities through the end of January. Srp said they are trying to address the shortfall through labor reductions. Srp told them their actions are a little late and needed to start addressing those issues earlier. He suggested a joint meeting on January 29 between the Conservation Board and the Board of Supervisors. He said the Conservation Board should have been a part of addressing this issue earlier. Srp said these requests from Conservation have started to feel like an annual event and need to be addressed. He said the answer to this crisis needs to come from the Conservation Board. Srp would like to include on the January 2 agenda to provide Rock Creek a \$5,000 loan to make it through January. Hamerlinck said there is sometimes a separation between the two boards and as a result of that, decisions tend to become reactive instead of proactive. Hamerlinck said possibly an audit should be done on the Conservation department and from there develop long-term plans for each budget.

The Board of Supervisors adjourned to meet on Wednesday, January 2, 2019.

Eric Van Lancker, County Auditor

Shawn A. Hamerlinck, Chairperson

-APPROVED-

County Auditor

Chairperson