

Clinton County Board of Supervisors

Clinton County Administration Building
1900 North Third Street

Tom Determann, Chairman
Jim Irwin, Jr., Vice-Chairman
Dan Srp

P.O. Box 2957
Clinton, Iowa 52733-2957
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www.clintoncounty-ia.gov

PUBLIC NOTICE is hereby given that the Clinton County Board of Supervisors will meet at the following time and place: Monday, May 17, 2021, 9:00 A.M. Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA. The public may join the meeting by phone by dialing 1-408-418-9388 and entering the access code 623839162. The public may also join through the internet by following this web address: <https://globalpage-prod.webex.com/join> Enter meeting Code: 623839162 and then password clinton23.

9:00 a.m. Review Correspondence & Claims
Call to Order – Pledge of Allegiance

9:15 a.m. Formal Action & Motions
Claims Approval
Coronavirus/COVID-19 update

CONSENT AGENDA

- RESOLUTION 2021-121: Appointment – Conservation
- RESOLUTION 2021-122: Appointment – Medical Examiner Investigator
- RESOLUTION 2021-123: Tax Suspension Request 427.8 – Sweely

RESOLUTIONS

- RESOLUTION: Adopt County Ordinance amendment concerning nuisance property tax sales
- RESOLUTION: Second half allocations to outside agencies
- RESOLUTION: Second half allocations to libraries in Clinton County

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

DISCUSSION WITH POSSIBLE ACTION

1. American Rescue Plan funds planning
2. Assessor Office barrier installation options

9:45 a.m. Public Hearing with Possible Action to Follow

The Supervisors will solicit public comments from the public in regards to a proposed fiscal year 2021 budget amendment.

May 17, 2021

RESOLUTION 2021-121

RESOLUTION TO AUTHORIZE ALLEN KETELSEN AS FULL-TIME MAINTENANCE
EMPLOYEE OF THE CONSERVATION BOARD

WHEREAS, the Board of Supervisors of Clinton County, Iowa, having adopted “Regulations for Non-Union County Personnel” applicable to the employment of non-union personnel: and

WHEREAS, it is necessary to make certain changes in the regulation as to the appointment of non-union employees: now

THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa, that the following changes are made:

Approve the appointment of Allen Ketelsen from permanent part-time (29) hour maintenance worker to full-time (40) hour maintenance worker at the rate of \$20.50 per hour, effective May 24, 2021; and

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized to issue bi-weekly paychecks on the Conservation Maintenance & Operation Fund – Salaries of Regular Employees in payment of wages without further order of the Board.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

May 17, 2021

RESOLUTION 2021-122

RESOLUTION APPOINTING AMANDA HARRIS
AS CLINTON COUNTY MEDICAL EXAMINER INVESTIGATOR

WHEREAS, the medical examiner for Clinton County has determined the need for a Clinton County Medical Examiner Investigator; and

WHEREAS, the Board has determined Amanda Harris to be qualified and appropriate to be appointed as a Clinton County Medical Examiner Investigator; now

THEREFORE, BE IT RESOLVED that Amanda Harris is appointed as Clinton County Medical Examiner Investigator.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

RESOLUTION 2021- 123

RESOLUTION TO AUTHORIZE PROPERTY TAX SUSPENSION REQUEST PER
CODE OF IOWA SECTION 427.8 FOR JODY SWEELY, CLINTON

WHEREAS, Jody Sweely has petitioned for property tax suspension under provision of Code of Iowa, Section 427.8, on the following described property:

646 8th Avenue S, Clinton, IA

Parcel #8024640000

WHEREAS, the eligibility for said suspension has been verified by Kim Ralston, CAP Director.

BE IT RESOLVED by the Clinton County Board of Supervisors that tax suspension [for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs] be and is hereby approved and the County Treasurer is authorized to make entry on the records accordingly, all under provision of Section 427.8, Code of Iowa.

BE IT FURTHER RESOLVED that tax suspension under provision of Section 427.8, Code of Iowa is for the 2020 Assessment Year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further tax suspension.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

May 17, 2021

MOTION by Supervisor _____ to suspend the rules of conducting two readings prior to the final passage of proposed Ordinance 2021-01 – An Ordinance Amending the Code of Ordinances of Clinton County, Iowa, Concerning Nuisance Property Tax Sales

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

MOTION: _____

May 17, 2021

RESOLUTION 2021-_____

RESOLUTION ADOPTING AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF CLINTON COUNTY IOWA CONCERNING NUISANCE PROPERTY TAX SALES

WHEREAS, the Clinton County Board of Supervisors, in accordance with the Clinton County Ordinance Adoption Procedure outlined in the Clinton County Code of Ordinances, considered amending the County Code of Ordinances of Clinton County Iowa concerning nuisance property tax sales on May 17, 2021, and voted by motion to suspend the rules of conducting two readings prior to the proposed amendment's final passage; and

WHEREAS, this Board of Supervisors has considered the attached ordinance; now

THEREFORE BE IT RESOLVED by the Clinton County Board of Supervisors as follows:

1. The attached ordinance numbers 2021-01 is hereby adopted.
2. The Auditor is directed to publish said ordinance as required by law.
3. This ordinance shall be in effect from and after its adoption and publication as required by law.

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

ORDINANCE 2021-01

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF CLINTON COUNTY IOWA
CONCERNING NUISANCE PROPERTY TAX SALES

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF CLINTON COUNTY, IOWA:

Section 1. Purpose. The purpose of this Ordinance is to amend the Code of Ordinances of Clinton County, Iowa, pursuant to Iowa Code §446.19B, by adding a new Chapter permitting the Treasurer to sell at the annual tax sale delinquent taxes on parcels that are abandoned properties which are, or are likely to become, public nuisances.

Section 2. Amendment. The Code of Ordinances of Clinton County, Iowa, is amended by adding the following new Chapter:

Nuisance Property Tax Sales

1. Consistent with Iowa Code §446.19B, the County Treasurer is authorized to separately offer and sell at the annual tax sale delinquent taxes on parcels that are abandoned property and are assessed as residential property or as commercial multifamily housing property and that are, or are likely to become, a public nuisance.
2. On or before May 15 of any year, either the County or any city in Clinton County may file with the Clinton County Treasurer a verified statement containing a listing of parcels and a declaration that each parcel is abandoned property, each parcel is assessed as residential property or as commercial multifamily housing property, each parcel is, or is likely to become, a public nuisance, and that each parcel is suitable for use as housing following rehabilitation.
3. The verified statement shall be published at the same time and in the same manner as the notice of the annual tax sale and the requirements in section 446.9, subsection 2, for publication of notice of the annual tax sale also apply to publication of the verified statement.
4. On the day of the regular tax sale, or any continuance or adjournment of the tax sale, the Clinton County Treasurer shall separately offer and sell those parcels listed in a verified statement timely received and properly published and which remain liable to sale for delinquent taxes. This sale shall be known as the “public nuisance tax sale”. Notwithstanding any provision to the contrary, the percentage interest that may be purchased in a parcel offered for sale under this section shall not be less than one hundred percent.
5. To be eligible to bid on parcels under this section, a prospective bidder shall enter into a rehabilitation agreement with the County, or with the city in which the property is located, to demonstrate the intent to rehabilitate the property for use as housing if the property is not redeemed.
6. If after issuance of a tax sale deed to the holder of a certificate of purchase at the public nuisance tax sale, the tax sale deed holder determines that a building, structure, or other improvement located on the parcel cannot be rehabilitated for habitation, the tax sale deed holder may request approval from the Board of Supervisors, or the city council of the city where the parcel is located, to remove, dismantle, or demolish the building, structure, or other improvement.

7. When a parcel is offered at public nuisance tax sale and no bid is received, or if the bid received is less than the total amount due, the County, through the Treasurer, shall bid for the parcel a sum equal to the total amount due. Money shall not be paid by the County or city for the purchase, but each of the tax-levying and tax-certifying bodies having any interest in the taxes shall be charged with the total amount due the tax-levying or tax-certifying body as its just share of the purchase price.
8. The tax sale certificate holder may assign the tax sale certificate obtained pursuant to this section.
9. For purposes of this section, “abandoned property” means the same as defined in section 446.19A, and “public nuisance” means the same as defined in section 657A.1.

Section 3. Repealer. All other sections of this Ordinance in conflict with these provisions shall be repealed.

Section 4. Severability. If any section, provisions or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall have no effect on the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 5. Effective Date. This Ordinance shall be in full force and effect from and after its adoption and publication as provided by law.

Clinton County Board of Supervisors:

Tom Determann, Chairman

Jim Irwin, Vice-Chairman

Daniel A. Srp, Supervisor

Attest: _____
Eric Van Lancker, Auditor

ADOPTED: May 17, 2021

May 17, 2021

RESOLUTION 2021-_____

RESOLUTION DISBURSING FUNDS TO VARIOUS OUTSIDE AGENCIES

BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the General Basic Fund and Rural Basic Fund to the following listed entities for the amounts detailed, representing the first-half allocation FY 2021:

Clinton Municipal Airport Commission	\$ 7,500.00
Quality Jobs 4 A Strong Future (CRDC)	\$40,000.00
Clinton County Agriculture Society (4-H Clubs)	\$17,500.00
Clinton County Soil and Water Conservation	\$ 750.00
DeWitt Development Company (includes business education coordinator)	\$18,500.00

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker

May 17, 2021

RESOLUTION 2021 - _____

RESOLUTION DISBURSING FUNDS TO LIBRARIES IN CLINTON COUNTY

WHEREAS, Clinton County has allocated \$70,000.00 in County funds for county libraries FY 2020-2021; and

WHEREAS, thirty percent (30%) of the funds, \$21,000, are divided equally to the libraries in the cities of Calamus, Camanche, Clinton, DeWitt, Lost Nation and Wheatland, in the amount of \$3,500.00; and

WHEREAS, seventy percent (70%) of the funds, \$49,000 are disbursed to the libraries based on circulation as follows:

	Circulation	% of total (rounded)	Amount
Calamus	45	0.21%	\$101.70
Camanche	978	4.51%	\$2,210.32
Clinton	4,516	20.83%	\$10,206.36
DeWitt	14,698	67.79%	\$33,218.12
Lost Nation	887	4.09%	\$2,004.66
Wheatland	557	2.57%	\$1,258.84

THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that the County Auditor be and is hereby authorized to issue checks on the Rural Basic Fund in the following amounts representing the first half allocation for each library:

Library	30% portion	Circulation portion	Half allocation
Calamus	\$1,750.00	\$50.85	\$1,800.85
Camanche	\$1,750.00	\$1,105.16	\$2,855.16
Clinton	\$1,750.00	\$5,103.18	\$6,853.18
DeWitt	\$1,750.00	\$16,609.06	\$18,359.06
Lost Nation	\$1,750.00	\$1,002.33	\$2,752.33
Wheatland	\$1,750.00	\$629.42	\$2,379.42

Roll Call:

Srp: Yes No

Irwin: Yes No

Determann: Yes No

Chairperson, Tom Determann

ATTEST:

County Auditor, Eric Van Lancker