

# Clinton County Board of Supervisors

**Jim Irwin**

**Dan Srp**

**Erin George**

**Clinton County Administration Building  
1900 North Third Street; Clinton, Iowa 52732  
563-244-0575      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, March 16<sup>th</sup>, 2026, 9:00 A.M., Clinton County Administration Building, Conference Room B, 1900 N. 3rd St., Clinton, IA. As a courtesy and depending on internet capabilities, the public may also join the meeting on Zoom by phone by dialing 1-253-215-8782 and entering the access code 9341856401. The public may also participate online by following this web address: <https://zoom.us/join>. Enter the meeting Code: 9341856401 and the password: clinton23.

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

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

## CONSENT AGENDA

- RESOLUTION: 2026-45: Appointment Medical Examiner Transporter
- RESOLUTION: 2026-46: Tax Suspension – Per Iowa Code Section 427.8
- MOTION: Work In ROW Permit 35-8-ITC Midwest
- MOTION: Work In ROW Permit 35-10-26-ITC Midwest
- MOTION: Work In ROW Permit 39-3-26-Comcast
- MOTION: Work In ROW Permit 39-4-26-Comcast
- MOTION: Work In ROW Permit 39-5-26-Comcast

## RESOLUTIONS

- RESOLUTION: To Amend Appendix D of the Compensation Policy
- RESOLUTION: Authorizing Continued Legal Representation
- RESOLUTION: Resolution Providing for a Corrected Abstract of Votes

## CORRECTED CANVASS

Corrected Canvass of Votes; Discussion/Action Corrected Abstract of Votes Delwood School Director District 4 vote held November 4, 2025

## UNFINISHED BUSINESS

## GENERAL PUBLIC

## DEPARTMENT HEADS, ELECTED OFFICIALS & EMPLOYEES

## DISCUSSION WITH POSSIBLE ACTION

- Deputy Auditor 2 position duties and responsibilities pertaining to payroll and elections
- Clinton County Fair Meeting
- Letter of Support to the US Department of Transportation
- County Building Maintenance Solar Project
- Secondary Roads Building Solar Project
- Conservation Building Solar Project
- Boilers at the Law Center paid out of Capital Projects

RESOLUTION 2026-45

RESOLUTION HIRING AND APPOINTING BENJAMIN LUDEMANN AS CLINTON COUNTY MEDICAL EXAMINER TRANSPORTER

WHEREAS, THE MEDICAL EXAMINER FOR Clinton County has determined the need for Clinton County Medical Examiner Transporters; and has found Benjamin Ludemann qualified and appropriate for the position.

WHEREAS, the Board of Supervisors has determined that Medical Examiner Transporter services should be provided to the Medical Examiner’s Office which is administered by the Clinton County Emergency Management Agency.

WHEREAS, the Board of Supervisors has determined Benjamin Ludemann to be qualified and appropriate to be hired and appointed as a Clinton County Medical Examiner Transporter; now

THEREFORE, BE IT RESOLVED; by the Board of Supervisors of Clinton County, Iowa that Benjamin Ludemann is hired and appointed as a Medical Examiner Transporter at the current per trip rate, hourly on-call rate of \$1.42, and hourly training rate of \$18.00 for Transporters. Starting date of employment with the Medical Examiner’s Office will be March 16, 2026.

Roll Call:

Irwin:           Yes    No

George:         Yes    No

Srp:             Yes    No

\_\_\_\_\_  
Chairperson, Daniel A. Srp

ATTEST:

\_\_\_\_\_  
County Auditor, David Troester

RESOLUTION 2026-46

RESOLUTION TO AUTHORIZE THE PETITION TO SUSPEND THE 2024 AND 2025 ASSESSMENT YEAR PROPERTY TAXES PER CODE OF IOWA SECTION 427.8 FOR BRENDA AND THOMAS COOPER

WHEREAS the following individuals have petitioned to suspend their property taxes for the 2024 and 2025 assessment years under provision of Code of Iowa, Section 427.8:

Brenda & Thomas Cooper, 3796 220<sup>th</sup> St., Clinton, IA Parcel #1208370000

Taxes Currently Suspended: \$0

Property Assessed Value: \$110,070.00

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 the above petitioner's property tax suspensions [for the collection of taxes, special assessments, and rates or charges, including interest, fees and costs] be and are hereby approved and that the Clinton County Treasurer is authorized to make entry on the records accordingly.

BE IT FURTHER RESOLVED that the property tax suspension under provision 427.8, Code of Iowa is for the 2024 and 2025 assessment year and all prior years and it is the responsibility of the petitioning taxpayer to reapply for further property tax suspensions.

Roll Call:

Irwin: Yes No

George: Yes No

Srp: Yes No

---

Chairperson, Daniel A. Srp

ATTEST:

---

County Auditor, David Troester

March 16, 2026

MOTION by Supervisor \_\_\_\_\_ to authorize the Chairperson to sign Utility Permit Number 35-8 for ITC Midwest to mow as well as cut and remove brush under transmission power lines. The proposed work is along 220<sup>th</sup> Avenue, 250<sup>th</sup> St. and 252<sup>nd</sup> Avenue located in the Clinton County Right-of -Way in Section 13 T81N R2E of the Olive Township, Section 18 and 23 T81N R3E of the Orange Township.

Roll Call:

Irwin:        Yes    No

George:      Yes    No

Srp:         Yes    No

MOTION: \_\_\_\_\_

March 16, 2026

MOTION by Supervisor \_\_\_\_\_ to authorize the Chairperson to sign Utility Permit Number 35-10-26 for ITC Midwest to replace hardware located on power poles along 130<sup>th</sup> Ave. The proposed work is along 130<sup>th</sup> Ave. south of Wheatland located in the Clinton County Right-of-Way in Section 16 T81N R1E and Section 34 T81N R1E of the Spring Rock Township.

Roll Call:

Irwin:        Yes    No

George:      Yes    No

Srp:         Yes    No

MOTION: \_\_\_\_\_

March 16, 2026

MOTION by Supervisor \_\_\_\_\_ to authorize the Chairperson to sign Utility Permit Number 39-3-26 for Comcast's proposed work. The work will consist of boring new Fiber Optic Lines. The work will be located within Clinton County Right-of-Way along 285<sup>th</sup> Avenue in Section 19 T81N R04E of the DeWitt Township.

Roll Call:

Irwin:        Yes    No

George:      Yes    No

Srp:         Yes    No

MOTION: \_\_\_\_\_

March 16, 2026

MOTION by Supervisor \_\_\_\_\_ to authorize the Chairperson to sign Utility Permit Number 39-4-26 for Comcast's proposed work. The work will consist of boring new Fiber Optic Lines. The work will be located within Clinton County Right-of-Way along 330<sup>th</sup> Avenue in Sections 13 & 14 T81N R04E of the DeWitt and Eden Townships.

Roll Call:

Irwin:        Yes    No

George:      Yes    No

Srp:         Yes    No

MOTION: \_\_\_\_\_

March 16, 2026

MOTION by Supervisor \_\_\_\_\_ to authorize the Chairperson to sign Utility Permit Number 39-5-26 for Comcast's proposed work. The work will consist of boring new Fiber Optic Lines. The work will be located within Clinton County Right-of-Way along 380<sup>th</sup> Avenue in Sections 15 & 22 T81N R04E of the Eden Township and Sections 14 & 25 T81N R05E of the Camanche Township.

Roll Call:

Irwin:        Yes    No

George:      Yes    No

Srp:         Yes    No

MOTION: \_\_\_\_\_

March 16, 2026

RESOLUTION 2026-

RESOLUTION TO AMMEND APPENDIX D OF THE COMPINSATION POLICY

WHEREAS, The Wage Study Committee has been appointed to manage the County compensation strategy; and

WHEREAS, The Committee was asked to review the Sheriff's Office Command Staff Exception; and

WHEREAS, it is the recommendation of the wage committee to correct the appendix D separation percentages for Sheriff's Office command staff.

THEREFORE, BE IT RESOLVED to accept the revision of appendix D in the attached Clinton County Compensation Policy.

Roll Call:

Irwin:        Yes    No

George:      Yes    No

Srp:         Yes    No

---

Chairperson, Dan Srp

ATTEST:

---

County Auditor, David Troester

March 16, 2026

RESOLUTION #2026 - \_\_\_\_\_

**RESOLUTION AUTHORIZING CONTINUED LEGAL REPRESENTATION BY ERIC UPDEGRAFF**

WHEREAS, Clinton County has previously retained the legal services of attorney **Eric Updegraff** of Hopkins & Huebner, P.C. in connection with legal matters involving Clinton County, including but not limited to **White et al. v. Board of Supervisors of Clinton County, Iowa District Court for Clinton County, Case No. CVCV051285**; and

WHEREAS, the Board of Supervisors has been notified by correspondence dated March 6, 2026, that effective March 1, 2026, Eric Updegraff will be departing Hopkins & Huebner, P.C. and joining the law firm of Hinders, Updegraff, and Franklin, P.L.C.; and

WHEREAS, the correspondence advises that the County may elect to continue representation with Mr. Updegraff at his new firm, continue representation with another attorney at Hopkins & Huebner, P.C., or select other counsel; and

WHEREAS, the Board of Supervisors finds that it is in the best interests of Clinton County to maintain continuity of legal representation in its pending matters and to continue representation with attorney Eric Updegraff.

NOW, THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors that:

1. Clinton County elects to continue legal representation with attorney Eric Updegraff following his transition to the law firm of Hinders, Updegraff, and Franklin, P.L.C.
2. All legal matters for which Eric Updegraff has been providing representation on behalf of Clinton County, **including but not limited to White et al. v. Board of Supervisors of Clinton County, Case No. CVCV051285**, shall continue to be handled by Mr. Updegraff through Hinders, Updegraff, and Franklin, P.L.C., unless otherwise directed by future action of the Board.
3. The Clinton County Attorney is hereby directed to notify Hopkins & Huebner, P.C. that Clinton County elects to continue representation through Eric Updegraff and requests that the County's files and materials be transferred as necessary to Hinders, Updegraff, and Franklin, P.L.C.
4. County officials and staff are authorized to cooperate with the transfer of files and documentation necessary to ensure continuity of representation.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon adoption.

Roll Call:

Irwin:	Yes	No
George:	Yes	No
Srp:	Yes	No

---

Chairperson, Dan Srp

ATTEST:

---

County Auditor, David Troester

March 16, 2026

RESOLUTION #2026 - \_\_\_\_\_

**A RESOLUTION PROVIDING FOR A CORRECTED ABSTRACT OF VOTES -  
DELWOOD COMMUNITY SCHOOL DISTRICT  
SCHOOL DIRECTOR DISTRICT 4  
NOVEMBER 4, 2025 CITY/SCHOOL ELECTION**

WHEREAS, the Clinton County Board of Supervisors sits ex-officio as the Clinton County Board of Canvassers pursuant to Iowa law; and

WHEREAS, the Board conducted the official canvass of the November 4, 2025 City/School Election on November 12, 2025, in accordance with Iowa Code section 50.24; and

WHEREAS, the canvass included the race for School Director District 4 for the Delwood Community School District; and

WHEREAS, subsequent to the official canvass, the Clinton County Auditor identified a clerical error in the tallying of write-in votes by poll workers affecting the vote totals reflected in the original abstract for said race; and

WHEREAS, the deadlines for requesting an administrative recount under Iowa Code chapter 50 and for filing an election contest under Iowa Code chapter 57 have expired; and

WHEREAS, Iowa Code does not provide a mechanism for reopening or reconsidering the official canvass after the expiration of such statutory deadlines; and

WHEREAS, the County Auditor has prepared corrected canvass materials reflecting the accurate tally of votes as returned by the precinct election officials; and

WHEREAS, the Board finds it necessary and appropriate to publicly acknowledge the corrected abstract and certify it with their signatures to be the Corrected Abstract of Votes cast in Clinton County for the 2025 School Election on the 4<sup>th</sup> of November, 2025, for the Delwood School Director District 4 for purposes of maintaining accurate county election records, while recognizing that the official canvass conducted on November 12, 2025, remains the official canvass under Iowa law.

NOW, THEREFORE, BE IT RESOLVED by the Clinton County Board of Supervisors, sitting as the ex-officio County Board of Canvassers, that:

1. The Board acknowledges receipt of the Auditor’s Corrected Abstract of Votes for the November 4, 2025 City/School Election for School Director District 4 of the Delwood Community School District.
2. The Corrected Abstract reflects that Lyndsey Eberhart received the highest number of valid write-in votes cast for said office, as shown in the corrected materials prepared by the County Auditor.
3. The Board recognizes that, due to the expiration of statutory recount and contest deadlines, the Board lacks authority under Iowa law to reopen or amend the official canvass conducted on November 12, 2025.
4. Nevertheless, a Corrected Abstract of Votes cast in Clinton County for the 2025 Delwood School Director District 4 Election on the 4<sup>th</sup> of November, 2025, shall be certified by the Clinton County Board of Supervisors with their signatures for purposes of publicly ensuring accurate and complete county election records, which are maintained in the official election records of Clinton County.
5. Nothing in this Resolution shall be construed as altering the official canvass completed pursuant to Iowa Code section 50.24, but rather as documenting the public process of providing a corrected tabulation for historical and record-keeping purposes.

Roll Call:

Irwin:	Yes	No
George:	Yes	No
Srp:	Yes	No

---

Chairperson, Dan Srp

ATTEST:

---

County Auditor, David Troester