







2012

**CONSTRUCTION EVALUATION RESOLUTION**

**WHEREAS**, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

**WHEREAS**, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

**WHEREAS**, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

**WHEREAS**, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2012 and January 31, 2013 and submit an adopted recommendation regarding that application to the DNR; and

**WHEREAS**, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DELAWARE COUNTY** that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

/S/ Shirley E. Helmrichs, Chairperson

Date: January 3, 2012

ATTEST:

/S/ Carla K. Becker, County Auditor

All Ayes

Motion made by Madlom, second by Ries and carried to approve the following resolution regarding Farm-to-Market Projects:

**RESOLUTION****FARM TO MARKET COMPLETION OF WORK AND FINAL ACCEPTANCE**

2012

**BE IT RESOLVED** by the Board of Supervisors of Delaware County, Iowa that the County Engineer of Delaware County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market construction projects in this county.

Dated at Manchester, Iowa this 3<sup>rd</sup> day of January 2012.

Board of Supervisors

Delaware County, Manchester, Iowa

/S/ Shirley E. Helmrichs, Chairperson

/S/ Jeff Madlom

/S/ Jerry Ries

ATTEST:

By /S/ Carla K. Becker, County Auditor

All Ayes

Motion made by Ries, second by Madlom and carried to approve the following resolution regarding the closing of roadways:

**RESOLUTION**

2012

**AUTHORIZATION FOR THE COUNTY ENGINEER TO CLOSE ANY SECONDARY ROAD FOR THE PURPOSE OF CONSTRUCTION, ROUTINE MAINTENANCE, OR EMERGENCIES DURING 2012.**

**WHEREAS**, the Delaware County Board of Supervisors is concerned about tort liability and traffic safety involved during construction and maintenance on the secondary road system, and

**WHEREAS**, they are further interested in accommodations for the traveling public, adjacent landowners and related users during construction and maintenance operations,

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of Delaware County on this third day of January, 2012, to give the Delaware County Engineer, or authorized representative thereof, the authority to temporarily close sections of highway in Delaware County's road system when necessary because of construction, maintenance, or natural disaster.

DELAWARE COUNTY

BOARD OF SUPERVISORS

/S/ Shirley E. Helmrichs, Chairperson

/S/ Jeff Madlom

/S/ Jerry Ries

Attest:

/S/ Carla K. Becker, Delaware County Auditor

All Ayes

Motion made by Madlom, second by Ries and carried to approve the probationary step increase for Casey Langel with the Secondary Roads Department from 90% to 95% of the hourly wage for his position. Effective January 6, 2012, Mr. Langel's hourly rate will go from \$17.72/hour to \$18.71/hour. All Ayes

Motion made by Ries, second by Madlom and carried to approve the final voucher for Project #FM-C028(73)—55-28 (Oneida Road Paving Project) in the amount of \$1,614,056.54. The final project cost is over \$30,000 lower than the contracted bid price. All Ayes

**ENGINEER'S REPORT:**

County Engineer Anthony Bardgett commented that his department has spent \$45,000 less on diesel than this same time last year.

**NEXT MEETING**

The next regular session of the Board will be on Monday, January 9, 2012 at 1:15 pm at the Supervisor's Office in the courthouse.

**PUBLIC COMMENTS:**

None

There being no further business before the Board, Chairperson Helmrichs asked for a motion to adjourn.

Motion made by Madlom, second by Ries and carried to adjourn the meeting at 1:57 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmrichs, Chairperson

/S/ Carla K. Becker, County Auditor

STATE OF IOWA )  
 ) Ss:  
 DELAWARE COUNTY )

January 9, 2012  
 Manchester, Iowa  
 1:15 PM

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with Madlom and Helmrichs present and Ries absent. Also present were, John Krager, Anthony Bardgett, Carla Becker, and four (4) members of the media. Shirley E. Helmrichs, Chairperson, called the meeting to order.

Motion made by Madlom, second by Helmrichs and carried to approve the minutes from the January 3, 2012 regular session. All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the following employees to attend their respective meetings: Shirley Helmrichs and Jerry Ries to attend the Operation New View meeting in Dubuque on January 12, 2012; Mike Ryan to attend the LEPC meeting in Cedar County and the Iowa Pipeline Assn meeting in Independence on January 10, 2012; and Peggy Petlon to attend a training session in Des Moines on January 19, 2012 and a NE Iowa CPC meeting in West Union on January 12, 2012. All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the following claims for payment:

Alliant Energy	Service	2456.83
Mediacom LLC	Data Processing	139.95
Windstream	Telephone Service	2122.40

All Ayes

There were no "Applications for Approval of Underground Construction on Delaware County Right-of-Way" filed for consideration.

Motion made by Madlom, second by Helmrichs and carried to acknowledge receipt of a manure management plan update from CW Pork, Craig Wilgenbusch, in Middlefield Township within Buchanan County. All Ayes

Motion made by Madlom, second by Helmrichs and carried to acknowledge the following chairperson appointments to their respective Board or Commission:

**Delaware County Board of Health (3 year term)**

Dr. Nicole Salow  
 Bev Preussner  
 Eileen Hellmann

**Soil & Water Conservation District - Assistant Commissioners (1 year term)**

Chris Eibey                      Coffins Grove Township

All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the following resolution regarding an interfund loan:

**RESOLUTION  
 INTERFUND LOAN**

**BE IT HEREBY RESOLVED** by the Delaware County Board of Supervisors that due to insufficient funds in the Mental Health Fund, it will be necessary for said fund to borrow from the General Basic Fund \$250,000 to be paid back without interest.

**IT IS FURTHER RESOLVED** that the County Treasurer change her records accordingly to show this interfund loan.

Dated this 9<sup>th</sup> day of January, 2012.

Delaware County Board of Supervisors

/S/ Shirley E. Helmrichs, Chairperson

ATTEST:

/S/ Carla K. Becker, County Auditor

All Ayes

Motion made by Madlom, second by Helmrichs and carried to acknowledge receipt of the Clerk of Court's Monthly Report and Remittance showing that for the month of December 2011 \$1,766.99 was collected and deposited into the General Funds. All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the Treasurer's semi-annual report as follows:

Fund	Semi-Annual Report					
	Carolyn A. Wilson, Treasurer		Delaware County Treasurer		Manchester, IA	
	Certification Date January 16, 2012		For the period from July 1, 2011		- December 31, 2011, Inclusive	
	Balance	Revenues	Total To be	Disbursements	Fund Balance	Warrants
	07/01/2011		Accounted For		12/31/2011	Outstanding
General Basic	1,924,464.73	2,262,871.39	4,187,336.12	2,077,026.19	2,110,309.93	12,294.62
General Supplemental	539,992.27	749,147.64	1,289,139.91	652,526.08	636,613.83	172.33
Rural Services Basic	45,732.82	1,191,685.63	1,237,418.45	1,098,990.71	138,427.74	2,013.12
Secondary Road	2,478,932.92	3,278,487.58	5,757,420.50	3,545,199.73	2,212,220.77	11,149.30
REAP	19,726.80	12,100.05	31,826.85	1,453.43	30,373.42	.00
E911	147,077.31	60,625.63	207,702.94	49,320.64	158,382.30	.00
Emergency Management	19,481.23	41,985.28	61,466.51	25,866.85	35,599.66	71.40
Advance Tax	30,290.20	29,721.37	60,011.57	33,764.95	26,246.62	.00
Township Control	5,543.65	221,313.19	226,856.84	220,668.45	6,188.39	.00
Corporation Control	38,888.26	2,701,778.61	2,740,666.87	2,698,261.74	42,405.13	.00
School Control	174,189.30	7,122,860.24	7,297,049.54	7,118,634.11	178,415.43	.00
Area School Control	11,984.92	517,650.68	529,635.60	516,741.33	12,894.27	.00
Hospital Control	12,946.83	550,120.12	563,066.95	549,220.35	13,846.60	.00
Special Fire Districts	164.63	5,574.44	5,739.07	5,675.58	63.49	.00
Lake District	2,308.38	127,860.91	130,169.29	126,217.70	3,951.59	.00
Co. Ag. Extension	2,408.28	106,746.78	109,155.06	106,468.20	2,686.86	.00
Co. Cons. Land Acquisition	19,008.37	903.07	19,911.44	2,537.21	17,374.23	.00
Co. Assessor	733,887.56	178,144.73	912,032.29	141,659.27	770,373.02	1,161.79
Motor Vehicle Trust	507,013.76	2,788,854.65	3,295,868.41	2,747,957.27	547,911.14	.00
City Special Assess. Project C	10,215.01	117,217.49	127,432.50	123,618.72	3,813.78	.00
Tax Redemption Trust	9,424.82	117,075.84	126,500.66	103,965.09	22,535.57	.00
Conservation Trust Fund	31,478.35	2,023.21	33,501.56	1,608.17	31,893.39	.00
Bangs /Tb	39.50	1,514.60	1,554.10	1,515.93	38.17	.00
Drug Fund	673.54	1.69	675.23	.00	675.23	.00
Flex Plan	12,082.19	31,347.56	43,429.75	27,898.08	15,531.67	6,047.32
Records Management	24,856.74	2,196.32	27,053.06	10,000.00	17,053.06	.00
Mental Health Services Fund	599,846.52	1,213,616.85	1,813,463.37	1,563,044.33	250,419.04	1,869.20
Recorder's Electronic Fee	2,036.00	2,130.00	4,166.00	3,416.00	750.00	.00
Sheriff Reserve	5,344.68	7,752.50	13,097.18	7,583.53	5,513.65	445.21
McGee Discretionary Fund	46,447.21	.00	46,447.21	2,713.06	43,734.15	.00
Debt Service Fund	20,816.25	38,172.77	58,989.02	9,732.62	49,256.40	.00
	7,477,303.03	23,481,480.82	30,958,783.85	23,573,285.32	7,385,498.53	35,224.29

Balance on Hand 7,385,498.53

All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the following applications for Wetland Property Tax Exemption for 2012 values Payable FY 2013-14:

Shane A. & Kristin Morris	Parcel #110-12-00-003-00	4.5 acres
Daniel L. & Mary M. Goedken	Parcel #010-34-00-009-00	2.0 acres

All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the following resolution regarding EIRUSS:

**RESOLUTION**

**WHEREAS**, the Boards of Supervisors of Cedar, Clinton, Delaware, Jackson, and Jones Counties (collectively hereinafter the "Members") in the State of Iowa have authorized and executed a certain Eastern Iowa Regional Utility Service Systems Intergovernmental Agreement (the "28E Agreement") pursuant to Chapter 28E of the Code of Iowa; and

**WHEREAS**, the terms of the 28E Agreement provide for the creation of the Eastern Iowa Regional Utility Service Systems Commission (the "EIRUSS") for the purposes of planning, designing, developing, financing, constructing, owning, operating, and maintaining wastewater treatment systems and water systems for and on behalf of the Members and the cities and unincorporated areas within the boundaries of the Members; and

**WHEREAS**, EIRUSS has authority pursuant to the 28E Agreement and Chapter 28F of the Code of Iowa to issue revenue bonds and interim financing notes to pay the costs of projects undertaken, but prior to the issuance of such bonds or notes each of the Members must adopt a resolution authorizing their issuance; and

**WHEREAS**, EIRUSS has undertaken the design and construction of a wastewater treatment system (the "Project") in the unincorporated community of Leisure Lake in Jackson County, Iowa and has proposed the issuance of revenue bonds (the "Bonds") and corresponding revenue bond anticipation notes (the "Project Notes") to pay the costs of the Project; and

**WHEREAS**, it is now necessary for the Board of Supervisors of Delaware County, Iowa to approve and authorize the issuance of the Bonds and the Project Note;

**NOW, THEREFORE**, It Is Hereby Resolved by the Board of Supervisors of Delaware County, Iowa (the "County"), as follows:

Section 1. The County hereby authorizes EIRUSS to issue the Bonds for the Project in a principal amount not to exceed \$3,000,000 and to issue the Project Note in a like amount anticipating the issuance of such Bonds in order to finance the Project.

Section 2. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and approved January 9, 2012  
DELAWARE COUNTY, IOWA

/S/ Shirley E., Helmrichs, Chairperson

Attest:

/S/ Carla K. Becker, County Auditor

All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the following resolution regarding the destruction of records:

**RESOLUTION**

**DESTRUCTION OF RECORDS**

**JANUARY 5, 2012**

Pursuant to the 2009 Code of Iowa, Section 331.323 sub section 2d, and Sections 50.19 and 48A.32, we do hereby authorize the destruction of the following records in the Delaware County Assessor's Office:

Declaration of Value Forms – 2006  
Disallowed Homestead Forms – 2005 thru 2008  
Disallowed Military Forms – 2005 thru 2008  
Real Estate Books – 2005  
Real Estate Rolls – 2005

/S/ Shirley E. Helmrichs, Chairperson

Absent - Jerry Ries

/S/ Jeff Madlom

ATTEST:

/S/ Carla K. Becker, Delaware County Auditor

All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the Easement for Public Highway between Delaware County, Iowa and David J. and Linda M. Foster (d/b/a Eastern Iowa Drainage) for easement for right-of-way purposes across property known as Parcels 1 & 2 for project number BROS-C028(77)—8J-28 (Red School House Bridge Project) located in Section 10 of Delaware Township. Said project is scheduled for a March 20, 2012 State letting with construction beginning in late spring. All Ayes

Motion made by Madlom, second by Helmrichs and carried to approve the Final Plans for Project number BROS-C028(76)—8J-28 (218<sup>th</sup> Street Bridge Project) located in Section 36 of Oneida Township over Plum Creek. This project will replace the last high truss bridge in Delaware County with a 150' x 30' concrete slab bridge. All Ayes

**ENGINEER'S REPORT:**

County Engineer Anthony Bardgett was asked by the Board to comment on what the Secondary Road crews are doing this season since there is little plowing to be done. He stated that the crews are doing some ditch cleaning in the county and brush cutting around Backbone State Park. These are routine maintenance projects which are normally put on hold due to winter snow removal.

**NEXT MEETING**

The next regular session of the Board will be on Tuesday, January 17, 2012 at 1:15 pm at the Supervisor's Office in the courthouse. The courthouse will be closed on Monday, January 16, 2012 in observance of Martin Luther King Day.

**PUBLIC COMMENTS:**

John Krager commented on the effect of erroneous flood plain maps issued by FEMA on local property owners. He also stated that, in his opinion, many of the bridges in Delaware County should be widened in order to allow more water to flow through them during floods and not back up into the fields.

There being no further business before the Board, Chairperson Helmrichs asked for a motion to adjourn.

Motion made by Madlom, second by Helmrichs and carried to adjourn the meeting at 1:42 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmrichs, Chairperson

/S/ Carla K. Becker, County Auditor

STATE OF IOWA )  
 ) Ss:  
 DELAWARE COUNTY )

January 17, 2012  
 Manchester, Iowa  
 1:15 PM

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with all members present. Also present were, Pat Dede, Don Dede, Ed Schmidt, Lamont Davidson, Anthony Bardgett, Carla Becker, and two (2) members of the media. Shirley E. Helmrichs, Chairperson, called the meeting to order.

Motion made by Madlom, second by Ries and carried to approve the minutes from the January 9, 2012 regular session. All Ayes

Motion made by Ries, second by Madlom and carried to approve the following employees to attend their respective meetings:  
 Carla Becker to attend the ISACA Executive board meeting in Des Moines on January 27, 2012 and the SEAT Board meeting in Des Moines on February 3, 2012; Peggy Petlon to attend the NEI CPC meeting in West Union on January 20, 2012; Jerry Ries and Shirley Helmrichs to attend the Operation New View meeting in Dubuque on January 19, 2012; Retroactively for Jerry Ries to attend the EIRUSS meeting in Dubuque on January 11, 2012; and Shirley Helmrichs to attend the Scenic Valley meeting in Dubuque on January 17, 2012. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following claims for payment, including the January 13, 2012 payroll in the amount of \$156,086.98, warrant #22096 thru #22207:

Abbe Center for MH	Emergency Treatment	19448.64	IA St Sheriffs & Deputies	Education & Training	425.00
Accent Laser Services Inc	Stationery/Supplies	288.90	Innovative Ag Services Co	Ag Services	1745.92
Advanced Business Systems	Data Processing	320.00	Intercall	Telephone Services	62.43
Advanced Systems Inc	Maint-Off Equip/Furniture	248.91	ISAC	Education & Training	390.00
Alliant Energy	Electrical Power	1440.69	IA Sex Crimes Investigators	Education & Training	150.00
Altorfer Inc	Construction/Maint	1453.59	ISU Extension Distribution	Education & Training	375.00
Auto Trim Design	Repair/Maint- Vehicle	50.00	John Deere Financial	Buildings	385.14
Barron Motor Supply	Construction/Maint	222.34	Gary Johnson	Rent Payments	225.00
Benton Co Social Service	Basic Needs - Other	207.50	Tom Kintzle	Rent Payments	350.00
Best Cleaners	Cleaning of Uniforms	672.75	Knipper Auto & Tire	Repair/Maint- Vehicle	26.20
Bi-County Disposal Inc	Custodial Supplies	67.00	Koch Brothers	Office Equip/Furniture	77.34
Black Hawk-Grundy MH	Outpatient	132.00	Kuhlman Quarries	Roads	1113.98
Black Hills Energy	Natural -LP Gas-Fuel Oil	414.50	Lahr Repair Inc	Construction/Maint	205.23
Blakesley Drug	Prescription Medicine	65.67	Leonard Muller Funeral Home	Medical & Health Services	935.00
Bob Stephen Motors Inc	Repair/Maint- Vehicle	574.72	Jill Lewis	Buildings-Repair/Maint	150.00
Bohnenkamp-Murdoch	Medical/Health Services	489.70	Lifetime Chiropractic	Equipment/Furniture	37.00
R Ried Boom MD	Medical & Health Services	75.00	Linn Co Comm Services	Work Activity Services	250.18
BOSS	Stationery/Supplies	53.33	Linn Co Lifts	General Transportation	160.00
Carr & Carr Attorneys	Legal Rep for Commitment	328.04	Linn Co Sheriff	Transportation	71.99
County Case Management	Education & Training	30.00	Main Street Market	Food Preparation Services	2446.94
Cedar Valley Ranch Inc	RCF	2474.88	Manchester Area Chamber	Rent Payments	275.00
Central Iowa Water	Water Use & Sewer	21.33	Manchester Park Apartments	Rent Payments	37.00
Century Cab Inc	Cab	5.00	Manchester Press	Publications	926.55
CenturyLink	Telephone Services	26.02	Manchester Signs LLC	Roads	8.50
City Laundering Co	Buildings-Repair/Maint	122.44	City of Manchester	Water Use & Sewer	341.25
City of Colesburg	Roads	1289.37	Matt Parrott & Sons	Stationery/Supplies	111.11
Covenant Medical Center	Diagnostic Evaluation	1842.00	Tracey McFadden	Rent Payments	200.00
CPI Qualified Plan Consult	Planning-Consulting	437.50	Rita McGrane	Supervised Living	400.00
Crescent Electric Supply Co	Electrical Accessories	38.55	Medical Associates Clinic	Diagnostic Evaluation	170.00
Cryogenic Engineering Inc	Minor Mv Parts & Access	911.25	Midwest Business Products	Typing/Printing/Binding	635.00
Del Clay Impl Co Inc	Construction/Maint	27.98	MOCIC	Annual Membership Dues	150.00
Delaware Co Extension	Ag Services	140.00	NE Iowa Telephone Service	Stationery/Supplies	6.99
Leader Publications Inc	Board Proceedings	1752.60	NENA	Education & Training	130.00
Del Co Public Health	Refunds /Reimburse	10241.25	Opportunity Village	Basic Needs - Other	594.12
Delaware Co Sheriff	Transportation	1829.38	Palmer Hardware	Construction/Maint	227.22
Del Co Treasurer	Data Processing	10.00	Penn Center Inc	RCF	17465.87
Delhi Lumber	Buildings-Repair/Maint	319.05	Prairie View Management	RCF	1677.60
City of Delhi	Roads	1794.00	Precision Collision	Assessor-Car Expense	263.15
Dolan Insurance Agency	Tort Liability Ins	3380.00	Beverly Rahe	Employee Mileage/Subs	64.40
Dyersville Commercial	Board Proceedings	2328.97	Reiff Funeral Home	Funeral Services	1672.00
Eastside Storage	Buildings-Repair/Maint	30.00	Reporting Associates	Legal-Court Related	59.95
Edgewood Saw & Supply	Construction/Maint	37.87	Reynolds & Kenline	Legal Rep for Commitment	99.00
Tina Elgin	Buildings-Repair/Maint	500.00	Rite Price Office Supply	Supplies	1424.36
Emeritus at Silver Pines	RCF	2419.97	River Valley Cooperative	Natural -LP Gas-Fuel Oil	1392.87
Fareway Store Inc	Food & Provisions	49.40	Schaul Housing	Rent Payments	350.00
First State Bank	Box Rental	15.00	Scott VanKeppel LLC	Construction/Maint	1325.22
April Fisher	Custodial Supplies	86.25	Smittys	Repair/Maint- Vehicle	1864.10
Goodwill Industries	Supported Comm Living	122.00	Software Solutions Supply	Education & Training	1189.00
City of Greeley	Water Use & Sewer	48.00	Solutions Inc	Data Processing	1050.00
Autumn C Halweg	Miscellaneous	4.50	Spectrum Industries	Supported Comm Living	184.96
Hasler	Data Processing	340.50	St Lukes Hospital	Diagnostic Evaluation	34.72
Hausers Water Systems Inc	Water Use & Sewer	36.00	St Lukes Hospital	Diagnostic Evaluation	4209.84
Hawkeye Tire & Retread	Tires & Tubes	1107.00	Standard Auto Parts LLC	Repair/Maint- Vehicle	48.81
Henderson Products	Construction/Maint	62188.00	Dave Staner	Medical & Health Services	75.00
Hillcrest Community MH	Outpatient	1344.00	Three Rivers Inc	Assessor-Car Expense	3862.79
Hillcrest Family Services	Supported Comm Living	552.00	Unlimited Services Inc	General Transportation	1036.50
Hopkinton Municipal Utilities	Utilities	182.77	US Cellular	Telephone Services	1799.20
Bill Hunt	Engineering Services	400.00	US Postmaster	Postage & Mailing	56.00
IA Co Recorders Assn	Dues & Memberships	200.00	FE Welterlen Motors Inc	Construction/Maint	1316.06
Treasurer, State of IA DHS	Basic Needs - Other	279995.98	West Payment Center	Magazines/Newspaper	505.75
IA Prison Industries	Custodial Supplies	122.45	Windstream	Telephone Service	56.33
IA Sec of State Notary Public	Dues & Memberships	30.00	WW Electric Bill Williams	Buildings	63.95

All Ayes

Motion made by Ries, second by Madlom and carried to approve the "Application for Approval of Underground Construction on Delaware County Right-of-Way" for Iowa Communications Network (ICN) to restore its fiber optic cable along 220<sup>th</sup> Ave located approximately one mile west of the town of Delaware in Section 36 of Oneida Township. All Ayes

Motion made by Madlom, second by Ries and carried to acknowledge receipt of a manure management plan update from Nicklos Andersen, Elk Ridge 38, in Section 18 of Elk Township. All Ayes

Motion made by Ries, second by Madlom and carried to re-issue warrant #19162 to Carol Jebens in the amount of \$21.75. Said warrant was originally issued on September 9, 2011 but has either been lost or misplaced. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following resolution regarding eminent domain compensation:

**RESOLUTION  
EMINENT DOMAIN COMPENSATION COMMISSION**

**WHEREAS**, Section 331.321(1.v) of the 2009 Code of Iowa requires the Board of Supervisors to annually appoint not less than twenty-eight (28) residents of the County to an Eminent Domain Compensation Commission and,

**WHEREAS**, said Section establishes four (4) representative categories for said Compensation Commission,

**NOW, THEREFORE BE IT RESOLVED** that the following persons are hereby appointed to the Eminent Domain Compensation Commission of Delaware County, Iowa, in the category listed, for a term of one year ending December 31, 2012:

**A. Owner-Operators of Agricultural Property:**

1. Doug Schulte	2184 195 <sup>th</sup> St	Manchester, IA 52057
2. Henry Brunsman	1491 132 <sup>nd</sup> St	Dundee, IA 52038
3. Charles Ankrom	2275 110 <sup>th</sup> Ave	Masonville, IA 50654
4. Wilbur Kehrl	1596 210 <sup>th</sup> St	Manchester, IA 52057
5. Ann Nurre	2418 147 <sup>th</sup> St	Greeley, IA 52050
6. Dan Zumbach	2618 140 <sup>th</sup> Ave	Ryan, IA 52330
7. Doran Zumbach	3278 110 <sup>th</sup> Ave	Coggon, IA 52218

**B. Owners of City Property:**

1. Craig Starr	600 110 <sup>th</sup> Ave	Masonville, IA 50654
2. Mary Hagensick	313 S. Chestnut St	Edgewood, IA 52042
3. Jeff Larson	505 Line St	Manchester, IA 52057
4. Lorraine Gaffney	PO Box 64	Ryan, IA 52330
5. Barb Robinson	306 South St	Dundee, IA 52038
6. Mary Ann Poynor	724 E. Howard St	Manchester, IA 52057
7. Karen Schmitz	111 Beckner St	Greeley, IA 52050

**C. Licensed Real Estate Agents or Brokers:**

1. Eric Jasper	PO Box 365	Hopkinton, IA 52237
2. Teresa Greve	2151 110 <sup>th</sup> Ave	Masonville, IA 50654
3. John Tegeler	516 E. Howard St	Manchester, IA 52057
4. Barb Sailer	1100 Rosewood Dr	Manchester, IA 52057
5. Kevin Graybill	21913 182 <sup>nd</sup> Ave	Manchester, IA 52057
6. Bob Wendt	1101 Stiles St	Manchester, IA 52057
7. Gary Wegmann	1463 265 <sup>th</sup> Ave	Earlville, IA 52057

**D. Persons Having Knowledge of Property Value:**

1. Linda Bessey	1959 162 <sup>nd</sup> Ave	Manchester, IA 52057
2. Lawson Waterman	321 New St	Colesburg, IA 52035
3. Dave Smith	1031 New St	Manchester, IA 52057
4. Gordon Keith	305 Gay St	Delhi, IA 52223
5. Christine Tegeler	16920 185 <sup>th</sup> St	Manchester, IA 52057
6. Donna Reeder	712 Tanglewood Dr	Manchester, IA 52057
7. Scott Wegmann	1017 Sunrise Dr	Manchester, IA 52057

Witness my hand and the Seal of this County, this 17<sup>th</sup> day of January, 2012.

Delaware County Board of Supervisors

/S/ Shirley E. Helmrichs, Chairperson

/S/ Jeff Madlom

/S/ Jerry Ries

Attest: /S/ Carla K. Becker, Auditor

All Ayes

Motion made by Ries, second by Madlom and carried to approve the following Applications for Impoundment Structures for 2012 Property Tax Exemption Payable 2013-2014:

Candace G. Altorfer	Parcel #255-11-00-004-00	11-88-5
Dianne Louise Baumgartner Revocable Trust	Parcel #110-09-00-008-00	09-89-6
Jacqueline B. Lahr et al	Parcel #110-22-00-017-10	22-89-6

The impoundment structures on all three (3) parcels have been inspected and certified by the Soil and Water District Commissioners as being satisfactorily maintained in accordance with the provisions of Chapter 161A of the Code of Iowa. All Ayes

Motion made by Madlom, second by Ries and carried to approve the final voucher for Project BROS-C028 (71)—5f-28 (140<sup>th</sup> Ave Bridge Project), contractor Taylor Construction Inc., New Vienna, Iowa. The final cost of the project was \$296,727.54 which is over 4% under the estimated cost of \$310,276.90. All Ayes

County Engineer Anthony Bardgett addressed the Board regarding a portion of the Hopkinton and County Line Road located in Section 12-87-4 which should be reclassified as a Class "B" road. This roadway is maintained to a point and then turns into a "grassy lane" to the county line. He would like the Board to consider setting a public hearing date and time to consider the classification change.

Motion made by Ries, second by Madlom and carried to approve the following resolution regarding changing a road to Class "B":

**RESOLUTION TO SET PUBLIC HEARING  
ESTABLISHING A CLASS "B" ROAD**

**WHEREAS**, the Delaware County Board of Supervisors desire to designate various roads in Delaware County on the Area Service "B" System pursuant to Iowa Code Section 309.57 to provide for a reduced level of maintenance as defined in Delaware County Ordinance #2;

**NOW THEREFORE BE IT RESOLVED** that the Delaware County Board of Supervisors has scheduled a Public Hearing to be held at 1:15 P.M. on Monday, January 30, 2012 in the Board of Supervisors' Office in the Delaware County Courthouse, Manchester, Iowa to discuss the establishment of a Class "B" road as follows:

Road to be established as Area Service "B" is the Hopkinton and County Line Road located in Section 12 of South Fork Township as shown on the attached survey.

At said Public Hearing, any person present, and so wishing will be given the opportunity to be heard, for or against, the proposed Area Service "B" establishment. Any person so wishing may file a document with the Delaware County Auditor's Office prior to the time of the hearing, should the person wish the document to be read for them at the time of the hearing.

Dated: January 17, 2012

/S/ Shirley E. Helmrichs, Chair

Delaware County Board of Supervisors

ATTEST:

/S/ Carla Becker

Delaware County Auditor

All Ayes

**ENGINEER'S REPORT:**

None.



**NEXT MEETING**

The next regular session of the Board will be on Monday, January 23, 2012 at 1:15 pm at the Supervisor's Office in the courthouse. A work session will follow today's meeting at 2:00 pm.

**PUBLIC COMMENTS:**

None.

There being no further business before the Board, Chairperson Helmricks asked for a motion to adjourn.

Motion made by Madlom, second by Ries and carried to adjourn the meeting at 1:30 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmricks, Chairperson

/S/ Carla K. Becker, County Auditor

STATE OF IOWA )  
 ) Ss:  
 DELAWARE COUNTY )

January 17, 2012  
 Manchester, Iowa  
 2:00 PM

The Delaware County Board of Supervisors met in work session this date at 2:00 pm with all members present. Also present were Pat Dede, Don Dede, Ed Schmidt, Lamont Davidson, Carolyn Wilson, Bill Lux, Marcheta Coeey, Amy Neuzil, Larry Peter, Eve Peter, Jerry Emlet, Milt Kramer, David J. Gibbs, Jodi Cahalan, Ray Philippon, Bruce Schneider, Margie Schneider, Doug Tuetken, Brian Palmer, Greg Carroll, Bob Sack, Robert Stephens, Max Boren, Larry Aschbrenner, Dick Tucker, Jim Fisher, Chris Stender, Michelle Carton, Tirzah Wedewer, David Nilles, Betty Kruse, Phil Neuhaus, Todd Gifford, David Fry, Steve Leonard, Laurie Kramer, Mary Kray (via telephone), Pat Colgan (via telephone), Duane Conrad, Rick Appleby, Anthony Bardgett, Carla Becker, and four (4) members of the media.

Shirley E. Helmricks, Chairperson, opened the meeting at 2:24 pm. The meeting was delayed due to technical difficulties with the speaker phone.

Steve Leonard, President of the Lake Delhi Combined Recreational Facility and Water Quality District Trustees, stated that today's meeting would also serve as an official meeting for the Lake Delhi Trustees since a quorum was present. Mr. Leonard then proceeded to thank the Supervisors for all the efforts the county has put forth to date. The county led the charge in the debris removal immediately after the flood and have begun the demolition of severely damaged structures. The county has also furnished many in-kind services such as offering the services of the County Attorney, County Engineer, County Auditor and County Treasurer, the recent agreement for providing financial services to the district as well as the countless hours spent on the Governor's Task Force, trips to Des Moines and other informational and educational events.

Mr. Leonard then gave the floor to Mr. Pat Colgan, a former Civil Engineer with vast experience in hydroelectric dams and resident of the lake area since 1956. Mr. Colgan summarized the recent 600 page study of the dam completed by Stanley Engineering. According to the study, there were three (3) major areas of the dam affected by the 2010 flood event; water was flowing over the southern embankment which eventually eroded and failed, the gates were damaged and the northern embankment saw significant seepage. Mr. Colgan stated that funding from the Department of Natural Resources was given to assist in the study conducted, which in his opinion was perhaps the most detailed study ever done on a dam, and to design a plan to bring the facility into compliance with current standards. He emphasized that the new dam will be a "modern" dam. Mr. Colgan continued by stating that the study identified the Delhi Dam as a "moderate" hazard dam. Stanley Engineering is currently awaiting a response from the DNR on this determination. The recommended project design is suggested in two phases; Phase One being the restoration of the existing powerhouse and gated spillway structure and Phase Two being the reconstruction of the eroded southern embankment and construction of a new spillway to increase discharge capacity. The preliminary schedule would have Phase One awarded in April 2012 and Phase Two awarded in late June 2012. This would allow restoration of the lake before the summer of 2013 (weather and river flows permitting). The estimated cost of the project is \$11.9 million.

Mr. Leonard then indicated that the Trustees will be providing two (2) copies of the full 600 page report to the County. The Trustees ask that one of these copies be made available in the Delaware County Auditor's Office for any member of the public who would like to review it or make copies from it. He then recapped the estimated economic impact to Delaware County and the cost to taxpayers if the lake does not return compared to what it would cost tax payers if the Supervisors were to contribute \$3 million dollars toward the rebuilding. The Trustees and the Water Shed group are currently working with the Governor and state legislators on possible funding options for the district. They feel it would speak volumes if the Delaware County Supervisors were a funding source as well.

Mr. Leonard then read a formal request for funding from the Trustees of the district. The request was for the County Board of Supervisors to approve a \$3 million general obligation bond in the form of an emergency bond without a public referendum in order to keep the momentum moving forward for the rebuilding project. He continued by saying that the Trustees will be meeting with subcommittees in Des Moines in early February and would like to have a decision before then. He anticipates that the legislators will ask what Delaware County is doing financially for the rebuilding effort. When asked how long they needed in order to make a decision, Shirley Helmricks stated that she would like at least two weeks and asked the Auditor to place it on the agenda for the January 30, 2012 regular board meeting.

Supervisor Ries asked Auditor Carla Becker when the Board would be able to put it to a vote. Ms. Becker responded that the county Special Election dates for 2012 were the first Tuesday of March, May, August and November.

Supervisor Helmricks asked all present to keep the family of James "Buzz" Graham in their thoughts and prayers. This is the first meeting the Board has had with the Lake Delhi Trustees since the passing of Mr. Graham.

There being no public comments or any further business before the Board, the meeting was adjourned at 3:05 pm.

These minutes have been read and approved.

/S/ Shirley E. Helmricks, Chairperson

/S/ Carla K. Becker, Auditor

STATE OF IOWA            )  
                                      ) Ss:  
DELAWARE COUNTY        )

January 23, 2012  
Manchester, Iowa  
1:15 PM

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with all members present. Also present were, Anthony Bardgett, Carla Becker, and three (3) members of the media. Shirley E. Helmrichs, Chairperson, called the meeting to order.

Motion made by Madlom, second by Ries and carried to approve the minutes from the January 17, 2012 regular session and work session. All Ayes

Motion made by Ries, second by Madlom and carried to approve the following employees to attend their respective meetings: Jill Rahe to attend the Sex Crimes Investigators' conference in West Des Moines February 6-9, 2012; Norman Wellman to attend the Next Generation 911 PSAP meeting on February 6, 2012 at the Marion Police Department; Peggy Petlon to attend a training session in Des Moines on January 25, 2012 and a CPC Regional meeting in Cedar Rapids on January 27, 2012; Jerry Ries to attend the RC&D meeting in Maquoketa on January 25, 2012; Jeff Madlom and Shirley Helmrichs to attend the ECIA meeting in Dubuque on January 25, 2012; and Shirley Helmrichs to attend an Operation New View meeting in Dubuque on January 26, 2012. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following claims for payment:

Maquoketa Valley REC	Electrical Power	686.64
Windstream	Telephone Service	255.67

All Ayes

Motion made by Ries, second by Madlom and carried to approve the "Application for Approval of Underground Construction on Delaware County Right-of-Way" for Windstream Communications to bury copper telephone cable along 305<sup>th</sup> Street at a culvert replacement project site being located approximately three (3) miles east of Hopkinton in Section 15 of South Fork Township. All Ayes

Motion made by Madlom, second by Ries and carried to acknowledge receipt of manure management plan updates from Joseph Wessels for the Burkle Farm in Section 32 of Bremen Township and the Home Farm in Section 34 of Bremen Township. All Ayes

Motion made by Ries, second by Madlom and carried to approve the Class C Liquor License Application for renewal for Wes Uldrich, d/b/a The Detour, at 3001 160<sup>th</sup> Street, Dyersville Iowa (in the unincorporated area of Petersburg) effective February 1, 2012. This is a 12 month license with Outdoor Service and Sunday Sales privileges. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following probationary employee step pay increases: Steve Naber for his 2 year step increase from \$18.56 to \$19.53 per hour effective January 25, 2012. This will take Mr. Naber to 100% of the wage for this position. Also, Shawn Foster for his 1 year step increase from \$16.60 to \$17.58 per hour effective January 25, 2012. This will take Mr. Foster to 90% of the positional wage of \$19.53. All Ayes

County Engineer Anthony Bardgett addressed the Board regarding the sale of a 2003 Chevy Truck Chassis. Mr. Bardgett explained that this piece of equipment was the old sign truck which is currently not operable. They have stripped it down to a flatbed chassis without a functioning motor. He would like to sell this piece of equipment in "As Is" condition and requested a bid letting for February 6, 2012.

Motion made by Ries, second by Madlom and carried to set February 6, 2012 at 1:15 pm as the date and time to receive bids for the sale of a 2003 Chevy 4500 Flatbed Truck Chassis in "As Is" condition. All Ayes

**ENGINEER'S REPORT:**

None.

**NEXT MEETING**

The next regular session of the Board will be on Monday, January 30, 2012 at 1:15 pm at the Supervisor's Office in the courthouse.

**PUBLIC COMMENTS:**

None.

There being no further business before the Board, Chairperson Helmrichs asked for a motion to adjourn.

Motion made by Ries, second by Madlom and carried to adjourn the meeting at 1:24 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmrichs, Chairperson

/S/ Carla K. Becker, County Auditor

STATE OF IOWA )  
 ) Ss:  
 DELAWARE COUNTY )

January 30, 2012  
 Manchester, Iowa  
 1:15 PM

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with all members present. Also present were, Pat Dede, Ron Kelchen, Mary Jane Gudenkauf, Robert J. Gudenkauf, Randy A. Mahoney, Bob Sack, Karen Cameron, Bill Lux, Marcheta R. Cooley, Mrs. Al (Rose) Smith, Alfred E. Smith, Dave Smith, Dave Fry, Loren Black, Phyllis Locke, Pauletta Carbaugh, Charlie Reeves, John Carbaugh, Jim Locke, Scott Wall, Diane Bauers, Maxine Schultz, Bonnie Hughes, Bill Hughes, Eldon Ries, Greg Bandfield, Dave Hardin, Gary Johannes, Jim Wittnebel, Dorothy Thomas, Shirley Christensen, Monica Keuter, Leo Monaghan, Michelle Carton, Linda Jay, Chip Hughes, Sharon Gudenkauf, James Driscoll, Carole Lafferty, Alice Satterly, Cheryl Schatzle, Bill Wallace, Joe Vap, Mary Ann Recker, Larry Peter, Tom Reeves, Greg Carroll, Norman Boss, Eve Peter, Jenny Garvin, Elaine Ott, Betty Bowers, Jack Klaus, Connie Nebel, Steve Detrich, Jim Singsank, Steve Leonard, Don Quint, Larry Bell, Gary Grimm, Jim Timmer, Norman Wellman, Dean Sherman, Donna Boss, Paul Roberg, Bruce Schneider, Jerry Gotto, Mary Kay Starks, John Mack, Patrick Vance, Keith Kramer, Nate Dunn, Tirzah Wedewer, Laurie Kramer, Nancy Grimm, Larry Aschbrenner, Daryl Kunkel, Nicole Turpin, Donna Taylor, Scott Wilson, Ann Wilson-Grant, Robert Klima, Deborah Peyton, Carolyn Wilson, Anthony Bardgett, Carla Becker, and three (3) members of the media. Shirley E. Helmrichs, Chairperson, called the meeting to order.

Motion made by Madlom, second by Ries and carried to approve the minutes from the January 23, 2012 regular session. All Ayes

Motion made by Ries, second by Madlom and carried to approve the following employees to attend their respective meetings: Peggy Petlon to attend the NE Iowa CPC meeting in West Union on February 3, 2012; Pat Oberbroeckling, Dennis Dugan, Doug Bush, Casey Langel and Jim Diers to attend the Work Zone Safety class in Cedar Rapids on February 2, 2012; Norman Wellman and Mike Ryan to attend the Emergency Management Severe Weather workshop in Davenport on February 2, 2012; and Shirley Helmrichs to attend the Corrections meeting in Waterloo on February 3, 2012. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following claims for payment including the January 27, 2012 payroll in the amount of \$153,951.57 warrant #22372 - #22482:

Abbe Center Comm Care	Prescription Medicine	14404.50	Joseph Koopman	Rent Payments	310.00
Abbe Center MH	Emergency Treatment	6843.40	Kuhlman Quarries	Roads	144.36
Accent Laser Services Inc	Supplies	285.90	Legislative Services Agency	Typing/Printing/Binding	180.00
Advanced Systems Inc	Supplies	201.77	Jill Lewis	Buildings-Repair/Maint	150.00
Advancement Services	Work Activity Services	1255.80	Linn Co Community Services	Work Activity Services	214.44
Alliant Energy	Service	713.75	Linn Co Sheriff	Transportation	126.27
Altorfer Inc	Repair/Maint- Vehicle	228.14	Mail Services LLC	Postage & Mailing	480.10
Area Payee Services	Representative Payee	37.00	Main Street Repair	Repair/Maint- Vehicle	215.93
Area Residential Care Inc	Sheltered Workshop	311.48	Manchester Press	Publications	516.39
Auto Trim Design	Repair/Maint- Vehicle	60.00	Manchester Public Library	Contrib-Other Govt	7172.02
Banacom Signs	Repair/Maint- Vehicle	40.00	Manchester Signs LLC	Assessor-Car Expense	15.50
Benton Co Social Service	Basic Needs - Other	207.50	Maquoketa Valley REC	Electrical Power	97.71
Bi-County Disposal Inc	Sanitation Disposal	9.60	Mediacom LLC	Misc Supplies	29.94
Black Hills Energy	Service	1610.55	Midwest Business Products	Supplies	103.06
Black Hills Energy	Assistance	205.01	Monkeytown	Supplies	90.29
Bob Stephen Motors Inc	Motor Vehicle	20125.77	Margaret M Norem	Medical & Health Services	81.66
R Ried Boom MD	Medical/Health Services	75.00	Opportunity Village	Basic Needs - Other	520.80
Boubin Tire Co	Repair/Maint-Misc Equip	17.91	Palmer Hardware	Buildings-Repair/Maint	173.73
Claudia J Cahalan	Supplies	3.94	Penn Center Inc	RCF	17755.27
Carr & Carr Attorneys	Diagnostic Evaluation	48.30	Racom Corp	Radio & Communications	2350.86
County Case Management	Data Processing	655.50	Regional Medical Center	Emergency Treatment	1677.00
Central Iowa Water	Water Use & Sewer	41.44	RTA	General Transportation	310.80
City Laundering Co	Misc Supplies	59.63	Reliance Telephone Inc	Telephone Services	300.00
Colesburg Public Library	Contrib-Other Govt	1748.14	Gerald L Ries	Employee Mileage/Subs	16.65
Consolidated Energy Co LLC	Utilities	55.00	Rise LTD	Work Activity Services	147.20
D&S Portables Inc	Custodial Supplies	244.00	Rite Price Office Supply	Supplies	152.94
Del Co Public Health	Refunds/Reimburse	13463.92	River Valley Cooperative	Natural -LP Gas-Fuel Oil	3328.96
Delhi Lumber	Steel-Iron-Related Metals	23.45	Runde Auto Group	Repair/Maint- Vehicle	90.70
Delhi Public Library	Contrib-Other Govt	2151.57	Ruth Suckow Mem Library	Contrib-Other Govt	2151.57
Dell Marketing LP	Data Processing	2633.99	Melanie A Schroeder	Employee Mileage/Subs	254.20
Kristin Denniger Attorney	Legal Rep Commitment	138.00	Scott VanKeppel LLC	Steel-Iron-Related Metals	249.80
DJ Repair	Repair/Maint- Vehicle	33.00	Sioux Sales Company	Apparel/Uniforms	164.67
Dolan Insurance Agency	Blanket County Insurance	769.00	Solutions Inc	Data Processing	1608.45
Don & Walt LLC	Buildings	3369.66	Spectrum Industries	Supported Comm Living	92.48
Dons Truck Sales Inc	Construction/Maint	1055.87	St Lukes Hospital	Diagnostic Evaluation	721.52
E Central Dist of Assessors	Dues & Memberships	450.00	St Lukes	Safety Items	100.00
ECIA	Flood Demolition Project	13679.19	Standard Auto Parts LLC	Lubricants	202.32
Edgewood Auto & Tire	Repair/Maint-Const Equip	48.30	State Hygienic Lab	Medical & Health Services	51.00
Edgewood Locker Inc	Education & Training	23.94	Systems Unlimited Inc	Work Activity Services	144.50
Edgewood Public Library	Contrib-Other Govt	1613.53	Taylor Construction Inc	Bridges	32572.38
Edgewood Saw & Supply	Construction/Maint	120.46	Terminal Supply Company	Construction/Maint	137.97
City of Edgewood	Traffic & St Sign	921.39	Three Rivers Inc	Fuels	29317.72
Ed's Lawn Care	Buildings-Repair/Maint	180.00	David D Timmer	Employee Mileage/Subs	45.51
Tina Elgin	Buildings-Repair/Maint	500.00	Trans Iowa Equipment LLC	Construction/Maint	92986.91
Emeritus at Silver Pines	RCF	2419.97	Treasurer State of Iowa	Inpatient/Hospital	30651.10
ES&S Inc.	Maint-Election Equip	13163.96	U of IA Dental School	Basic Needs - Other	1000.00
April Fisher	Custodial Supplies	82.50	Ubben Building Supply	Construction/Maint	153.00
G&G Living Centers Inc	Work Activity Services	521.60	US Postmaster	Postage & Mailing	45.00
Garlyn R Glanz	Postage & Mailing	1.28	Vanguard Appraisals Inc	Appraisal Services	3600.00
Group Services Inc	Self-Funding	10058.27	VISA / Mastercard	Education & Training	509.99
Autumn C Halweg	Miscellaneous	4.00	Visiting Nurse Association	Representative Payee	82.25
Heather Andregg	Buildings-Repair/Maint	100.00	Walmart Community	Custodial Supplies	367.01
Henderson Products	Construction/Maint	43.00	Weber Paper Company	Custodial Supplies	553.77
Erin Herbold-Swalwell	Education & Training	190.92	Blue Cross & Blue Shield	Cobra/Life Insurance	2306.96
Hopkinton Public Library	Contrib-Other Govt	2151.57	FE Welterlen Motors Inc	Repair/Maint- Vehicle	724.50
Houlihan Sanitation Service	Sanitation Disposal	154.00	West Payment Center	Magazines/ Newspaper	135.50
IA Prison Industries	Land	14872.88	Widner Drug & Gift	Prescription Medicine	172.80
ISAC	Education & Training	185.00	Windstream	Telephone Service	359.15
John Deere Financial	Custodial Supplies	79.25	Windstream	Telephone Service	1255.11
Johnson Co Sheriff	Sheriff Transportation	31.50	Zee Medical Inc	Medical & Lab Supplies	61.80
Keltek Inc	Repair/Maint-Radio Equip	1342.08	Zep Manufacturing Co	Shop Equipment	272.70

All Ayes

There were no "Applications for Approval of Underground Construction on Delaware County Right-of-Way" submitted for consideration at today's meeting. All Ayes

There were no manure management plan updates submitted for today's meeting.

The Board briefly discussed the need for a public forum to allow property owners, taxpayers, residents and business owners the opportunity to be heard in regards to the request for Delaware County to help fund the rebuilding efforts at Lake Delhi.

Motion made by Ries, second by Madlom and carried to set Wednesday, February 29, 2012 at 7:00 pm as the date and time of a public forum to allow the public to comment on the request for Delaware County to support the rebuilding of the Lake Delhi dam with a \$3 million emergency bond. Said forum will be held at the Pavilion located on the Delaware County Fairgrounds in Manchester. All Ayes

Motion made by Ries, second by Madlom and carried to acknowledge receipt of the Delaware County Agricultural Extension Council's proof of bond and Certificate of Organization for the 2012 calendar year. All Ayes

Motion made by Madlom, second by Ries and carried to approve the contract renewal with Inukshuk Technologies, LLC for website maintenance. The contract includes two (2) service hours per month in consideration of \$1,800. All Ayes

Motion made by Ries, second by Madlom and carried to approve the following resolution regarding records in the Assessor's Office:

**RESOLUTION  
DESTRUCTION OF RECORDS  
JANUARY 20, 2012**

Pursuant to the 2009 Code of Iowa, Section 331.323 sub section 2D, and Sections 50.19 and 48A.32, we do hereby authorize the destruction of the following records in the Delaware County Assessor's Office:

Board of Review Petitions – 1988 thru 2001  
Board of Review Special Session Petitions – 1999  
Board of Review – Court Case 2003 – 2005  
Assessment Reports – 1970  
Mass Appraisal Information – 1981 – 1983  
Road Appraisals – 1989  
Abstracts – 1987 thru 2000  
Budget Information – 1982 thru 2005  
Conference Board Meeting / Agenda – 1986  
Sales Ratio Reports / Equalization – 1998 – 2003  
Letters of Correction Copies – 1990 thru 1999  
Machinery & Equipment Information – 1988 thru 2001  
Claims Information 2003 thru 2005  
Expired Abatements 1987 thru 2000

/S/ Shirley E. Helmrichs, Chairperson

/S/ Jerry Ries

/S/ Jeff Madlom

ATTEST:

/S/ Carla K. Becker, Delaware County Auditor

All Ayes

Motion made by Madlom, second by Ries and carried to approve the 8 month Class C Liquor License renewal for Backbone Golf & Country Club located at 1244 400<sup>th</sup> Street in Strawberry Point. This license is effective on March 1, 2012 with Outdoor Service Area and Sunday Sales privileges. All Ayes

Motion made by Ries, second by Madlom and carried to approve Delaware County serving as Fiscal Sponsor for the following entities applying for 2012 Grant through the Foundation for the Future of Delaware County:

The Delaware County Tourism Committee  
The Delaware County Fair Society  
The Pineview Cemetery Association

All Ayes

Motion made by Madlom, second by Ries and carried to approve the transfer of \$29,371.00 from the Rural Services Fund into the Secondary Roads Fund as approved in the FY2012 Certified Budget. All Ayes

Motion made by Ries, second by Madlom and carried to remove Chris Wessels from the position of Bremen Township Trustee due to extenuating circumstances. All Ayes

Motion made by Ries, second by Madlom and carried to appoint John Bagge to the position of Bremen Township Trustee. All Ayes

This being the date and time set for a Public Hearing in regards to the Proposed Re-Classification of a portion of Hopkinton & County Line Road from a Class "C" to a Class "B", Chairperson Helmrichs opened the public hearing at 1:32 pm.

Anthony Bardgett, County Engineer, stated that through recent research, he cannot find anywhere in the records of the County where the portion on Hopkinton & County Line Road in question was ever vacated or classified. Since there is no record, he must assume that the county's easement is still in existence and that the roadway is classified as a Class "A" roadway even though the county is not maintaining it as such. Since the roadway is currently just a grassy path, he is recommending re-classifying that portion as a Class "B".

Jim Singsank, Secretary/Treasurer of Flatrock Forest Group, Inc., an adjoining land owner to the Hopkinton & County Line Road addressed the Board regarding the events which have unfolded since he heard of the proposed re-classification. He believes that the road should not be reclassified as a Class B since it would allow the general public to utilize it without question. He stated that the roadway actually stops in the middle of Flatrock's property. He has spent a lot of time researching this roadway with Brad Burger, County Surveyor, and Anthony Bardgett, County Engineer. He then outlined in detail what that research entailed. In conclusion, Mr. Singsank stated that, "there is no proof that the Hopkinton and County Line Road exists any longer and there is no tax being deducted for this road from property owned by Kelchen, Knipper, Gudenkauf and Flatrock, and there is no official county plat book in the Auditor's Office which shows there is a road still in place, and that the "ghost road" has no classification now and it is not on any county roads list.

He urged the Board to either dismiss it altogether or to table the issue until more research can be conducted. He thanked the Board for their time as well as Brad Burger and Deputy Assessor Andrea Schmidt.

David Smith addressed the Board in favor of the re-classification of said roadway. His parents are in the process of establishing clear title to property in Dubuque County which could be accessible with this roadway. He requested that the Board re-classify the roadway at least as a Class "B" for the following reasons: Convenience of access. The roadway is much more accessible than the present access in Dubuque County; Safety for his father. Since they do not have to cross a river or walk up steep grade as they do from the east, it would be much easier access for his elderly father; Transportation of equipment. Currently they have to walk the equipment in

to help his father maintain his property; this would allow vehicles to transport equipment in; and finally access to his father's property. Since this roadway is the only public route his father has to access his property without pursuing a private easement from landowners.

Mrs. Rose Smith stated that she has been paying taxes on the property in Dubuque County for 10 years and is very close to receiving a deed to clear title.

Robert Gudenkauf, an adjacent property owner, stated in 1820 it was designated a road. If it isn't a road, then anyone that travels east on the roadway past Knipper's is trespassing, including Mr. Singsank. He is not in favor of gates on the roadway (Class "C").

Ron Kelchen, adjacent property owner, has no qualms with the Smith family going across his property to access theirs. He also is not in favor of gating the roadway.

Anthony Bardgett stated that he had originally intended to propose reclassifying the roadway as a Class "C" and allowing it to be gated. However, he had received a lot of negative feedback on that and thus decided to propose a Class "B". The only difference between a Class "B" and a Class "C" is that a Class "C" roadway can be gated with keys given to adjacent property owners and those using it for access. Since he cannot find any documentation at this time that the roadway has ever been vacated, he must assume that the easement still exists and is a Class "A" roadway.

The Board asked Mr. Bardgett how much time he would need to finish his research in this matter. Mr. Bardgett stated that two weeks would be enough time.

Motion made by Ries, second by Madlom and carried to table the consideration of reclassifying a portion of the Hopkinton and County Line Road for at least two weeks to allow the County Engineer to research the matter further. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following resolution regarding a road closure:

**RESOLUTION FOR ROAD CLOSURE  
X49 West of Dyersville**

**WHEREAS**, the Dyersville Economic Development Corporation requests the closure of X49 (332<sup>nd</sup> Ave) between 12<sup>th</sup> Ave SW and 1<sup>st</sup> Ave W from approximately 10:45 a.m. to 11:15 a.m. on March 17, 2012 due to their annual Gaelic Gallop run, and

**WHEREAS**, the Dyersville Economic Development Corporation will provide any and all necessary traffic control devices and law enforcement during the run event,

**NOW THEREFORE BE IT RESOLVED** that the Delaware County Board of Supervisors has approved the Dyersville Economic Development Corporation's request for road closure of X49 (332<sup>nd</sup> Ave).

Passed and approved this 30<sup>th</sup> day of January 2012.

/S/ Shirley E. Helmrichs, Chair  
County Board of Supervisors

ATTEST:

/S/ Carla Becker, County Auditor  
All Ayes

**ENGINEER'S REPORT:**

None.

**NEXT MEETING**

The next regular session of the Board will be on Monday, February 6, 2012 at 1:15 pm at the Supervisor's Office in the courthouse.

**PUBLIC COMMENTS:**

Nicole Turpin, ECIA, addressed the Board regarding the progress of the demolition project from the 2010 flood. She stated that five (5) structures have been removed. Four (4) of the structures are below the Hawker resort and the other is the Beatty property. Seeding and grading will be finished in the spring when weather permits. There was some damage done by the contractor. Lansing Brothers has been notified of the damages and is set to replace a retaining wall that was damaged during demolition. A retaining wall near the Beatty property was also damaged along with damage to the roadway. She would like the Board members to do a site visit with the contractor on Wednesday morning to see the damages.

In regards to the other properties set for demolition, all are now deteriorated to the point that they cannot enter them to inspect for asbestos. Even though this may make the demolition more expensive, it will also decrease the amount of paperwork and inspections needed. We are still waiting for FEMA to release the funding for the remaining structures so the county can go out for bids.

Chairperson Helmrichs addressed those present and thanked those who had sent nearly 200 e-mails voicing their opinion on the request for county funding of the Lake Delhi rebuilding effort. She also reiterated that the Board had set February 29<sup>th</sup> at 7:00 pm as a public forum to solicit comments from the public regarding the Board's upcoming decision. She then opened the floor to those present who wished to make additional comments regarding the funding request.

Patrick Vance, a life-long resident of the county, was the first to address the Board. He stated that much has happened since the first Board meeting he attended back in September of 2010. "A lot of people have made a commitment to get the Lake back", he stated, "Now it is the Board of Supervisors' turn. If you take the emotion out of it and simply look at the facts, it makes sense to go ahead with it."

Several residents of the lake, including John Mack, Nate Dunn, Dave Fry, Daryl Kunkel, Steve Leonard, Pat Dede, Betty Bowers, Larry Aschbrenner, Randy Mahoney, Bruce Schneider, Gary Grimm, Michelle Carton, Bob Klima, Marcheta Coeoy, Greg Bandfield, Dianne Bauers, and Jerry Gotto, reiterated Mr. Vance's comments in favor of the Board of Supervisors funding support.

Many of the property owners spoke not only of the implication of decreased valuations on the taxes of Delaware County residents, but also of the economic impact of the Lake District not being there. Daryl Kunkel stated that he alone brings up to 250 people a year to his cabin. Dianne Bauers stated that a visitor from Hawaii extended his four (4) day skiing trip to two (2) weeks because he enjoyed the area so much. He even called it an "Oasis in the corn fields".

The district was referred to many times as an "economic engine" for the county. Many people spoke of the guests from outside of the county that come and spend money here because of the Lake District.

County residents Ann Wilson-Grant and Steve Dircks stated that they were not residents of the district and have no intention of ever being residents of the Lake District and yet they were both in favor of the board approving the funding. Mrs. Wilson-Grant stated "my late husband used to say 'sometimes you have to spend money to make money'. I really support this."

Norman Boss, resident of Prairie Township, stated he was not opposed to the rebuilding but was also concerned about how the county was going to pay for the \$4 million needed to rebuild the bridge. He urged the Board to be careful how much extra funding they approve for the dam rebuilding knowing that the bridge needs built as well.

There were also several local bankers and business persons in attendance who encouraged the funding approval for economic reasons. Keith Kramer, F & M Bank, stated he did not want Delaware County to find themselves in the same housing crisis that Minnesota and other neighboring states find themselves. He feels that if the dam is not rebuilt, once these people leave they are not coming back to Delaware County. "We are a garden spot to live", he stated. "The lake district is an economic engine for Delaware County. It is what brings in the outside money into the county. Counties fight for tourism dollars like this."

Dave Fry, a member of the Watershed Committee and a district resident, stated that this is a timing issue as well. There have been many hours put in educating the local and state legislators as to the necessity of state and local funding. With this being an election year, all the key players will be changing. Senator Hancock and Representative Steve Lukan are not even running for re-election. Everything would virtually have to start over from the beginning. The Governor is there, the state legislators are there and the local district funding is approved. The relationship between the county and the district has come a long way. He encouraged the Board members to vote yes for the emergency bond. "We need to continue to work together so that Delaware County can reap the benefits that the lake district has to offer" he stated. "The Lake District residents may not be the highest stake holder in this, it may be ALL of Delaware County's residents."

Supervisor Ries stated that when the dam breach happened, they heard the rebuilding would take anywhere from \$3 million to \$15 million. As a Board, they were looking for exact figures before they committed to anything. Just last week they found out from the study that it's estimated at \$11.9 million.

Chairperson Helmricks was the last to speak. She stated that her son who is in FFA has a shirt which says, 'This is where I come from and these are my people'. The members of the Board will be finishing up their individual research in their own way. She understands that the past 19 months have been devastating for some. The county has tried to do what it could with the debris removal and demolition programs. The Board members value everyone's opinions. It is best if you personalize your e-mails and letters rather than just sending a form letter. She had received a phone call from Dick Jones, Lake Resident and former Delaware County business owner, from his winter home in Florida. He told her a story regarding a man named Tom Robinson who owned a cabin in the district. That gentleman liked the area so much he wanted to start a Delaware County branch of the company he worked for. That company was Rockwell Collins.

There being no further business before the Board, Chairperson Helmricks asked for a motion to adjourn.

Motion made by Madlom, second by Ries and carried to adjourn the meeting at 3:10 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmricks, Chairperson

/S/ Carla K. Becker, County Auditor

STATE OF IOWA            )  
                                      ) Ss:  
DELAWARE COUNTY        )

February 6, 2012  
Manchester, Iowa  
1:15 PM

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with all members present. Also present were, Anthony Bardgett, Carla Becker, and two (2) members of the media. Shirley E. Helmrichs, Chairperson, called the meeting to order.

Motion made by Madlom, second by Ries and carried to approve the minutes from the January 30, 2012 regular session. All Ayes

Motion made by Ries, second by Madlom and carried to approve the following employees to attend their respective meetings: Dennis Lyons to attend an Environmental Health Collaborative meeting in Cedar Rapids on February 10, 2012; Peggy Petlon to attend the SASC meeting in Dyersville on February 6, 2012, the NEI CPC meeting in West Union on February 7, 2012 and the TAG meeting in Dubuque on February 14, 2012; Peggy Petlon, Sandy Ahrens and Larry Beaman to attend the VA District meeting in Maquoketa on February 10, 2012; Carolyn Wilson to attend the ISAC Spring School in Des Moines on March 15 & 16, 2012; Carla Becker to attend County Day in Des Moines on March 1, 2012 and the ISAC Spring School of Instruction in Des Moines March 14-16, 2012; Jerry Ries and Shirley Helmrichs to attend the Operation New View meeting in Dubuque on February 8, 2012; Jeff Madlom and Shirley Helmrichs to attend the State-wide Supervisors' meeting in Des Moines on February 9, 2012; and Anthony Bardgett to attend the RPA meeting in Dubuque on February 9, 2012 and a demonstration at Koch Brothers in Cedar Rapids on February 8, 2012. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following claims for payment:

Alliant Energy	Service	238.83
CenturyLink	Telephone Services	420.90
Mediacom LLC	Data Processing	139.95
Windstream	Telephone Service	674.69

All Ayes

Motion made by Ries, second by Madlom and carried to approve an "Application for Approval of Underground Construction on Delaware County Right-of-Way" for Windstream Communications, Inc. to bury copper telephone cable along the south right-of-way of 218<sup>th</sup> Street to accommodate a bridge replacement project. The proposed construction will be located approximately one-half mile southeast of Earlville in Section 36 of Oneida Township. All Ayes

Motion made by Madlom, second by Ries and carried to acknowledge the receipt of the following manure management plan updates: Richard Domeyer in Section 34 of Colony Township; Gregg Recker in Section 8 of North Fork Township; Ducladel Corp in Section 4 of Delhi Township; and Kevin Perrinjaquet, Hoefer Site, in Section 1 of Richland Township. All Ayes

Motion made by Ries, second by Madlom and carried to set Monday, March 12, 2012 at 1:15 pm as the date and time to hold a Public Hearing regarding the Proposed Budget Amendment for Fiscal Year 2011-12. All Ayes

Motion made by Madlom, second by Ries and carried to set Monday, March 12, 2012 at 1:15 pm as the date and time to hold a Public Hearing regarding the Proposed Fiscal Year 2012-2013 Budget. All Ayes

Motion made by Ries, second by Madlom and carried to acknowledge receipt of the Clerk of Court's Monthly Report and Remittance which shows that for the month of January 2012, \$917.03 was collected and deposited into the general funds. All Ayes

Motion made by Madlom, second by Ries and carried to accept the Recorder's Monthly Report showing that for the month of January, 2012 the following fees were deposited into their respective funds:

General Fund	\$10,126.19
Recorder's Document Management Fund	365.00
Electronic Transfer Fund	<u>365.00</u>
Total Collected	\$10,856.19

All Ayes

Motion made by Ries, second by Madlom and carried to acknowledge receipt of the Delaware County Auditor's appointment of the following Township Trustees to the Advisory Board for the Foundation for the Future of Delaware County:

Gary Nieman, Bruce Knipper, Max Andrews, and Steve Engelken

All Ayes

This being the time and date set to receive bids on a 2003 Chevrolet 4500 flatbed with nonfunctioning motor, Anthony Bardgett, County Engineer, read the following bid aloud (only one bid was received):

DJ Repair, DJ Sullivan        \$2,710.00

With \$2,500 being the minimum bid, Mr. Bardgett recommended approval.

Motion made by Madlom, second by Ries and carried to award the bid for the 2003 Chevrolet 4500 flatbed to DJ Repair (DJ Sullivan) in consideration of the low bid of \$2,710. All Ayes

#### **ENGINEER'S REPORT:**

A pre-construction meeting was held last week with Taylor Construction in regards to the 265<sup>th</sup> Ave Bridge Project. Construction is set to begin either the week of February 20, 2012 or February 27, 2012.

#### **NEXT MEETING**

The next regular session of the Board will be on Monday, February 13, 2012 at 1:15 pm at the Supervisor's Office in the courthouse.

#### **PUBLIC COMMENTS:**

None.

There being no further business before the Board, Chairperson Helmrichs asked for a motion to adjourn.

Motion made by Ries, second by Madlom and carried to adjourn the meeting at 1:24 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmrichs, Chairperson

/S/ Carla K. Becker, County Auditor

STATE OF IOWA )  
 ) Ss:  
 DELAWARE COUNTY )

February 13, 2012  
 Manchester, Iowa  
 1:15 PM

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with all members present. Also present were Anthony Bardgett, Anne Rave, and two (2) members of the media. Shirley E. Helmrichs, Chairperson, called the meeting to order.

Motion made by Madlom, second by Ries and carried to approve the minutes from the February 6, 2012 regular session. All Ayes

Motion made by Ries, second by Madlom and carried to approve the following employees to attend their respective meetings: Deb Peyton to attend the ISAC Spring School in Des Moines on March 14-16, 2012; Mike Ryan to attend the FEMA Mass Care Class in Black Hawk County on February 8<sup>th</sup> and 9<sup>th</sup>, 2012 (retroactively); Mike Ryan to attend Region 6 Homeland Security and Emergency Management Division and Division 6 Iowa Emergency Management Association meeting in Johnson County on February 13, 2012; Jerry Ries to attend a Juvenile Detention meeting in Waterloo on February 17, 2012; Craig Davis to attend an asbestos training in Slater on February 15, 2012; Shirley Helmrichs, Jeff Madlom and Jerry Ries to attend an RTA meeting in Dubuque on February 15, 2012. All Ayes

Motion made by Madlom, second by Ries and carried to approve the following claims for payment including the February 10, 2012 payroll in the amount of \$152,440.66 warrant #22646 - #22779:

Accent Laser Services Inc	Stationery/Supplies	69.90	Inukshuk Technologies LLC	Data Processing	1800.00
Ace Body Shop	Repair/Maint- Vehicle	1491.78	ISAC	Education & Training	130.00
Advanced Systems Inc	Maint-Off Equip/Furniture	469.58	ISACA Treasurer	Dues & Memberships	225.00
Alliant Energy	Electrical Power	5779.45	John Deere Financial	Construction/Maint	584.01
American Institutional Supply	Medical & Lab Supplies	17.56	Gary Johnson	Rent Payments	300.00
Ames Environmental Inc	Education & Training	125.00	Kimberly S Lange Law Office	Legal Rep for Commitment	400.50
Area Payee Services	Representative Payee	37.00	Knipper Auto & Tire	Repair/Maint- Vehicle	26.20
Barron Motor Supply	Construction/Maintenance	90.89	Koch Brothers	Office Equipment	133.16
Best Cleaners	Uniforms/mops	865.00	Jerry Krogmann	Rent Payments	400.00
Bi-County Disposal Inc	Custodial Supplies	630.52	Lahr Repair Inc	Construction/Maint	252.24
Black Hills Energy	Natural -LP Gas-Fuel Oil	485.87	Lawson Products Inc	Shop Equipment	238.79
Black Hills Energy	Assistance	253.55	Lechtenberg Janitorial Supply	Minor Equip & Hand Tools	279.40
Blakesley Drug	Medical & Lab Supplies	23.73	Lenz Collision Center	Repair/Maint- Vehicle	463.70
Bob Stephen Motors Inc	Repair/Maint- Vehicle	332.04	Jill Lewis	Buildings-Repair/Maint	150.00
R Ried Boom MD	Medical & Health Services	150.00	Linn Co EM	Contrib-Other Govt	4000.00
BOSS	Stationery/Supplies	40.53	Shirley S Lyons	Education & Training	85.00
Boubin Tire Co	Repair/Maint-Const Equip	2.82	Main Street Market	Food Prep Services	2261.46
BP	Fuels	820.00	Manchester Cemetery Co	Care of Graves	130.00
Budden Well & Plbg Service	Utilities	300.00	Manchester Press	Off Publication/Legal Not	314.37
Cargill Inc	Cover Aggregate & Sand	40684.15	City of Manchester	Dispatch Services	37277.99
CDW Government	Minor Equip & Hand Tools	46.90	Maquoketa Valley REC	Utilities	306.50
Cedar Cross Overhead Door	Buildings	2666.50	Dave Marolf	Rent Payments	600.00
Cedar Valley Ranch Inc	RCF	3148.36	Annette F Martin Attorney	Legal Rep for Commitment	120.00
Century Cab Inc	Cab	5.00	Mason City Business System	Repair/Maint-Misc Equip	27.32
CenturyLink QCC	Telephone Services	26.50	McDowell Truck/Auto Repair	Buildings-Repair/Maint	1053.75
City Laundering Co	Buildings-Repair/Maint	274.65	Rita McGrane	Supervised Living	400.00
Clayton County VA	Bus	569.58	Mercy Medical Center	Diagnostic Evaluation	111.01
Communications Engineering	Repair/Maint-Radio Equip	619.30	Monkeytown	Supplies	460.35
Covenant Medical Center	Diagnostic Evaluation	3070.00	NACVSO	Dues & Memberships	60.00
CPI Qualified Plan Consult	Planning-Consulting	25.00	NE Iowa Telephone Service	Data Processing	129.92
D&S Portables Inc	Custodial Supplies	244.00	Dan Nefzger	Engineering Services	388.00
Robert W Davison	Legal Rep for Commitment	120.00	OfficeMax Incorporated	Stationery/Forms	27.85
Days Inn Manchester	Rent Payments	42.01	On-Site Health Service	Safety Items	200.00
Del Clay Impl Co Inc	Motor Vehicle	5468.95	Palmer Hardware	Buildings	673.84
Del Co Disaster Recovery	Radio & Communications	180.00	Penn Center	Buildings	3350.00
Del Co Economic Develop	Contrib-Other Govt	9375.00	Penn Center Inc	Supported Comm Living	1868.00
Leader Publications	Board Proceedings	827.16	Pineview Cemetery	Care of Graves	165.00
Delaware Co Sheriff	Transportation	759.88	Gerald J Pitcher	Repair/Maint-Misc Equip	29.72
Del Co Treasurer	Data Processing	10.00	Prairie View Management Inc	RCF	1733.52
Delhi Lumber	Minor Mv Parts & Access	24.04	Precise MRM LLC	Repair/Maint-Radio Equip	434.71
Dewberry Architects Inc	Planning	5070.00	Quill Corporation	Stationery/Supplies	226.27
Don & Wait LLC	Repair/Maint-Const Equip	634.60	Gerald L Ries	Employee Mileage/Subs	33.30
Dyersville Commercial	Board Proceedings	1090.90	Rite Price Office Supply	Custodial Supplies	726.74
Dyersville Equipment Co	Repair/Maint-Misc Equip	49.90	River City Stone	Cover Aggregate & Sand	8771.53
City of Earlville City Clerks	Utilities	450.00	River Valley Cooperative	Natural -LP Gas-Fuel Oil	5902.95
Eastside Storage	Buildings-Repair/Maint	30.00	Runde Auto Group	Repair/Maint- Vehicle	27.60
Edgewood Auto & Tire LLC	Construction/Maintenance	7.00	Schaul Housing	Rent Payments	320.00
Edgewood Saw & Supply	Construction/Maintenance	193.35	Security Products	Audio/Visual Supplies	110.00
Tina Elgin	Buildings-Repair/Maint	500.00	Silveredge Cooperative	Fuels	5653.04
Fareway Store Inc	Food & Provisions	50.00	Simmons Perrine Moyer et al	Labor Relations Services	17970.61
Sarah M Feldmann	Miscellaneous	12.64	Smittys	Repair/Maint- Vehicle	611.31
April Fisher	Custodial Supplies	82.50	Solutions Inc	Data Processing	275.00
Garlyn R Glanz	Education & Training	100.61	St Lukes Hospital	Diagnostic Evaluation	166.51
Goodwill Industries	Supported Comm Living	124.60	St Lukes Occupation Center	Safety Items	111.00
Hausers Water Systems Inc	Water Use & Sewer	46.00	St Lukes Hospital	Diagnostic Evaluation	2104.92
Hawkeye Tire & Retread	Tires & Tubes	324.40	Standard Auto Parts LLC	Construction/Maint	324.50
Heather Andregg	Buildings-Repair/Maint	100.00	Three Rivers Inc	Fuel	31589.64
Henderson Products	Construction/Maint	1250.00	Triad Productions Inc	Legal-Court Related	643.75
Heritage Printing	Printing Services	50.04	Truax Co Inc	Repair/Maint-Const Equip	1483.68
Hillcrest Family Services	Supported Comm Living	344.00	Unlimited Services Inc	General Transportation	942.50
Hopkinton Municipal Utilities	Electrical Power	113.45	Vanguard Appraisals Inc	Data Processing	2784.37
Hovden Oil Inc	Lubricants	3700.40	Weber Paper Company	Custodial Supplies	390.86
Iowa DOT	Engineering Services	235.15	FE Welterlen Motors Inc	Repair/Maint- Vehicle	751.31
IA Prison Industries	Stationery/Supplies	170.50	Stacy L Wessels	Miscellaneous	12.00
IA St Assn of Assessors	Dues & Memberships	850.00	Widner Drug & Gift	Prescription Medicine	179.35
IACCVSO Patty Hamann	Education & Training	90.00	Windstream	Telephone Service	1038.71

Motion made by Ries, second by Madlom, to approve the "Application for Approval of Underground Construction on Delaware County Right-of-Way" submitted by Windstream Communications, Inc., to construct buried fiber optic cable from the Hopkinton city limits to Highway 38 in 19-87-3. All Ayes



Motion made by Madlom, second by Ries and carried to acknowledge receipt of manure management plan updates from Gary Wedewer in Section 25 of Colony Township and from Chris and Ann Wessels in Section 33 of Bremen Township. All Ayes

Motion made by Ries, second by Madlom to set Monday, February 27, 2012, at 1:15 P.M., as the date and time for the public hearing and first reading of Ordinance #36 – An Ordinance Re-Adopting the Existing Code of Delaware County, Iowa (Recodification is required every five (5) years). All Ayes

Motion made by Ries, second by Madlom to set Monday, April 9, 2012, at 1:15 P.M., as the date and time to receive bids for the 2012/13 Pavement Markings Program – Edgeline Markings. All Ayes

Motion made by Madlom, second by Ries, that upon the recommendation of the County Engineer, to consider two separate bid options for the Approval of Final Plans for the Project LOST-13(01) – 73-28, W-69 Paving Project and determine which option would best fit Delaware County: One option being a bid for PCC white topping over the old asphalt, and the second option being a bid for Cold in Place Recycling. All Ayes

Motion made by Ries, second by Madlom to set Monday, April 9, 2012, at 1:15 P.M., as the date and time for receiving bids for the two separate bid options for the Project LOST-13(01) – 73-28, W69 Paving Project. All Ayes

Motion made by Madlom, second by Ries, to approve the quote of \$22,500.00 from Lovewell Fencing, Inc., for guardrail replacement for the W69 Paving Project. All Ayes

**ENGINEER'S REPORT:**

The 265<sup>th</sup> Avenue project may begin in March sometime; however, nothing definitive yet.

**NEXT MEETING**

The next regular session of the Board will be on Tuesday, February 21, 2012 at 1:15 pm at the Supervisors' Office in the courthouse.

**PUBLIC COMMENTS:**

None.

There being no further business before the Board, Chairperson Helmrichs asked for a motion to adjourn.

Motion made by Madlom, second by Ries and carried to adjourn the meeting at 1:30 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmrichs, Chairperson

/S/ Anne Rave, Deputy County Auditor

STATE OF IOWA            )  
                                      ) Ss:  
DELAWARE COUNTY        )

February 21, 2012  
Manchester, Iowa  
1:15 PM

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with Helmricks and Ries present. Madlom was absent. Also present were Anthony Bardgett, Rose Smith, Alfred E. Smith, Robert J. Gudenkauf, Don Gudenkauf, Mary Jane Gudenkauf, Robert Maiers, Jim Singsank, Brad Burger, Carla Becker, and two (2) members of the media. Shirley E. Helmricks, Chairperson, called the meeting to order.

Motion made by Ries, second by Helmricks and carried to approve the minutes from the February 13, 2012 regular session. All Ayes

Motion made by Ries, second by Helmricks and carried to approve the following employees to attend their respective meetings: Matt Menard, Travis Hemesath and Brian Hillebrand to attend the Vinton Police Dept. Spring Training Seminar in Vinton on March 30, 2012; Kim Gehling and Peggy Petlon to attend the Case Management Training in Des Moines on February 22, 2012; Peggy Petlon to attend the statewide CPC meeting in Indianola on February 23, 2012, the CPC regional meeting in Cedar Rapids on February 24, 2012 and County Day at the capitol in Des Moines on March 1, 2012; and Jerry Ries to attend the RC&D meeting in Maquoketa on February 22, 2012. All Ayes

Motion made by Ries, second by Helmricks and carried to approve the following claims for payment:

Maquoketa Valley REC	Electrical Power	708.89
US Cellular	Telephone Services	1293.36
Windstream	Telephone Service	318.76

All Ayes

There were no "Applications for Approval of Underground Construction on Delaware County Right-of-Way" submitted for consideration.

Motion made by Ries, second by Helmricks and carried to acknowledge receipt of manure management plan update from Patrick & Deann McDonald, Triple M Family Farms, in Section 15 of Adams Township. All Ayes

Motion made by Ries, second by Helmricks and carried to approve an amendment to the GIS Professional Services Agreement with Schneider Corporation to allow for one day per month of on-site support time and 12 hours per month of flexible support time. The changes in said agreement will be effective March 1, 2012 and run thru June 30, 2012. All Ayes

Motion made by Ries, second by Helmricks and carried to set Monday, March 5, 2012, at 1:15 P.M., as the date and time for the public hearing and first reading of Ordinance #36 – An Ordinance Re-Adopting the Existing Code of Delaware County, Iowa. The hearing was originally set for February 27, 2012 but needed to be reset due to publication requirements not being met. All Ayes

Anthony Bardgett, County Engineer, read aloud the proposed resolution to change the classification of a portion of Hopkinton and County-Line Road to a Class "B" road. Supervisor Ries asked Mr. Bardgett if the roadway had ever been graded. Mr. Bardgett replied that he has aerial photographs which show the existence of a roadway but he has no maintenance records for it.

It was discussed that if the roadway were to be reclassified a "Level B" roadway, the gate that Mr. Singsank has erected would need to come down. Supervisor Helmricks acknowledged that the Board had received letters from the adjacent property owners as well as a request from Mr. Singsank to table the consideration of said reclassification until he is able to complete his research.

Supervisor Helmricks asked Brad Burger, County Land Surveyor, to discuss what he has done in terms of research. According to Mr. Burger, he has reviewed all the records in the courthouse and the Secondary Roads Department. He has personally reviewed all of the Supervisor Minute Books that Mr. Singsank noted he had not reviewed yet and stated he found nothing in regards to this portion of the roadway ever being vacated.

Mr. Bardgett stated that he feels that every avenue has been exhausted in terms of researching this roadway. He is confident that the county still has a Sixty-six (66) foot right-of-way over this roadway.

Supervisor Ries stated that he was leaning toward classifying the roadway as a "Level B" but would be willing to revisit his decision if more information were to surface.

Motion made by Ries, second by Helmricks and carried to approve the following resolution regarding reclassification of a roadway:

**RESOLUTION  
ESTABLISHING A CLASS "B" ROAD**

**WHEREAS**, Delaware County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance; and

**WHEREAS**, Delaware County, after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service "B" roads pursuant to Iowa Code Section 309.57; and

**WHEREAS**, the Delaware County Board of Supervisors desire to designate various roads in Delaware County on the Area Service "B" System to provide for a reduced level of maintenance as defined in Delaware County Ordinance #2; and

**WHEREAS**, pursuant to Notice of Public Hearing duly published according to the Iowa Code, a Public Hearing was held on January 30, 2012 at 1:15 p.m. in the Board of Supervisors room at the Delaware County Courthouse to hear support and/or objections from the public on roads so designated;

**NOW, THEREFORE, BE IT RESOLVED** by the Delaware County Board of Supervisors that the road described is hereby established as an Area Service "B" road, as defined by Delaware County Ordinance #2. Road to be established as Area Service "B" is the Hopkinton and County Line Road located in Section 12E of South Fork Township as shown on the attached survey exhibit.

Passed and approved this 21<sup>st</sup> day of February 2012.

/S/ Shirley E. Helmricks, Chairperson

/S/ Jerry Ries

Jeff Madlom (absent)

Recommended:

/S/ Anthony Bardgett, County Engineer

Attest:

/S/ Carla Becker, County Auditor

**CLASS B ROAD DESIGNATION DESCRIPTION**

Describing that portion of Hopkinton and County Line Road to be designated Class B, located in Section Twelve (12), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa; **subject to easements, reservations, restrictions, and rights of way of record and not of record** and more particularly described by metes and bounds as follows:

**COMMENCING** at the West Quarter (W1/4) corner of Section Twelve (12), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa;

**Thence** South 89°-04'-37" East 2011.02 feet along the North line of the Southwest Quarter (SW1/4) of said Section Twelve (12) to the

**POINT OF BEGINNING;**

**Thence** North 20°-55'-23" East 35.12 feet to a Northerly right of way corner of Hopkinton and County Line Road;

**Thence** South 49°-04'-37" East 434.25 feet along a Northerly right of way line and to a Northerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** South 85°-04'-37" East 1585.69 feet along a Northerly right of way line and to a Northerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** North 74°-04'-16" East 769.26 feet along a Northerly right-of-way line and to a Northerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** South 89°-01'-37" East 668.76 feet along a Northerly right-of-way line of said Hopkinton and County Line Road to the East line of Parcel D in said Section Twelve (12) as recorded in the Office of the Delaware County Recorder in Book 6, Page 167;

**Thence** South 00°-02'-36" West 66.01 feet along said East line of Parcel D to a Southerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** North 89°-01'-37" West 660.02 feet along a Southerly right-of-way line and to a Southerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** South 74°-04'-16" West 771.60 feet along a Southerly right-of-way line and to a Southerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** North 85°-04'-37" West 1619.27 feet along a Southerly right-of-way line and to a Southerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** North 49°-04'-37" West 431.67 feet along a Southerly right-of-way line and to a Southerly right-of-way corner of said Hopkinton and County Line Road;

**Thence** North 20°-55'-23" East 35.12 feet to the **POINT OF BEGINNING, subject to easements, reservations, restrictions, and rights of way of record and not of record**; (see attached Graphic Exhibit on Sheet 2)

The North line of the Southwest Quarter (SW1/4), Section Twelve (12), Township Eighty-seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian of Delaware County, Iowa is assumed to bear South 89°-04'-37" East.

All Ayes

Motion made by Ries, second by Helmrichs and carried to approve the following resolution regarding a temporary detour:

**RESOLUTION FOR USE OF DELAWARE COUNTY  
ROADS FOR TRAFFIC DETOUR**

**WHEREAS**, the City of Edgewood requests to detour traffic on Delaware County roads, from 2:00 p.m. to 3:00 p.m. on June 23, 2012 due to their annual parade, and

**WHEREAS**, the City of Edgewood will provide any and all necessary traffic control devices, all meeting the specifications of the Manual On Uniform Traffic Control Devices, and

**WHEREAS**, the City of Edgewood will provide law enforcement to direct traffic during the parade,

**NOW THEREFORE BE IT RESOLVED** that the Delaware County Board of Supervisors has approved the City of Edgewood's request for traffic detour:

Beginning at 195<sup>th</sup> Avenue west of Edgewood, then south one mile to 110<sup>th</sup> Street, then east one mile to county highway C60X (Laser Road), then north into Edgewood terminating at Iowa Highway 3.

Passed and approved this 21<sup>st</sup> day of February, 2012.

/S/ Shirley Helmrichs, Chair, County Board of Supervisors

ATTEST: /S/ Carla Becker, County Auditor

All Ayes

Motion made by Ries, second by Helmrichs and carried to approve the following 28E Agreement with the City of Colesburg:

**28E AGREEMENT**

**INSPECTION OF CITY SIGNS BY DELAWARE COUNTY**

This agreement entered into this 13th day of February, 2012 by and between Delaware County, Iowa, and the City of Colesburg, Iowa.

**WHEREAS**, both Delaware County and the City of Colesburg are a public agency as is defined by Section 28E.2 of the Code of Iowa, and

**WHEREAS**, Section 28E.3 of the Code of Iowa provides that any power or powers, privileges or authority exercised or capable of exercise by a public agency of the State of Iowa may be exercised and enjoyed jointly by a public agency of the State of Iowa having such power or powers, and

**WHEREAS**, it is proposed, that Delaware County will perform a retro-reflectivity inspection on the City of Colesburg's sign inventory as required by the FHWA's minimum reflectivity requirements, and

**WHEREAS**, Delaware County will perform this inspection once every four years based on the terms of Delaware County's sign reflectivity inspection policy, and

**WHEREAS**, Delaware County will invoice the City of Colesburg for the time spent on said inspection, based on an hourly rate of inspection staff plus any applicable equipment maintenance fees, and

**WHEREAS**, the Delaware County Board of Supervisors and the City of Colesburg have informed themselves as to the proposed inspection.

**IT IS NOW AGREED** that Delaware County and the City of Colesburg enter into an agreement pursuant to Chapter 28E of the Code of Iowa providing for cooperative action pursuant to the proposed roadway construction project and, said cooperative actions include the following:

- 1) **SCOPE OF WORK** – Delaware County will perform retro-reflectivity inspection by the Retroreflectometer Method on the City of Colesburg's sign inventory as required by the FHWA. Delaware County will store the inspection information on the county's GIS system and submit a report back to the city indicating which signs need to be replaced.
- 2) **DURATION** - This Agreement shall commence on the date that both parties sign this agreement and shall continue thereafter until either party wishes to terminate said agreement by written letter.
- 3) **PURPOSE** - The purpose of this Agreement is to accomplish the proposed inspection as described herein in accordance with the aforesaid scope of work and in agreement with conditions specified in this Agreement.
- 4) **ADMINISTRATION** – Delaware County shall be responsible for the administration of this project.
- 5) Delaware County and the City of Colesburg agree to save and indemnify and keep harmless, each other against all liabilities, judgments, costs, and expenses which may in any way come against either party or which in any way result from carelessness or neglect of either party or its agents, employees, or workmen in any respect whatsoever.
- 6) The parties agree to indemnify and hold each other, their employees and agents, wholly harmless from any damages, claims, demands, or suits by any person or persons arising out of any acts or omissions by either party, its agents, servants or employees in the course of any work done in connection with any of the matters set forth in this agreement.
- 7) **FINANCING** – Delaware County will initially bear all costs of inspection of the City of Colesburg's sign inventory. Once said inspection is completed, Delaware County will invoice the City of Colesburg for inspection staff costs and any applicable equipment maintenance fees.

This Agreement is subject to termination by written notice from any party.

Signed on this 21<sup>st</sup> day of February A.D. 2012

Board of Supervisors

Delaware County, Iowa

/S/ Shirley E. Helmrichs, Chairperson

/S/ Jerry Ries

Jeff Madlom (absent)

ATTEST:

/S/ Carla Becker

Delaware County Auditor

Signed on this 13<sup>th</sup> day of February A.D. 2012

City of Colesburg  
Colesburg, Iowa  
/S/ Richard Sampson, Mayor  
/S/ Mitch Every, Council Member  
/S/ Loras Matt, Council Member  
/S/ Rex Meyer, Council Member  
/S/ Leo Roling, Council Member  
/S/ Roger Waterman, Council Member  
ATTEST:  
/S/ Tara Holub, City of Colesburg Clerk  
All Ayes

**ENGINEER'S REPORT:**

Mr. Bardgett has confirmation from the contractor, Taylor Construction, that construction will begin on the 265<sup>th</sup> Ave Bridge Project this coming Monday, February 27, 2012.

**NEXT MEETING**

The next regular session of the Board will be on Monday, February 27, 2012 at 1:15 pm at the Supervisors' Office in the courthouse.

**PUBLIC COMMENTS:**

None.

There being no further business before the Board, Chairperson Helmrichs asked for a motion to adjourn.

Motion made by Ries, second by Helmrichs and carried to adjourn the meeting at 1:36 pm. All Ayes

These minutes have been read and approved.

/S/ Shirley E. Helmrichs, Chairperson

/S/ Carla K. Becker, County Auditor