

STATE OF IOWA            )  
  ) Ss:  
DELAWARE COUNTY        )

July 2, 2018  
Manchester, Iowa  
1:15 p.m.

The Delaware County Board of Supervisors met in regular session this date at 1:15 pm with all members present. Also present were Daneen Schindler, Milt Kramer, Karen Cameron, Myron Zumbach, Casey Snyder, Mike Wilson, Anthony Bardgett, Anne Rave, and one member of the media. Chairperson Buschmann called the meeting to order.

**Motion made** by Helmricks, second by Madlom and carried to approve the agenda as posted. All Ayes

**Motion made** by Madlom, second by Helmricks and carried to approve the minutes from the last meeting. All Ayes

There were no requests for employees to attend out-of-county meetings.

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

Alliant Energy	Electrical Power	3,509.78
Mediacom	Internet Service	385.90
Windstream	Telephone Service	1453.30

All Ayes

There were no "Applications for Approval of Underground Construction within Delaware County Right-Of-Ways".

**Motion made** by Madlom, second by Helmricks and carried to acknowledge receipt of the following manure management plan updates: Goose Hill Pork, LLC, Section 31 of Cascade Township in Dubuque County; Orr Site (Orr Livestock, LLC), Section 25 in Hazel Green Township; BB Pork II (BB Pork II, LLC), Section 32 in South Fork Township; BB Pork (BB Pork, LLC), Section 8 in South Fork Township; Progressive Pork L.C. Site 21 (Kent Keppler), Section 30 in Richland Township; and TR-1 (Klostermann Brothers, Inc.), Section 8 in Bremen Township. All Ayes

**Presentation – Delaware County Fact Book – Karen Cameron**

Karen Cameron addressed the Board in regards to the benefits of the Delaware County Fact Book. She will be in touch with Supervisor Helmricks to update the information on county offices and is hoping the Board will agree to purchase an ad in the book again this year.

**Presentation – Miscellaneous County Issues – Myron Zumbach**

Myron Zumbach began his presentation by suggesting that Delaware County should increase the size of their road tile crossing – possibly going up to ten-inch tile to handle heavy rains. County Engineer Bardgett stated the county does not have a standard size of tile as every situation is different. Mr. Zumbach then went on to say that the county should have guidelines for the construction of new buildings in the county. He feels adjoining landowners should be notified of new construction and how that new construction may cause water/run-off issues – and possibly come up with preventative solutions before construction begins. However, Mr. Zumbach is not in favor of county zoning.

Mr. Zumbach then presented photographs of problems he is experiencing with an adjoining landowner who constructed a new building adjacent to Mr. Zumbach's property. He feels the run-off of water caused from the construction of this building and cement has an adverse effect on Mr. Zumbach's land. Mr. Zumbach then presented the supervisors with a bucket full of trash that has washed on to his property due to this construction. Supervisor Helmricks asked how big of a building this is, and Mr. Zumbach guessed it to be approximately a 250-head building. Supervisor Helmricks stated that a building that size would not fall within the radar of the County Supervisors, and that he needs to bring his concerns to the Iowa Department of Natural Resources. Mr. Zumbach stated that he has brought this issue to the DNR's attention. Mr. Zumbach went on to say that he has been working with the Delaware County Secondary Roads Foreman, Pat Oberbroeckling, regarding any outlets to help alleviate some of his issues. He did go on to state that Mr. Oberbroeckling has been good to work with. County Engineer Bardgett stated he and Mr. Oberbroeckling will set up a time to go out and view the site, and will let Mr. Zumbach know when that will be. Supervisor Madlom also stated he will keep in touch with County Engineer Bardgett and Mr. Oberbroeckling on the progress of this matter. Mr. Zumbach thanked the Board for their time.

**Motion made** by Helmricks, second by Madlom and carried to approve the Fireworks Permit for Randy VanDeVegte to hold a display at 9:45 PM on July 28, 2018, at his residence at 1618 255<sup>th</sup> Street, Manchester, with August 4, 2018, being the rain date. Connie Gerhold will be the operator for the display. All Ayes

**Motion made** by Madlom, second by Helmricks and carried to approve the Fireworks Permit for Brad LeClere to hold a display at 10:00 PM on July 7, 2018, at his residence at 1625 310<sup>th</sup> Street, Ryan. James Salow will be the operator for the display. All Ayes

**Motion made** by Helmricks, second by Madlom and carried to approve the Business Associate Agreement (BAA) between Delaware County Community Services and Iowa Counties Technology Services (ICTS). Although ICTS is a 28E entity comprised of the counties and ISAC, it is a separate legal entity from the counties and regions and, therefore, it is believed that the Department of Health & Human Services would require a BAA in order for ICTS to store or have access to the counties' or the regions' protected health information. All Ayes

**Motion made** by Madlom, second by Helmricks and carried to approve the FY 2018/2019 Information Technology Services Agreement and Licensed Code Support Agreement renewals with Solutions, Inc. All Ayes

**Motion made** by Helmricks, second by Madlom and carried to approve the request of Community Savings Bank to pay one-half of the HiTech Communications bill to upgrade the FA panel to facilitate elevator upgrade and add area of refuge system in the Community Savings Bank building. The total bill paid by Community Savings Bank was \$6,085.23, with Delaware County to pay Community Savings Bank half of that amount, equaling \$3,042.61, as part of the agreement in purchasing the building. All Ayes

**Motion made** by Madlom, second by Helmricks and carried to approve the following Resolution:

**RESOLUTION No. 2018-035  
FOR INTERFUND OPERATING TRANSFERS  
FISCAL YEAR 2018-2019**

**WHEREAS**, it is desired to authorize the Auditor to periodically transfer sums from the General Basic Fund (01000) and Rural Services Fund (11000) to the Secondary Road Fund (20000) during the **2018/2019** budget year, and

**WHEREAS**, said transfers must be in accordance with Section 331.429, sub-section 1 of the Code of Iowa, and

**WHEREAS**, the County's participation in the Rural County Transportation Program (RCTP) necessitates an annual transfer of funds from the General Basic Fund (01000) to the Rural County Transportation Program Fund (05000).

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Delaware County, Iowa as follows,

**Section 1.** Transfers to the Secondary Roads Fund from the General Fund are not to exceed in any year the dollar equivalent of a tax of sixteen and seven-eighths cents per thousand dollars of assessed value on all taxable property not located within the corporate limits of a city in the county.

**Section 2.** Transfers to the Secondary Roads Fund from the Rural Services Fund are not to exceed in any year the dollar equivalent of a tax of three dollars and three-eighths cents per thousand dollars of assessed value on all taxable property not located within the corporate limits of a city in the county.

**Section 3.** Transfers to the Rural County Transportation Program Fund from the General Basic Fund shall not exceed \$75,000 in any one fiscal year.

**Section 4.** Notwithstanding the provisions of Sections 1, 2, and 3, the amount of any transfer shall not exceed available fund balances in the transferring fund.

**Section 5.** The Auditor is directed to correct her books when said operating transfers are made and to notify the Treasurer and County Engineer of the amounts of said transfers.

**Section 6. Secondary Roads Fund** - Total transfers are to be made monthly from the Rural Services Fund to the Secondary Roads Fund with estimated adjustments made when necessary, total transfers not to exceed **\$2,637,320** for the **2018/2019** Fiscal Year. Total transfers are to be made monthly from the General Basic Fund to the Secondary Roads Fund with estimated adjustments made when necessary, total transfers not to exceed **\$0.00** for the **2018/2019** Fiscal Year.

**Section 7. Rural County Transportation Program Fund** – An annual transfer from the General Basic Fund to the Rural County Transportation Program Fund shall be made at the earliest convenience within the first month of each fiscal year. The total amount to be transferred in **2018/2019** up to **\$75,000**.

The above and foregoing Resolution was adopted by the Board of Supervisors of Delaware County, Iowa on this 2nd day of July, 2018.

Delaware County Board of Supervisors

/S/Pete Buschmann, Chairperson

ATTEST:

/S/Anne Rave, Deputy Delaware County Auditor

All Ayes

**Motion made** by Helmrichs, second by Madlom and carried to approve the contract with Taylor Construction, Inc., for the 195<sup>th</sup> Street Bridge Project (Project #L-B-19(01)—73-28), in the amount of \$199,869.60. The late start date for this project is August 5, 2019 with 45 working days allocated for completion. All Ayes

**ENGINEER'S REPORT** -

**D47 Paving Project** – River City Paving finishing paving the surface asphalt last week. They will be working on placing asphalt at intersections and placing granular shoulders this week.

**Contract Rock** – BARD Materials is currently working on placing rock in the territory south of Delaware.

**Maintenance** – Maintenance crews closed 230<sup>th</sup> Avenue south of Delaware today to work on building the road profile up. The closure is anticipated to last a couple of weeks.

**NEXT MEETING** - The next regular meeting will be held on Monday, July 9, 2018 at 1:15 p.m.

**PUBLIC COMMENTS** – None.

**Motion made** by Madlom, second by Helmrichs and carried to adjourn the meeting at 1:50 pm. All Ayes

/S/ Pete Buschmann, Chairperson

/S/ Anne Rave, Deputy County Auditor