

March 5, 2018

Meeting of the Clayton County Board of Supervisors at their office, 600 Gunder Road, Elkader, Iowa.

Present: Gary Bowden, Ron McCartney and Ray Peterson

Guests: Rafe Koopman, Eldon Troester, Steve Holst, Eli Garms, Alan Heavens, Robert Hendrickson

Peterson moved to approve the minutes of the February 26, 2018 meeting. McCartney seconded. Ayes: Bowden, McCartney, Peterson. Motion carried.

McCartney moved to approve the claims as presented. Peterson seconded. Ayes: Bowden, McCartney, Peterson. Motion carried.

Peterson moved to approve resolution #8-2018 "Seasonal Road Embargoes". McCartney seconded. Roll Call Vote: Bowden-aye, Peterson-aye, McCartney-aye. Motion carried.

RESOLUTION #8-2018
90-DAY EMBARGO--SPECIFIC ROADS

WHEREAS: The Clayton County Board of Supervisors recognizes the severity of the past winter and its effect on certain roads during the period of thawing this spring, and

WHEREAS: Sections 321.236(8), 321.255, 321.471, and 321.473 of the Code of Iowa provide the authority for local authorities to impose restrictions as to the weight of vehicles to be operated on any highway under their jurisdiction and Section 321.463 establishes the penalty for violating said restrictions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clayton County, Iowa that the following weight restrictions are in effect for the period of 90 days from March 5, 2018, or until rescinded by the removal of signs by the proper authority, if conditions warrant an earlier date:

10-Ton Limit

Complete Listing of Roads to be embargoed

No.	Road name / number	From	To
1	190 th St	Intersection with Hwy 13, T94, R4, Sec 17	Intersection with Hwy 52, T94, R4, Sec15
2	Jolly Ridge Rd	Intersection with Osterdock Rd, T92, R2, Sec30	Intersection with Hwy 52 T92, R2, Sec33
3	232 nd St	Intersection with Hwy 52 T93, R3, Sec7	Intersection with Clayton Rd T93, R3, Sec10
4	Ironwood Ave	Intersection with Garber Rd, T92, R3, Sec 30	Intersection with Hwy 128 T93, R4, Sec 10

5	120 th Street	Intersection with Gunder Rd, T95N,R6W, Sec 9 & 10	Fayette County line, T95N, R6W, Sec 7 & 18
6	Emblem Road	Intersection with Hwy 13, T92, R5, Sec 17	Intersection with Evergreen Rd, T92, R5, Sec 22
7	215 th St	Intersection with Hwy 52, T94, R4, Sec 36	Intersection with Clayton Rd, T93, R3, Sec 3
8	Eagle Drive	Intersection with Hwy 18, T95, R3, Sec 21	Intersection with 138 th St, T95, R3, Sec 21
9	145 th , 148 th , Froelich Rd	Intersection with Hwy 18 on old Hwy 18 stub	

The County Engineer is hereby directed to have erected such signs as are necessary to advise the traveling public of these limits, in accordance with Section 321.472.

McCartney moved to approve the purchase of a 2018 Dodge Ram 1500 from Stew Hansen in Des Moines at a cost of \$28,995 for the Sheriff's Office. Peterson seconded. Ayes: Bowden, McCartney, Peterson. Motion carried.

Peterson moved to approve resolution #9-2018 "Class C Classification". Bowden seconded. Roll Call Vote: Bowden-aye, Peterson-aye, McCartney-nay. McCartney stated he would like to see it vacated. Motion carried.

RESOLUTION #9-2018 CLASS C CLASSIFICATION

WHEREAS, Clayton County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance and access by means of a gate or barrier, and

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

WHEREAS, the County has received a request that the following road be classified as an Area Service 'C' road:

A portion of "318th Street", originally established September 7, 1888 (See Road Record Volume 3, page 543) lying in Sections 20 and 21 of T92N, R3W of Clayton County, Iowa. The intention of this reclassification is to change the segment of public road commencing at the West Quarter Section Line of the Northwest of the Southeast of Section 21 along 318th Street and continuing westerly to the current point of termination.

1. Blading: Blading or dragging will not be performed on a regular basis. Landowner may maintain road on his own (using own equipment and materials) if he does not 1.

divert water; 2. crop right of way; 3. use for personnel gain i.e.: storage of hay, equipment, etc.

2. Snow and Ice Removal: Snow and ice removal will not be performed on a regular basis, only for emergency situation after all other roads open. Sanding and salting will not be performed.

3. Bridges: Bridges on Area Service 'C' roads may not be maintained to carry legal loads but will be posted as appropriate to advise of any load limitations.

4. Weeds, Brush and Trees: Mowing or spraying weeds, cutting brush and tree removal will not be performed on a regular basis. Adequate sight distances will not be maintained as on a regular road.

5. Structures: Bridges and culverts may not be maintained on a regular basis to carry legal loads. Upon failure or loss, the replacement structure will be for traffic thereon, if any replacement at all.

6. Road Surfacing: There will be no surfacing materials applied to Area Service 'C' roads. Landowner may apply surfacing at landowners' expense.

7. Shoulders: Shoulders will not be maintained

8. Crown: A crown will not be maintained.

9. Repairs: There will be no road repairs on a regular basis.

10. Uniform Width: Uniform width for the traveled portion of the road will not be maintained.

11. Inspections: Regular inspections will not be conducted.

12. Gate: The gate shall be purchased, installed and maintained by the adjoining landowners. If not so maintained, the County may remove and the gate; and

WHEREAS, the only persons who will have access rights to the road shall be:

- (1) the owner, lessee, or person in lawful possession of any adjoining land,
- (2) the agent or employee of the owner, lessee or person in lawful possession of adjoining land,
- (3) any peace officer,
- (4) any magistrate,
- (5) any public employee whose duty it is to supervise the use or perform maintenance of the road,
- (6) any agent or employee of any utility located upon the road.

THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CLAYTON COUNTY that this County does hereby establish the road described as an Area Service 'C' road, with restricted access and a minimal level of maintenance.

Attest:

Gary Bowden
Chairman, Board of Supervisors

Jennifer Garms
Clayton County Auditor