

March 16, 2021

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

Present: Steve Doepcke, Sharon Keehner, and Ray Peterson

Guests -- In Person: Eli Garms, Jeff Olson, Patti Ruff, Jenna Pollock, John Lenhart, LaRayne Lenhart, Jennifer Cowsert, Ken Zichal, Larry Stone, Molly Scherf; Electronic – Michelle Martinik, Sarah Moser, Bobbi Vierow, Linda Zuercher, Brittany Hubanks, Stacey Killian, Anna Schaufenbuel

Michelle Martinek, CPA, Hacker, Nelson & Co., P.C., presented the FY2020 County Audit Review and discussed the findings with the Board. Keehner moved, Doepcke seconded to accept and place on file the FY2020 Financial Report. Ayes: Doepcke, Keehner and Peterson. Motion carried.

Keehner moved, Doepcke seconded to approve the minutes of the March 9, 2021 meeting. Ayes: Doepcke, Keehner, Peterson. Motion carried.

Doepcke moved, Keehner seconded to approve the claims as presented totaling \$111,459.86. Ayes: Doepcke, Keehner, Peterson. Motion carried.

Keehner moved, Doepcke seconded to approve resolution #11-2021 "Vacate a Portion of a County Road." Roll Call Vote: Doepcke-aye, Keehner-aye, Peterson-aye. Motion carried.

RESOLUTION #11-2021
VACATE A PORTION OF A COUNTY ROAD

WHEREAS, The Clayton County Board of Supervisors desires to vacate roads that are of little use to the public.

NOW THEREFORE BE IT RESOLVED by the Clayton County Board of Supervisors that the following section of road be vacated:

Location of Road Right of Way is as follows:

Section 1, Township 95N 5W (Cox Creek)

As shown on County Project Number STP-S-22(30)—5E-22:

At Station 76+00 – Old ROW was 100ft, New ROW is 90ft
At Station 77+00 – Old ROW was 110ft, New ROW is 90ft
At Station 78+00 – Old ROW was 110ft, New ROW is 85ft
At Station 79+00 – Old ROW was 110ft, New ROW is 80ft
At Station 80+00 – Old ROW was 120ft, New ROW is 55ft
At Station 81+00 – Old ROW was 130ft, New ROW is 55ft
At Station 82+00 – Old ROW was 140ft, New ROW is 55ft
At Station 83+00 – Old ROW was 140ft, New ROW is 60ft
At Station 84+00 – Old ROW was 130ft, New ROW is 60ft
At Station 85+00 – Old ROW was 120ft, New ROW is 60ft
At Station 86+00 – Old ROW was 110ft, New ROW is 60ft
At Station 87+00 – Old ROW was 110ft, New ROW is 60ft
At Station 88+00 – Old ROW was 110ft, New ROW is 90ft

NOW THEREFORE BE IT RESOLVED by the Clayton County Board of Supervisors that the subject section of road be ordered vacated and closed.

Doepcke moved, Keehner seconded to approve resolution #12-2021 "Road Resurfacing Project." Roll Call Vote: Doepcke-aye, Keehner-aye, Peterson-aye. Motion carried.

RESOLUTION #12-2021
ROAD RESURFACING PROJECT

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the Gunder Road Resurfacing, FM-C022(92)--55-22, hereafter referred to as "the project" is in the best interest of Clayton

County, Iowa, and the residents thereof. The project is defined as Road Resurfacing on Gunder Rd from Elkader City Limits to 0.2 miles North of 215th St and from Eagle Ave to Agate Rd.

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Clayton County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by the Board to accept the bid from Mathy Construction Company in the amount of \$1,831,583.86 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Clayton County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Rafe Koopman, the County Engineer for Clayton County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

The Board received an update regarding public health concerns relating to COVID-19.

The Board worked on the FY2021 County Budget Amendment.

The Board worked on the FY2022 County Budget.

Chairperson Peterson opened a public hearing regarding an amendment to the Zoning Ordinance. The amendment references a change from A-1 (Agriculture) to R-1 (Residential) for Island View 2 Subdivision. Jeff Olson spoke about the property and the setbacks for building. The public hearing was closed. Keehner moved, Doepcke seconded to approve the first reading of the amendment to the Zoning Ordinance. Ayes: Doepcke, Keehner, Peterson. Motion carried.

The Board visited Lover's Leap to discuss the possibility of developing the trail and providing parking.

Ray Peterson, Board of Supervisors Chair

Attest: Jennifer Garms, Clayton County Auditor