

August 1, 2023

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

Present: Steve Doepcke, Ray Peterson, and Doug Reimer

Guests: Mike Tschirgi, Casey Stickfort, Patti Ruff, Sue Meyer, Peter Kann, Nick Meyer, and Jennifer Garms.

Reimer moved, Doepcke seconded to approve the minutes of the July 25, 2023 meeting. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Doepcke moved, Reimer seconded to approve the claims as presented totaling \$154,889.06. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to approve a Special Class C Retail Alcohol License with Outdoor Service for the Tri-City Golf Club. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Doepcke moved, Reimer seconded to amend a section of the handbook, including Secondary Roads, to take effect at the beginning of October relating to "Payday and Salary Deductions" to have pay days be Fridays instead of Wednesdays, with exception of when pay day falls on a holiday (the instance will be moved to the preceding day that is not a holiday). Ayes: Doepcke, Peterson, Reimer. Motion carried.

Bids received for two pickups for the Secondary Roads/Engineering department included: Birdnow Chevrolet – 2024 Chevrolet Silverado 1500 5.3L V8 (\$47,100 ea.), Brown's Elkader – 2024 Chevrolet Silverado 1500 Turbo Max (\$42,800 ea.), Torkelson Motors – 2024 Dodge Ram 1500 3.6L V6 (\$48,990 ea.), and Torkelson Motors – 2024 Dodge Ram 1500 5.7L V8 HEMI (\$51,700 ea.). Reimer moved, Doepcke seconded to award the bid to Brown's Elkader for two 2024 Chevrolet Silverado 1500 Turbo Max pickups for the Secondary Roads/Engineering department (\$42,800 ea.) for \$85,600.00. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to accept and proceed with a bid from Central Plumbing and Heating for a restroom at the Rural Services site in the amount of \$5,571.44. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to approve resolution #38-2023 "Resolution of Acceptance of Subdivision Plat of Kann Subdivision". Roll Call Vote: Doepcke-aye, Peterson-aye, Reimer-aye. Motion carried.

RESOLUTION #38-2023  
RESOLUTION OF ACCEPTANCE OF SUBDIVISION PLAT OF KANN SUBDIVISION

Accepting the final plat of the Kann Subdivision consisting of a subdivision of the southwest quarter of the northwest quarter (SW  $\frac{1}{4}$  - NW  $\frac{1}{4}$ ); part of the fractional northwest quarter of the northwest quarter (NW  $\frac{1}{4}$  – NW  $\frac{1}{4}$ ); part of the fractional northeast quarter of the northwest quarter (NE  $\frac{1}{4}$  - NW  $\frac{1}{4}$ ); the fractional northwest quarter of the northeast quarter (NW  $\frac{1}{4}$  - NE  $\frac{1}{4}$ ); the southeast quarter of the northeast quarter (SE  $\frac{1}{4}$  - NE  $\frac{1}{4}$ ); the southwest quarter of the northeast quarter (SW  $\frac{1}{4}$  - NE  $\frac{1}{4}$ ); and the southeast quarter of the northwest quarter (SE  $\frac{1}{4}$  - NW  $\frac{1}{4}$ ); all in Section four (4), township ninety-two (92) North, Range three (3) West of the Fifth Principal Meridian, Clayton County, Iowa consisting of Lot One through Lot five containing 110.86 acres, 7.14 acres, 4.26 acres, 41.60 acres, and 100.41 acres, respectively, more or less.

WHEREAS, there has been submitted to the Board of Supervisors of Clayton County, Iowa, a plat of real property hereinafter designated as Kann Subdivision and described as a subdivision of the southwest quarter of the northwest quarter (SW  $\frac{1}{4}$  - NW  $\frac{1}{4}$ ); part of the fractional northwest quarter of the northwest quarter (NW  $\frac{1}{4}$  – NW  $\frac{1}{4}$ ); part of the fractional northeast quarter of the northwest quarter (NE  $\frac{1}{4}$  - NW  $\frac{1}{4}$ ); the fractional northwest quarter of the northeast quarter (NW  $\frac{1}{4}$  - NE  $\frac{1}{4}$ ); the southeast quarter of the northeast quarter (SE  $\frac{1}{4}$  - NE  $\frac{1}{4}$ ); the southwest quarter of the northeast quarter (SW  $\frac{1}{4}$  - NE  $\frac{1}{4}$ ); and the southeast quarter of the northwest quarter (SE  $\frac{1}{4}$  - NW  $\frac{1}{4}$ ); all in Section four (4), township ninety-two (92) North, Range three (3) West of the Fifth Principal Meridian, Clayton County, Iowa consisting of Lot One through Lot five containing 110.86 acres, 7.14 acres, 4.26 acres, 41.60 acres, and 100.41 acres, respectively, more or less.

WHEREAS, Peter Kann and Andrew Kann, Trustees of the Virgil H. Kann and the Lydia M. Kann Revocable Trusts, as owners of said real property, has executed and acknowledged an instrument consenting to said plat,

WHEREAS, it appears that said plat complies with all requirements of Chapters 354 and 355 of the Code of Iowa, WHEREAS, the Clayton County Planning and Zoning Commission has recommended approval of said subdivision, affirming that it has complied with all the regulations of Clayton County, Iowa,

THEREFORE BE IT RESOLVED by the Clayton County Board of Supervisors that the Board approves as an official subdivision, the plat of real property to be known as Kann Subdivision as described above.

There was discussion regarding the start date for the Longitudinal Subdrain Tile project. Reimer moved, Doeppke seconded to approve resolution #39-2023 "Longitudinal Subdrains Tile". Roll Call Vote: Doeppke-aye, Peterson-aye, Reimer-aye. Motion carried.

RESOLUTION #39-2023  
LONGITUDINAL SUBDRAINS TILE

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the Longitudinal Subdrain Tile FM-CO22(96)—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 Longitudinal subdrain tile on Pleasant Ridge Road (B45) from Monona City Limits to 1 mile northwest of Marquette City Limits.

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 Skyline Construction, Inc. in the amount of \$579,901.84 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, Casey Stickfort, 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.

/s/ Ray Peterson, Board of Supervisors Chair  
Attest: Jennifer Garms, Clayton County Auditor