DELAWARE COUNTY IOWA
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DEBORAH L. PEYTON
DELAWARE CO RECORDER

N/C

PREPARED BY: Sharon McCrabb, Auditor, Courthouse, Manchester, Iowa Phone 319-927-4701

CERTIFICATION

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

This is to certify that the attached supporting documents represent the bridge closure and vacation of the following segment of county road:

All easement rights pertaining to: That portion of 197th Street beginning at 280th Avenue and 197th Street intersection, thence westerly 2,050 feet to Irvin Sellner's driveway, all located in Section 24 of Oneida Township, T89N, R4W.

1. Copy of the Supervisors's Official Minutes, Book W, Page 237, dated March 22, 1999, showing public hearing date set on road abandonment.
2. Copy of Notice of Public Hearing on Road and Bridge Closure published in The Manchester Press on April 6, 1999.
3. Copy of Supervisors' Official Minutes, Book W, Page 245, dated April 12, 1999, showing the Public Hearing on bridge closure and road abandonment.
4. Copy of the Resolution, re Public Hearing for Road Vacation and Bridge Closure.

I, Sharon McCrabb, County Auditor, do hereby certify that the attached are true copies of the above listed instruments.

Sharon McCrabb, Delaware County Auditor

Subscribed and sworn to before me and in my presence by Sharon McCrabb, Delaware County Auditor, this 11th day of May, 1999.

Carolyn A. Wilson, Notary Public in and for the State of Iowa.

My Commission expires 12-17-01.

CAROLYN A. WILSON
Iowa
NOTARIAL SEAL

KOCH BROTHERS DES MOINES C-089-X H-0192-1

Motion made by Skinner, seconded by Helmrichs and carried that the Chairman of the Board be authorized to sign the Notice of Intent to Participate FY2000 Senior Health Grant, retroactive to March 8, 1999. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the Chairman of the Board be authorized to sign the Application for Accreditation with the Iowa Department of Human Services for Delaware County Case Management. All ayes.

There being no further business, this meeting adjourned. These minutes were read and approved.

G. Eldon Koeneke, Chairman — Sharon McCrabb, Auditor

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March 22, 1999
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in regular session this date at 11:00 a.m. with all members present. G. Eldon Koeneke, Chairman, called the meeting to order.

Motion made by Skinner, seconded by Helmrichs and carried that the following employees be allowed to attend their various meetings: John Bernau approved retroactively to attend a decatorization project meeting in Independence on March 16, 1999; Brian Ridenour and Scott Meier to attend a federal funding meeting in Cedar Rapids on March 25, 1999; Brian Ridenour to attend a meeting of the Iowa Highway Research Board in Ames on March 26, 1999; Bill Skinner, Shirley Helmrichs and Eldon Koeneke to attend an RTA meeting in Dubuque on March 24, 1999; Bill Skinner and Shirley Helmrichs to attend an ECIA meeting in Dubuque on March 24, 1999; Bill Skinner, Shirley Helmrichs and Eldon Koeneke to attend an Alliance Pipeline meeting in Cedar Rapids on March 26, 1999; Shirley Helmrichs to attend an RPA meeting in Dubuque on March 23, 1999. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the following claims be allowed for payment:

	General Basic Fund	
Alliant Utilities	electric service	$113.22
Peoples Natural Gas Co.	utility service	757.48
U. S. Postmaster	postage	32.00
	Secondary Road Fund	
Alliant Utilities	electric service	73.79
Mastercard	registration	180.00
Peoples Natural Gas Co.	utility service	183.41

All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the following Resolution be approved:

RESOLUTION

WHEREAS, the Board of Supervisors is empowered under authority of Sections 321.255 and 321.285 Subsection 7 of the Code of Iowa to determine, upon the basis of an engineering and traffic investigation conducted by the Iowa Department of Transportation, that the speed limit of any secondary road is greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

WHEREAS, such investigation has been requested and completed by the Iowa Department of Transportation and the County Engineer has concurred with the recommendation of the Department,

NOW THEREFORE BE IT RESOLVED, by the Delaware County Board of Supervisors that speed limits be established and appropriate signs erected at the locations described as follows:

1. Install Speed Limit 40 M.P.H. signs on 180th Avenue/X15 beginning 800 feet North of 240th Street thence northerly to the U.S. 20 underpass
2. Install Speed Limit 45 M.P.H. signs beginning at Honey Creek Road and 195th Street intersection thence northerly 5,100 feet onto 180th Avenue, then northerly at 55 M.P.H. on 180th Avenue to 165th Street
3. Install speed limit 35 M.P.H. signs on 332nd Avenue beginning on 210th Street/D22 thence northerly 2,695 feet, then install 55 M.P.H. signs to Floyd Road.

PASSED AND APPROVED THIS 22nd DAY OF MARCH, 1999.

/S/ G. Eldon Koeneke, Chairman
Delaware County Board of Supervisors

ATTEST: /S/ Sharon McCrabb, County Auditor

All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the fiscal year 2000 Iowa Department of Transportation Secondary Road Budget showing expenditures in the amount of $4,616,500 and the Secondary Road Construction Program be approved. All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the following Resolution be approved:

WHEREAS the Code of Iowa permits the County Board of Supervisors to vacate and abandon roads under its jurisdiction and,

WHEREAS the Delaware County Board of Supervisors believes the expenditure of public funds is no longer justified on the following segment of county road,

NOW THEREFORE BE IT RESOLVED a Public Hearing be held in the Board of Supervisors office in the Delaware County Courthouse, Manchester, Iowa at 11:15 A.M. on April 12, 1999 for the purpose of vacating the following segment of county road.

That portion of 197th Street beginning at 280th Avenue and 197th Street intersection, thence westerly 2,050 feet to Irvin Sellner's driveway, all located in Section 24 of Oneida Township, T89N, R4W.

The County Auditor is further directed to prepare and have notice of this hearing served as prescribed by law.

All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that April 5th, 1999 at 11:00 a.m. be set as the time to receive sealed bids for 195 miles of centerline paint marking, 3,900 gallons of yellow with reflectorized spheres and traffic control included in the paint bid. All ayes.

This being the date set to receive dump truck quotes for the secondary road department, Brian Ridenour, County Engineer, opened quotes as follows:

	Truck #1	Truck #2
Don's Trucks, Fairbanks	Sterling L7500 - $55,876	Sterling L7500 - $56,561
Truck Country, Dubuque	Freightliner FL 80 - $86,377	Freightliner FL 80 - $85,066
Riverside, Dubuque	4900 International - $63,676	4900 International - $64,876
Cedar Valley Freightliner, Waterloo	FLE Freightliner - $55,243	FLE Freightliner - $55,243

Motion made by Skinner, seconded by Helmrichs and carried that a decision on the purchase of two dump trucks be postphoned until the next meeting on March 29th. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the Application for Approval of Underground Construction on Delaware County Right-of-Way for Francis Kester for a 5" & 6" field tile 4½ miles SE from Ryan in Hazel Green Township be approved. All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the following Resolution be approved:

RESOLUTION

Pursuant to the 1997 Code of Iowa, Section 331.323 Sub Section 2d, we do hereby authorize the destruction of the following records in the Auditor's office:

Assessor Fruit Tree & Forest Reservation Reports through 1988
Paid up bonds from 1929 through 1991
County School Fund Transfer Orders 1967 through 1984
Money and Credits Tax Replacement Fund Correspondence 1966 through 1987
Receipt and Disbursement Reports to State 1960 through 1964
Court Reorganization file 1983 - 1987
Reports from State Tax Commission 1971 through 1978
County Officers Bonds 1949 through 1986
Duplicate deposit slips for:
Auditor 1985 through 1990
Correll Trust Fund 1986
Spangler Trust Fund 1984

Revenue Sharing File for Handicapped Accessiblilty Compliance 1983 through 1984

Dated this 22nd day of March, 1999.

Delaware County Board of Supervisors
/S/ G. Eldon Koeneke, Chairman
/S/ Bill Skinner
/S/ Shirley E. Helmrichs

All ayes.

This being the date set by publication to hold a public hearing to consider the Delaware County Management Plan for fiscal year 2000, Pat Kane, Director, explained the changes from the previous year were very minimal. Those changes that did occur are:

GOALS

Goals for this plan includes:

1. Improved access to transportation for consumers
2. To continue to improve consumer and parent/guardian imput into the decision making process of the Advisory Council.
3. Continue to provide workshop services to CMI/MI population
4. Expand supported employment opportunities
5. Identify and provide additional structured day programming activities.
6. Explore supervised apartment living opportunities for MI/CMI and DD populations.

Goals from last year's plan and progress on those goals:

1. Improved access to transportation for consumers. Goal not met. Transportation services are currently being provided to those residing in the Manchester area, but falls short for those in outlying areas. BOS and CPC will schedule meetings with Regional Transit to improve this needed service.
2. Provide CMI/MI population workshop services. Goal met. Currently, three consumers are utilizing workshop services. Goal will be continued.
3. Improve payee services to consumers. Goal met. Those consumers requesting a payee have been provided this service.
4. Improve consumer and parent/guardian imput into the decision making process. Goal not met. CPC has used radio and newspaper announcing times and dates for meetings but to no avail. A sub committee has been established made up of providers, to meet with with their respective groups for the purpose of educating and procuring information from consumers, parents and/or guardians. Surveys will be sent out to those not included in these groups, asking for their input into improving the service delivery system.

STAKEHOLDERS

This 14 member committee consisting of two consumers, four family members, one guardian, and seven providers, recommended and accepted that the name stakeholders be changed to Delaware County Community Services Advisory Council. The reason for the change was the group felt the title stakeholder group was to confusing to the general public.

Chairman, Eldon Koeneke, declared the public hearing on the Delaware County Management Plan open. There

STATE OF IOWA, Delaware County-ss.

I, Larry K. Woellert, being duly sworn depose and say that I am publisher of The Manchester Press, a newspaper published weekly in Manchester, in said county, and that the Delaware County in case of Public Hearing - Road + Bridge Closure a copy of which is hereto attached, was published in said newspaper for 1 weeks consecutively; the first publication having been made on the 6 day of April A.D. 19 99, and the last on the 6 day of April A.D. 19 99

Publication fee, $ _____

Larry K. Woellert

Subscribed by Larry K. Woellert and by him sworn to before me, a notary public in and of Delaware County, Iowa this 6 day of April A.D. 1999

Witness my hand and seal the date last above written.

_____ Notary Public

NOTARIAL SEAL IOWA
PEGGY A. McELHANEY
MY COMMISSION EXPIRES
8-13-00

NOTICE
PUBLIC HEARING ON ROAD AND BRIDGE CLOSURE

WHEREAS the Code of Iowa permits the County Board of Supervisors to vacate and abandon roads under its jurisdiction and,

WHEREAS the Delaware County Board of Supervisors believes the expenditure of public funds is no longer justified on the following segment of county road,

NOW THEREFORE BE IT RESOLVED a Public Hearing be held in the Board of Supervisors office in the Delaware County Courthouse, Manchester, Iowa at 11:15 AM. on April 12, 1999 for the purpose of vacating the following segment of county road.

That portion of 197th Street beginning at 280th Avenue and 197th Street intersection, thence westerly 2,050 feet to Irvin Sellner's driveway, all located in Section 24 of Oneida Township, T89N, R4W.

The County Auditor is further directed to prepare and have notice of this hearing served as prescribed by law.

/S/Sharon McCrabb
Delaware County Auditor
P70

Supervisor's Minutes,

KOCH BROTHERS, DES MOINES C-089-X H-0192-1

11. JURISDICTION:

The provisions of this ordinance shall apply throughout Delaware County, Iowa.

12. CONFLICT WITH STATE LAWS:

This ordinance is intended to be consistent with state law. In the event that this ordinance conflicts with a state law or a state administrative code rule, the more stringent standards shall be controlling.

13. SEPARABILITY:

The provisions of this ordinance are separable, and if any provision, sentence, clause, section, or part thereof should be held illegal, invalid,unconstitutional or inapplicable to any person, or circumstance, such illegality, invalidity, unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of the ordinance.

Dated this 5th day of April, 1999.

Delaware County Board of Supervisors

Motion made by Skinner, seconded by Helmrichs and carried that Ordinance #20 be adopted as read. All ayes.

Two boys from Boy Scout Troop #33 were introduced and said they were working on badges and being present at the supervisors' meeting would held them achieve their badges.

There being no further business, this meeting adjourned. These minutes were read and approved.

Shirley E. Helmrichs, Vice-Chairperson

Sharon McCrabb, Auditor

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April 12, 1999
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in regular session this date at 11:00 a.m. with all members present. G. Eldon Koeneke, Chairman, called the meeting to order.

Motion made by Helmrichs, seconded by Skinner and carried that the payroll of April 9, 1999 in the amount of $86,919.95 through warrants # 13705 - 13840, claims as shown on pages 245a through 245d and the following handwritten claims be approved:

	General Basic Fund	
AT&T	phone service	$372.89
	Mental Health Fund	
AT&T	phone service	61.26
	Secondary Road Fund	
AT&T	phone service	45.83

All ayes.

Joe Raso addressed the Board and asked that they provide a letter of support and be the applicant for a grant to study the child care needs in Delaware County. The grant would be for approximately $1,500.00.

Motion made by Skinner, seconded by Helmrichs and carried that Delaware County apply for the child care study grant and write a letter of support for the project. All ayes.

The Board discussed the prospect of an individual purchasing county property adjacent to the Community Services building on South 5th Street in Manchester. The individual would at least pay the $15,000.00 the property cost the county and would be restricted to building a daycare center at the site within the next five years or the county would purchase the property back.

Motion made by Skinner, seconded by Helmrichs and carried that the date of May 3rd at 11:00 a.m. be set for a public hearing on the proposed sale of the county property. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that Form 5500-C/R entitled "Return/Report of Employee Benefit Plan" be signed by the Board Chairperson and that the form be returned to CPI Qualified Plan Consultants to file with the Internal Revenue Service on behalf of Delaware County for the employees fexible benefit plan. All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the Renewal Application for a Class C Liquor License, Application for Sunday Sales Privilege and Application for Outdoor Service Area for the Manchester Golf & Country Club be approved for the period May 17, 1999 through May 16, 2000. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the final draft of the FYE 6-30-98 Financial Report for Delaware County be approved as presented by Hunt, Kain & Associates of Oskaloosa. All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the Iowa Department of Natural Resources Quarterly Reporting form for wells tested and wells plugged be approved for the quarter ending March 31, 1999, in the amount of $3,922.00. All ayes.

At 11:15 a.m. the Board moved to the jail basement for a public hearing on a road and bridge closure described as that portion of the 197th Street beginning at 280th Avenue and 197th Street intersection, thence westerly 2,050 feet to Irvin Sellner's driveway, all located in Section 24 of Oneida Township, T89N, R4W. The public notice for the hearing was published in The Manchester Press on March 30, 1999.

some facts as follows: the bridge is a 55' long, 15½' wide bridge with the main span being a steel "A" truss with a wood deck and the second span is timber trestle crossing Plum Creek; the bridge was build around 1915 and currently has a traffic count of less than 10 vehicles a day; in 1976 a 3 ton load limit was posted on the one lane structure; the condition of the bridge is not good and is a safety factor; the road the bridge is located on is classified as a Level B road with minimum maintenance. He advised he would not recommend money be spent on the road or bridge in this area and that it be closed.

Tom Hanson, Attorney-at-Law, represented the family of Irvin Sellner who has property on both sides of the level "B" road. He asked if there was no way to fix the bridge and if the road was not closed, what then?

Brian Ridenour responded there was no good way to fix an A truss bridge and if the Supervisors do not close the road, it would temporarily be closed with barricades at each end and only the Sellners would be able to use it.

Brian Ridenour responded to a question on the condition of the road by stating it was made a level B road by order of the Board of Supervisors for economic purposes years ago and a level B road only receives a minimum of maintenance.

A question was asked "why couldn't another old bridge have been moved to replace this bridge Brian stated that the other bridge would also have been a truss bridge. It would cost $30,000.00 to $40,000.00 to move an old bridge to that location and it would also have to be posted. He said he has between $400,000.00 to $500,000.00 in his budget for bridge replacement and he does from 2 to 3 every year. He also stated that there was a 125' by 24' continuous concrete slab bridge built upstream in 1996 for $150,000.00 and one built downstream in 1989 for $125,000.00. He said he could not recommend building a bridge in this area.

Delbert Ronnebaum told the Board he pulled 27 cars out of the ditch by his home in the last 7 years. He felt it was not an ideal road for an alternate route since it was curvy. He felt the traffic going past his place would be cut in half if the level B road could be maintained.

Several people commented on how far they had to travel out of their way because the level B road was not maintained. The Sellners needed to travel 4 miles to reach property 500' from their residence.

Tom Hanson presented a petition signed by 53 people wanting to keep the bridge and road open. He also asked the Board to have the County Engineer come up with an estimate of what it would take to get the road and bridge back to being usable.

Discussion was held on whether culverts could be used in this area. The County Engineer felt the water shed area was too great for culverts.

People commented on taking too many detours off this road was dangerous for the public.

Brian Ridenour, County Engineer, commented that with 900 miles of road and 250 bridges in Delaware County, he didn't feel he could recommend money be spent at this location.

Motion made by Skinner, seconded by Helmrichs and carried that a decision on the road and bridge closing will be made at the official meeting of the Board held on May 10th, 1999 at 11:00 a.m.. All ayes.

There being no further business, this meeting adjourned. These minutes were read and approved.

G. Eldon Koeneke, Chairman

Sharon McCrabb, Auditor

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April 19, 1999
Manchester, Iowa

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in regular session this date at 11:00 a.m. with all members present. G. Eldon Koeneke, Chairman, called the meeting to order.

Motion made by Helmrichs, seconded by Skinner and carried that the following employees be allowed to attend their respective meetings: Pat Kane retroactively to attend a Regional CPC meeting in Cedar Rapids on April 16th; Ann Shackelford, Pat Kane and Catherine Moellers to attend case management training in Clive on April 29th. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the Contract for pavement marking by Vogel Traffic Services, Inc. for $35,100.00 be approved. All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the Contract and Bond for Mathy Construction Company for ACC resurfacing on X47 (Project # STP-S-28(36)--5E-28) be approved in the amount of $599,887.46. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the Contract and Contractor's Bond of Jim Schroeder Construction, Inc. for bridge replacement on D35 in the amount of $361,227.12 be approved. All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the Iowa DOT miscellaneous voucher in the amount of $31.50 for copy services charged to the Farm to Market Account be approved. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the Agreement to Provide Professional Consulting Services between Delaware County and DMG-MAXIMUS, INC. for a two year period at $5,500.00 annually be approved. All ayes.

Motion made by Skinner, seconded by Helmrichs and carried that the following transfers be approved: $353,497.43 from Rural Services to Secondary Road; $25,106.22 from General Basic to Secondary Road. All ayes.

Motion made by Helmrichs, seconded by Skinner and carried that the Certification and Agreement to Comply for the public health nursing, homemaker care aide and senior heath FY 2000 Community services Bureau

RESOLUTION
PUBLIC HEARING FOR ROAD VACATION AND BRIDGE CLOSURE

WHEREAS the Code of Iowa permits the County Board of Supervisors to vacate and abandon roads under their jurisdiction and

WHEREAS the Delaware County Board of Supervisors believes the expenditure of public funds is no longer justified on the following segment of county road,

NOW THEREFORE BE IT RESOLVED a Public Hearing be held in the Board of Supervisors office in the Delaware County Courthouse, Manchester, Iowa at 11:15 A.M. on April 12 and May 10, 1999 for the purpose of vacating the following segment of county road.

All easement rights pertaining to:
That portion of 197th Street beginning at 280th Avenue and 197th Street intersection, thence westerly 2,050 feet to Irvin Sellner's driveway, all located in Section 24 of Oneida Township, T89N, R4W.

NOW THEREFORE BE IT FURTHER RESOLVED that Irvin L. and Madonna Sellner be given the property rights to the road and bridge within the vacated portion noted above in the consideration of the sum of One Dollar ($1.00) receipt of which is hereby acknowledged. Additionally the County Engineer is directed to install gates on each end with appropriate road closure signing. Adequate time will be allowed to order sign materials and construct a closure to insure safety to motorists.

THEREFORE BE IT RESOLVED that the said road be abandoned and vacated, and that any and all rights, title, or interests of Delaware County are hereby disclaimed to the use thereof for any purpose whatsoever.

Passed this 10th day of May, 1999 to vacate and abandon said road.

G. Eldon Koeneke
Delaware County Board of Supervisors

I, Sharon McCrabb, County Auditor in and for Delaware County, Iowa, do hereby certify the above and foregoing to be a true and exact copy of a Resolution passed and approved by the Board of Supervisors of Delaware County, Iowa, at its meeting held on the 10th day of May, 1999.

Sharon McCrabb
Delaware County Auditor