



Book 2018 Page 3252

Document 2018 3252 Type 06 006 Pages 2
Date 11/14/2018 Time 3:30:13PM
Rec Amt \$.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer's Name: Courtney Vorwald, Assistant Delaware County Attorney

Address: Delaware County Courthouse, 301 East Main Street, Manchester, Iowa 52057 Telephone: (563) 927-3819

Return To: Dubuque County Engineer Address: 13047 City View Dr., Dubuque, Iowa 52002

Telephone: (563) 557-7283

Grantor: Delaware County, Iowa

Grantee: Dubuque County, Iowa

**28E AGREEMENT FOR SHARING ASSISTANT TO THE COUNTY ENGINEER
(RENEWAL)**

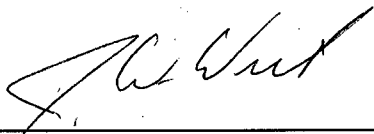
COMES NOW Delaware County, Iowa, and Dubuque County, Iowa, and, pursuant to the provisions of Iowa Code Chapter 28E.5, enter into a joint and mutual agreement for the sharing of an Assistant to the County Engineer pursuant to the provisions of Iowa Code Section 309.19.

Iowa Code Section 309.19 permits adjoining counties to enter into an agreement to jointly employ a County Engineer or assistants and requires that provisions of Iowa Code Chapter 28E be applicable to the agreement. Therefore, the parties agree as follows:

1. This agreement is expected to last two (2) years, unless extended by mutual written agreement or by a resolution passed by both boards of supervisors.
2. This agreement may be terminated at any time, without cause, by either party. The terminating party must provide one hundred eighty (180) days' written notice to the non-terminating party. Notice may be sent by regular mail or by certified mail, return receipt requested.
3. No separate organization is created or planned by the counties.
4. Pursuant to this agreement, Assistant to the Delaware County Engineer Craig Davis shall provide design and inspection services to Dubuque County.
5. Davis shall allocate sixty percent (60%) of his time and services to Delaware County and forty percent (40%) of his time and services to Dubuque County. The parties agree that Davis may perform design and inspection services for Dubuque County from his office in Delaware County. Delaware County authorizes Davis to use a Delaware County vehicle to travel to and from Dubuque County. The parties agree that Davis may then utilize a Dubuque County vehicle if additional travel is necessary within the county.
6. The allocation of Davis' time and services will be monitored through time management sheets completed by Davis and submitted to both Delaware County and Dubuque County.
7. The manner of financing the joint or cooperative undertaking and establishing and maintaining a budget therefore, shall rest with Delaware County, Iowa. Delaware County shall be responsible for providing health insurance coverage for Davis. Delaware County shall invoice Dubuque County for forty percent (40%) of Davis' services each month, and Dubuque County shall promptly reimburse Delaware County for forty percent (40%) of Davis' wages, FICA, IPERS, and health insurance premium.
8. Delaware County and Dubuque County shall hold joint quarterly meetings with Davis.
9. The purpose of the 28E Agreement is to comply fully with the provisions of Iowa Code Section 309.19 to permit Delaware County, Iowa, to share with adjacent county, Dubuque County, Iowa, the services, as defined in paragraph four, of the Assistant to the Delaware County Engineer.

(File with the Delaware County Recorder, the Dubuque County Recorder,
and the Iowa Secretary of State)

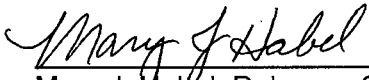
APPROVED BY: DUBUQUE COUNTY BOARD OF SUPERVISORS



Jay Wickham, Chair

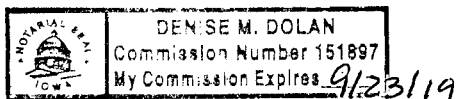
Date: November 13, 2018

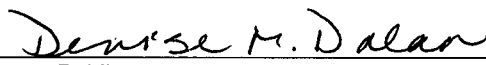
ATTEST:



Mary J. Habel, Dubuque County Deputy Auditor

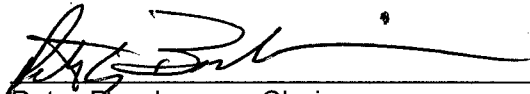
On this 13th day of November, 2018, before me, Denise Dolan, a Notary Public, in and for the State of Iowa, personally appeared Jay Wickham and Mary Habel, to me personally known and who, being duly sworn, did say that they are the Chairperson of the Board of Supervisors and Deputy County Deputy Auditor, respectively, of the County of Dubuque, Iowa; that the seal affixed to the foregoing instrument is the corporate seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its Board of Supervisors, as contained in the resolution adopted by the Board of Supervisors, under Resolution No. 18-299, of the Board of Supervisors on the 13th day of November, 2018, and Jay Wickham and Mary Habel acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.





Notary Public

APPROVED BY: DELAWARE COUNTY BOARD OF SUPERVISORS



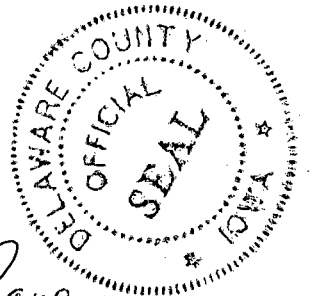
Peter Buschmann, Chair

Date: 11/13, 2018

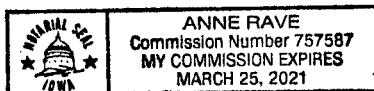
ATTEST:



Carla Becker, Auditor



On this 13 day of November, 2018, before me, Anne Rave, a Notary Public, in and for the State of Iowa, personally appeared Peter Buschmann and Carla Becker, to me personally known, and who, being by me duly sworn, did say that they are the Chairperson of the Board of Supervisors and County Auditor, respectively, of the County of Delaware, Iowa; that the seal affixed to the foregoing instrument is the county seal of the county and that the instrument was signed and sealed on behalf of the county, by authority of its Board of Supervisors, as contained in Ordinance No. _____ passed (or Resolution adopted) by the Board of Supervisors under Roll Call No. _____ of the Board of Supervisors on the 13 day of November, 2018, and they acknowledged the execution of the instrument to be his/her voluntary act and deed and the voluntary act and deed of the county, by it voluntarily executed.





Notary Public