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Daneen Schindler, RECORDER/REGISTRAR  
DELAWARE COUNTY IOWA

Prepared by and Return to: Carla K. Becker, Delaware Co Auditor, 301 E Main St, Manchester, IA 52057

### AFFIDAVIT OF RECORDING

To Whom It May Concern:

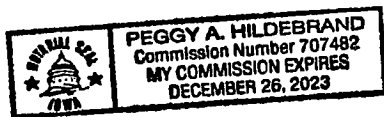
I, Carla K. Becker, Auditor for the County of Delaware, Iowa, do hereby certify that the attached is a true and exact copy of the 28E Agreement for Victim Witness Coordinator/Sexual Assault Response Team Assistant for FY 2022-23 as approved by the Counties of Benton, Buchanan, Clayton, Delaware and Jones in the State of Iowa along with the individual signature pages from each county.

Dated this 12<sup>th</sup> day of August, 2022

Carla K. Becker, County Auditor  
Delaware County, Iowa



Subscribed and sworn to before me, a Notary Public, in and for the State of Iowa, on this 12<sup>th</sup> day of August, 2022.



Peggy A. Hildebrand  
Notary Public in and for the State of Iowa

**28E AGREEMENT FOR VICTIM WITNESS COORDINATOR/SEXUAL ASSAULT  
RESPONSE TEAM ASSISTANT**

This 28E Agreement is made on this 9th day of May, 2022, by and between Benton County, Iowa, Buchanan County, Iowa, Clayton County, Iowa, Delaware County, Iowa, and Jones County, Iowa (hereinafter the Counties).

WHEREAS, all parties to this Agreement are public agencies as defined by Sections 28E.2 of the Code of Iowa; and

WHEREAS, Iowa Code Chapter 915 provides for victims' rights in criminal proceedings, including registration and notification; and

WHEREAS, the Counties understand the importance of ensuring the presentation of rights and services to crime victims; and

WHEREAS, the Counties are committed to improving the services and support available to crime victims and witnesses; and

WHEREAS, the Counties recognize the importance of their Sexual Assault Response Teams (SART) in providing a victim-centered response in sexual assault crimes; and

WHEREAS, the Counties will cooperate in contracting with a multi-county Victim Witness Coordinator/SART Assistant to meet these needs; and

WHEREAS, through the resolutions adopted by the parties hereto, the provisions of this agreement have been approved by the parties.

Therefore, the parties agree as follows:

1. **PURPOSE:** The purpose of this agreement is to allow the parties to share the

services of a Victim Witness Coordinator/SART Assistant.

2. **TERM:** This agreement is expected to last from July 1, 2022 through June 30, 2023.
3. **ADMINISTRATOR:** No separate legal or administrative entity shall be established in order to administer this agreement. Clayton County is hereby designated as administrator for the joint or cooperative undertaking as required by Section 28E.6.
4. **FINANCING:** The manner of financing the joint or cooperative undertaking and establishing and maintaining a budget therefore, shall rest with Clayton County, Iowa.
  - a. Clayton County, Delaware County, and Jones County are utilizing the Victim Witness Coordinator and SART Assistant roles. Clayton County and Delaware County will each be responsible for \$13,000. Jones County will be responsible for \$13,780.
  - b. Buchanan County and Benton County will be utilizing the SART Assistant and not the Victim Witness Coordinator services in their counties. These counties will each be responsible for \$6,500.
  - c. Each county shall make payment in full to the Clayton County Auditor by August 1, 2022.
  - d. The Counties shall cooperate in applying for and obtaining any federal, state, or other funds to meet the financial obligations under this agreement.

5. **SCOPE OF WORK:** The Victim Witness Coordinator/SART Assistant is an independent contractor. Each county will be responsible for determining the scope of work for the Victim Witness Coordinator/SART Assistant in its county. This work may include, but is not limited to, providing criminal justice services to crime victims and witnesses, and/or leading and coordinating the activities of a county's SART. Each county will determine if the Victim Witness Coordinator/SART Assistant is required to submit time management sheets.

6. **TERMINATION:**

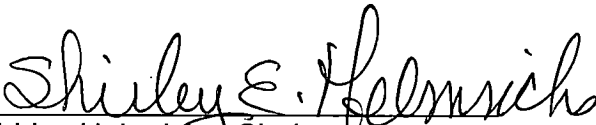
- a. This agreement may be terminated at any time by a majority vote of the Counties. Any funds paid to the Clayton County Auditor that have not been earned by the VWC Coordinator/SART Assistant at the time of the termination of this agreement shall be returned to the Counties.
- b. A county withdrawing with cause must serve written notice upon the Counties at least 30 days prior to its withdrawal date. Notice may be sent by regular or by certified mail, return receipt requested. The withdrawing county must fulfill its financial obligations up to the withdrawal date. "With cause" may include the material breach of the terms or obligations of this Agreement by another county, and/or the failure of the VWC Coordinator/SART Assistant to fulfill his/her duties as established by the Counties.
- c. Any county may withdraw from this agreement without cause by serving written notice upon the Counties by April 1st. Notice may be sent by


regular or by certified mail, return receipt requested. A party withdrawing under this subsection must fulfill its financial obligations under this agreement through the end of the fiscal year in which notice is provided.

7. **AMENDMENTS:** Any amendments must be in writing and approved by all parties to this agreement.
8. **SEVERABILITY:** If any one or more of the provisions of this agreement are declared unconstitutional or contrary to the law, the validity of the remainder thereof shall not be thereby affected.

IN WITNESS THEREOF, the parties hereto have executed this agreement the day and year above written.

**APPROVED BY THE DELAWARE  
COUNTY BOARD OF SUPERVISORS**

  
Shirley Helmrichs, Chairperson


ATTEST:   
Auditor

**APPROVED BY THE CLAYTON  
COUNTY BOARD OF SUPERVISORS**

  
\_\_\_\_\_  
Ray Peterson, Chairperson

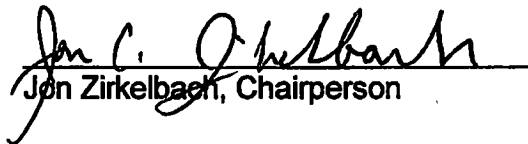
ATTEST:   
\_\_\_\_\_  
Auditor

**APPROVED BY THE BENTON  
COUNTY BOARD OF SUPERVISORS**

  
Tracy Seeman, Chairperson

ATTEST:   
Auditor

**APPROVED BY THE JONES  
COUNTY BOARD OF SUPERVISORS**


  
Jon Zirkelbach, Chairperson

ATTEST:   
Auditor



**APPROVED BY THE BUCHANAN COUNTY  
COUNTY BOARD OF SUPERVISORS**

  
Don Shonka, Chairperson

ATTEST   
Auditor