




Book 2024 Page 2924

Document 2024 2924 Type 06 010 Pages 9  
Date 11/19/2024 Time 3:54:26PM  
Rec Amt \$.00

Daneen Schindler, RECORDER/REGISTRAR  
DELAWARE COUNTY IOWA

Prepared by and Return to  Dubuque County Engineer, 1225 Seippel Road, Dubuque, Iowa 52002 (563) 557-7283

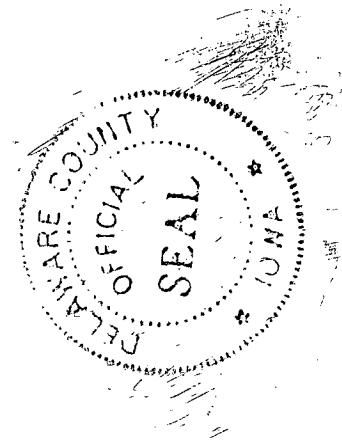
### AFFIDAVIT OF RECORDING

To Whom It May Concern:

I, Carla K. Becker, Auditor for the County of Delaware, Iowa, do hereby certify that the attached is the original Resolution approved by the Dubuque County Board of Supervisors and the Delaware County Board of Supervisors, in the State of Iowa, to extend the sharing agreement, as outlined in the attached 28E Agreement, of the Delaware County Assistant to the Engineer.

Dated this 19<sup>th</sup> day of November, 2024

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 19<sup>th</sup> day of November 2024.

Brittany Ries  
Notary Public in and for the State of Iowa



DELAWARE COUNTY RESOLUTION NO. 2024-054

DUBUQUE COUNTY RESOLUTION 24- 223

**WHEREAS**, Dubuque County and Delaware County approved a 28E renewal agreement on November 7, 2022 for a two-year sharing period for Delaware County Assistant to the Engineer Craig Davis to be appointed as Dubuque County Assistant to the Engineer per Iowa Code 309.19; and

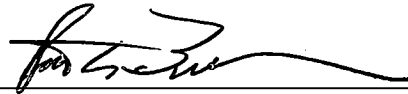
**WHEREAS**, the 28E renewal agreement is nearing its expiration, and it is the mutual desire of Dubuque County and Delaware County to extend the sharing agreement for an additional two year period; and

**WHEREAS**, this resolution acts as official approval to extend the 28E renewal agreement in its entirety for a period of two years commencing November 14, 2024 and ending November 13, 2026.

**NOW THEREFORE**, the Board of Supervisors of Dubuque County and Delaware County hereby approve this resolution extending the 28E sharing agreement for Assistant to the County Engineer Craig Davis for a period of two years commencing November 14, 2024 and ending November 13, 2026, unless further extended by mutual written agreement or by a resolution passed by both boards of supervisors.

Resolution adopted this 18<sup>th</sup> day of November, 2024.

APPROVED BY: DELAWARE COUNTY BOARD OF SUPERVISORS

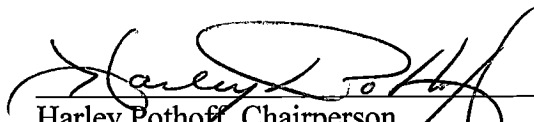


Pete Buschmann, Chairperson  
Delaware County Board of Supervisors


ATTEST:

  
Carla Becker, Delaware County Auditor

APPROVED BY: DUBUQUE COUNTY BOARD OF SUPERVISORS

  
Harley Pothoff, Chairperson  
Dubuque County Board of Supervisors

ATTEST:

  
Kevin Dragotto, Dubuque County Auditor

Iowa Secretary of State  
321 East 12th Street  
Des Moines, IA 50319  
sos.iowa.gov



**FILED**  
Filing Date: 01/12/2023 12:14 PM  
Filing Number: M515627

## 28E Agreement

	Full Legal Name	Organization Type	County
Party 1	Delaware County	County	Delaware
Party 2	Dubuque County	County	Dubuque
Participants			

330 - Engineering  
Service Type

Delaware County has approved extending the sharing agreement an additional two-years between Dubuque County and Delaware County for Delaware County Assistant to the Engineer Craig Davis to be appointed as Dubuque County Assistant to the Engineer per Iowa Purpose

11/13/2024  
Duration

M515627  
28E Agreement File Number is

### Contact Person: (Optional)

Mary Ann  
Contact First Name

Knapp  
Contact Last Name

Administrative Assistant  
Job Title

Dubuque County Road Dept.  
Department

563-557-7283  
Phone Number



Doc ID: 011049840006 Type: GEN  
 Kind: 28E AGREEMENT  
 Recorded: 12/12/2022 at 03:25:11 PM  
 Fee Amt: \$0.00 Page 1 of 6  
 Dubuque County Iowa  
 John Murphy Recorder

File **2022-00014831**



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Document 2022 3580 Type 06 006 Pages 6  
 Date 12/06/2022 Time 2:37:51PM  
 Rec Amt \$.00

Daneen Schindler, RECORDER/REGISTRAR  
 DELAWARE COUNTY IOWA

**Recorder's Cover Sheet**

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

**Prepared by:** Courtney Vorwald, Assistant Delaware County Attorney  
 Delaware County Courthouse, 301 East Main Street, Manchester, Iowa  
 52057; 563-927-3819

**Taxpayer Information:** Does not apply

**Return Document To:** Delaware County Board of Supervisors

**Grantor:**  
 Delaware County, Iowa

**Grantee:**  
 Dubuque County, Iowa

*DBQ Co Engineer*

**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.

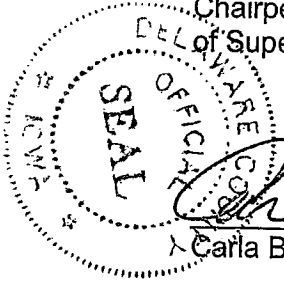
6. The allocation of Davis' time and services will be monitored through time management sheets completed by Davis and submitted to both Delaware County and Dubuque County.
7. The manner of financing the joint or cooperative undertaking and establishing and maintaining a budget therefore, shall rest with 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.

APPROVED BY THE DELAWARE  
COUNTY BOARD OF SUPERVISORS

Shirley E. Helmrichs  
Shirley Helmrichs  
Chairperson, Delaware County Board  
of Supervisors

APPROVED BY THE DUBUQUE  
COUNTY BOARD OF SUPERVISORS

Harley Pothoff  
Harley Pothoff  
Chairperson, Dubuque County Board  
of Supervisors



Carla H. Becker  
Carla Becker, Auditor

Kevin Dragotto  
Kevin Dragotto, Auditor

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

STATE OF IOWA )  
DUBUQUE COUNTY )

ss:



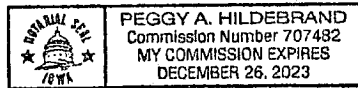
On this 7 day of November, 2022, before me, Tanya Lux, a Notary Public in and for the State of Iowa, personally appeared Harley Pothoff and Kevin Dragotto, to me personally known, and who, being by me duly sworn, did say that they are the Chairperson of the Board of Supervisors and County Auditor, respectively, of the County of Dubuque, 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. 22-355 passed (or Resolution adopted) by the Board of Supervisors under Roll Call No. \_\_\_\_\_ of the Board of Supervisors on the 7<sup>th</sup> day of November, 2022, and Harley Pothoff 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.~~

Tanya Lux  
Notary Public, State of Iowa

STATE OF IOWA            )  
  ) ss:  
DELAWARE COUNTY        )

On this 7<sup>th</sup> day of November, 2022, before me, Peggy A. Hildebrand, a Notary Public in and for the State of Iowa, personally appeared Shirley Helmrichs 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. 060 passed (or Resolution adopted) by the Board of Supervisors under Roll Call No. \_\_\_\_\_ of the Board of Supervisors on the 7<sup>th</sup> day of November, 2022, and Shirley Helmrichs, Carla Becker 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.

Peggy A. Hildebrand  
Notary Public, State of Iowa





DELAWARE COUNTY RESOLUTION NO. 2022-060

DUBUQUE COUNTY RESOLUTION NO. 22-355

WHEREAS, Dubuque County and Delaware County approved a 28E renewal agreement on October 15, 2020 for a two-year sharing period for Delaware County Assistant to the Engineer Craig Davis to be appointed as Dubuque County Assistant to the Engineer per Iowa Code 309.19; and

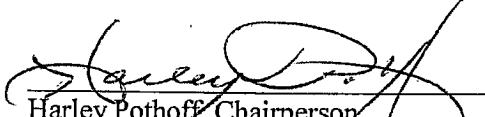
WHEREAS, the 28E renewal agreement is nearing its expiration, and it is the mutual desire of Dubuque County and Delaware County to extend the sharing agreement for an additional two year period; and

WHEREAS, this resolution acts as official approval to extend the 28E renewal agreement in its entirety for a period of two years commencing November 13, 2022 and ending November 13, 2024.

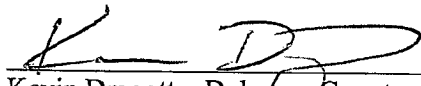
NOW THEREFORE BE IT RESOLVED THAT Dubuque County and Delaware County approves this resolution extending the 28E sharing agreement for Assistant to the County Engineer Craig Davis for a period of two years commencing November 13, 2022 and ending November 13, 2024, unless further extended by mutual written agreement or by a resolution passed by both boards of supervisors.

Adopted this 7th day of November, 2022.

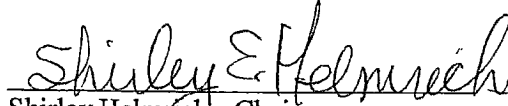
APPROVED BY: DUBUQUE COUNTY BOARD OF SUPERVISORS

  
Harley Pothoff, Chairperson  
Dubuque County Board of Supervisors

ATTEST:

  
Kevin Dragotto, Dubuque County Auditor

APPROVED BY: DELAWARE COUNTY BOARD OF SUPERVISORS

  
Shirley Helmrichs, Chair  
Delaware County Board of Supervisors

ATTEST:

  
Carla Becker, Dubuque County Auditor

