

Board of Supervisors

February 14, 2002

The Board of Supervisors met pursuant to adjournment with Hancock, Minard, Ewoldt, and Gibbs present. Schaefer was absent.

Supervisor Gibbs gave the invocation.

Moved by Gibbs, seconded by Minard, approval of the minutes of the January 29, 2002 Closed Session and the January 31, 2002 Regular Board Meeting. All Ayes.

Moved by Ewoldt, seconded by Minard, the motion to open a public hearing relative to adoption of the latest editions of the various construction codes.

No persons were present to address the Board and no written petitions were submitted.

Moved by Ewoldt, seconded by Gibbs, to close the public hearing.

Moved by Ewoldt, seconded by Minard, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Scott County Engineer is authorized to purchase the necessary right-of-way for construction and maintenance during the calendar year 2002, using the values computed in accord with the following schedule of allowances:

SECTION I - AGRICULTURAL LAND:

For land by easement or deed: 3.25 times the assessed valuation per acre as it currently exists at the time an offer is made.

SECTION II - RESIDENTIAL, COMMERCIAL OR INDUSTRIAL LAND:

For land by easement or deed, where such land is classified by the assessor as residential, commercial or industrial for zoning purposes - generally the appraisal method will be used.

SECTION III - FEDERALLY FUNDED PROJECTS, FARM-TO-MARKET FUNDED PROJECTS, AND SPECIAL PURCHASES - APPRAISAL METHOD:

This section will only utilized when the following conditions are determined to exist.

1. Where any buildings or special improvements or appurtenances exist on the parcel being taken.
2. Where there are definable damages to the remaining property.
3. Where federal funds or farm-to-market funds are involved requiring the complete appraisal method.
4. Where the parcel being taken is not representative of the total piece.
5. For properties as noted under Section II.

The County Engineer will seek two or more quotes for the service of an appraiser for the review by the Board of Supervisors prior to employment of an appraiser. The appraisal document will serve as the basis for purchase of the parcel.

SECTION IV - BORROW:

For land disturbed by reason of borrow or backslope: The value shall be based on the price per cubic yard of material taken - (\$0.30/cu.yd.). Agreement will also be made for the restoration of the area disturbed for borrow or backslope, either by removing and replacing 8 inches of top soil or by other appropriate measures, in accordance with Section 314.12, 1995 Code of Iowa. Compensation for crop loss or other land use loss in borrow or backslope areas will be determined based on the rental value for similar land in the area. If crops have been planted, payment will be made to cover tillage cost, seed cost and fertilizer cost based on the pro-rated actual cost incurred. If the crop is harvested before the area is disturbed there will be no compensation for crop loss.

SECTION V - WATER LINES:

For existing privately owned water lines crossing the roadway: The total cost of any alterations required on the line within the new or existing right-of-way will be at the expense of the County.

SECTION VI - FENCES:

For the relocation of functional fences made necessary by the reconstruction of an existing roadway, a new fence will be allowed for all of the same type as the existing right-of-way fence. Allowances are \$25.00 per rod for woven wire, \$16.00 per rod for barbed wire. If no fence exists, no fence payment will be allowed. The length for payment will be the footage required to fence the new right-of-way. For relocating cross fences to the new right-of-way, the length of fence required to be moved shall

be compensated at the rate for the same type of right-of-way fence above. For angle points introduced into the fence line by the design of the roadway, an allowance of \$166.00 for a two-post panel and \$260.00 for a three-post panel will be made.

NOTE: All salvage from the existing fence shall become the property of the property owner. Payment for fencing will be withheld until all existing fence has been removed and cleared from the right-of-way. If the fence or any part thereof is not removed at the time of construction, it will be removed by Scott County or its contractor and a penalty of \$3.00 per rod assessed and deducted from the fence payment.

For the removal of non-functional fences made necessary for the reconstruction of an existing roadway, the County will compensate the owner for his labor and equipment at the following rates:

Woven Wire	-	\$10.00 per rod
Barbed Wire	-	\$ 8.00 per rod

NOTE: All salvage from existing fence shall become the property of the owner. Payment for removal of non-functional fences will be withheld until all existing fences have been removed and clear from the right-of-way. If fence or any part thereof is not removed at time of construction, it will be removed by Scott County or its contractor and the owner will forfeit any payment tendered for the fence.

DEFINITIONS:

Functional: In good state of repair and capable of containing livestock for which the fence was constructed.

Non-functional: In disrepair and incapable of containing the livestock for which the fence was constructed. Compensation for relocating fences of a type other than those described shall be negotiated.

SECTION VII - TREES AND SHRUBS:

For trees and ornamental shrubs which must be removed from the residence areas: compensation will be made on basis of appraisal by an arborist or by negotiation.

SECTION VIII - INCIDENTAL EXPENSES:

A lump sum of \$50.00 which shall compensate the owner for any out-of-pocket expense incurred as a result of this transaction; i.e., abstracting fees, postage, telephone, etc.

SECTION IX - EASEMENT PRIORITY AGREEMENTS:

Scott County will pay all costs assessed by mortgage holders in executing "Easement Priority Agreements" for the easements obtained under the terms of this policy.

SECTION X:

PASSED AND APPROVED this Fourteenth day of February, 2002, by the Scott County Board of Supervisors.

SECTION XI: This resolution shall take effect immediately.

Moved by Ewoldt, seconded by Minard, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the right-of-way contracts based on Scott County right-of-way policy for the Bridge Project L-402, on County Route Y48 be approved. 2) That the Chairman be authorized to sign the contract documents on behalf of the Board. 3) That this resolution shall take effect immediately.

Moved by Ewoldt, seconded by Gibbs, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That March 12, 2002 be approved for the Letting Date of Project L-402 - Bridge Construction; as set forth in the statement of estimated costs filed by the County Engineer. 2) That proper Notice of this Letting be published as by law provided.

Moved by Gibbs, seconded by Minard, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Scott County Deferred Compensation Plan Revision be approved as presented by the Assistant County Administrator. 2) That the Scott County Provider Administrator Agreement Revision be approved as presented by the Assistant County Administrator. 3) This resolution shall take effect immediately.

Moved by Gibbs, seconded by Ewoldt, the motion approving routine items as presented by the County Administrator. All Ayes.

<u>Type of Action</u> <u>Employee/Department</u>	<u>Position</u>	<u>Annual Salary Rate</u>	<u>Effective Date</u>
Promotion Brian Staszewski/Sheriff	Deputy Sheriff	\$33,051	02/08/02

BARGAINING UNIT STEP INCREASES

LaMark Combs/Jail	\$28,371 - \$31,158 (step 5)	02/16/02
Marjorie Vickers/Treasurer	\$25,147 - \$25,896 (step 7)	02/24/02
Teri Arnold/Community Services	\$21,507 - \$22,339 (step 2)	02/27/02

MERIT INCREASES

George Tollerud/IT	\$39,605 - \$41,585 (5.0%)* 89.25%	01/02/02
Jason Franklin/Juvenile Detention	\$27,864 - \$28,700 (3.0%) 95.109%	01/02/02
Casey Smith/Juvenile Detention	\$26,993 - \$28,280 (5.0%)* 93.717%	01/24/02
Tom Beck/Conservation	\$37,620 - \$38,937 (3.5%) 97.418%	02/16/02
Amy Thoreson/Health	\$38,744 - \$40,294 (4.0%) 101.363%	02/22/02

* First or second review following appointment. Salary adjusted 5% if not above 95% of midpoint and employee receives rating of 2 or better.

SEPARATIONS

Sharon Giebelstein/Health	Resource Specialist	01/21/02
Darrell Longlett/Jail	Bailiff	02/01/02

TUITION REQUESTS

Jason Franklin/Juv Det	Detention Youth Supervisor Counseling 540	01/02 - 05/02
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Moved by Ewoldt, seconded by Gibbs, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the FY2002 Agreement between Scott County and the Handicapped Development Center is hereby amended as follows:

Section 1., D. Scott County agrees to participate in provision of additional supported employment services to be provided by the Handicapped Development Center as outlined in the Contractual Agreement (Attachment III) with the Division of Vocational Rehabilitation. Both parties agree that the provision of COMMUNITY supported employment services under this Section is in addition to the services outlined in Item #1A and #1C and is contingent upon the continued availability of Division of Vocational Rehabilitation funding.

- 1) All provisions of the Contractual Agreement, Supported Employment Grants referring to a fixed price contractor, all provisions of Appendix A, Scott County Work Program, the HDC Budget and the Budget Narrative (included herewith as Attachment III) are hereby made a part of this agreement and are applicable to the Handicapped Development Center for provision of services under this grant.
- 2) This amendment shall be effective October 1, 2001.
- 3) This resolution shall take effect immediately.

Moved by Ewoldt, seconded by Gibbs, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the FY2002 Agreement between Scott County and the Vera French Community Mental Health Center is hereby amended as follows:

Section 6.,C. Scott County agrees to participate in provision of supported employment services to be provided by the Vera French Community Mental Health Center as outlined in the Contractual Agreement (Attachment IV) with the Division of Vocational Rehabilitation. Both parties agree that the provision of supported employment services under this Section is contingent upon the continued availability of Division of Vocational Rehabilitation funding.

- 1) All provisions of the Contractual Agreement, Supported Employment Grants referring to a fixed price contractor, all provisions of Appendix A, Scott County Work Program, the CMHC budget and the Budget Narrative (included herewith as Attachment IV) are hereby made a part of this agreement and are applicable to the Vera French Community Mental Health Center for provision of services under this grant.
- 2) This amendment shall be effective October 1, 2001.
- 3) This resolution shall take effect immediately.

Moved by Ewoldt, seconded by Minard, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Contractual Agreement between Scott County and the Division of Vocational Rehabilitation Services providing for supported employment grants for the period October 1, 2001 to September 30, 2002 is approved. 2) That this Agreement provides for supported employment services to be provided by the Handicapped Development Center, the Vera French Community Mental Health Center and New Choices, Inc. with a program budget of \$147,194.88. 3) That the match required in the amount of \$51,717.12 will be expended from the currently allocated FY2002 budgets of the provider agencies and the Community Services Dept. 4) That the Chairman is authorized to sign the contract. 5) The effective date of the contract shall be October 1, 2001. 6) This resolution shall take effect immediately.

Moved by Ewoldt, seconded by Minard, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Agreement for Supported Employment Services between Scott County and New Choices, Inc. to provide services as a subcontractor to Scott County's Contractual Agreement with the Division of Vocational Rehabilitation is approved. 2) Scott County agrees to participate in provision of supported employment services to be provided by New Choices, Inc. as outlined in the Contractual Agreement with the Division of Vocational Rehabilitation. Both parties agree that the provision of supported employment services under this Section is contingent upon the continued availability of Division of Vocational Rehabilitation funding. 3) This Agreement shall be for the period October 1, 2001 through September 30, 2002. 4) This resolution shall take effect immediately.

Moved by Ewoldt, seconded by Minard, that the following

resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the County Application for Substance Abuse Funding and the Contract Award for State Reimbursement for the period July 1, 2002-June 30, 2003, are approved. The application is to be submitted to the Iowa Department of Public Health requesting \$10,000 in state funds to match local substance abuse prevention funding. 2) That the Chairman is authorized to sign the application and the contract award. 3) This resolution shall take effect immediately.

Moved by Minard, seconded by Gibbs, approval of second of three readings of an ordinance to amend Chapter 24, entitled Non-Public Water Supply Wells, of the Scott County Code. Roll Call: Ayes - Hancock, Minard, Ewoldt, Gibbs.

Moved by Minard, seconded by Gibbs, that the following resolution be adopted. Roll Call: Ayes - Hancock, Minard, Ewoldt, Gibbs.

BE IT RESOLVED 1) The Scott County Board of Supervisors hereby approves for payment all claims as submitted by the County Auditor and prepared for payment on County warrants numbered 149409 through 149826 for the total amount of \$1,903,573.11., and the purchase card program transaction in the total amount of \$1,458.60. 2) This resolution shall take effect immediately.

Moved by Minard, seconded by Ewoldt, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the appointment of Lee Schneider, LeClaire, Iowa to the Airport Zoning Commission for a five (5) year term expiring on May 1, 2007 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Ewoldt, seconded by Gibbs, the Board adjourn until 8:00 a.m. Tuesday, February 26, 2002, subject to prior call by the Chairman. All Ayes.

Carol Schaefer, Chairman

Scott County Board of Supervisors

ATTEST: Karen L. Fitzsimmons
Scott County Auditor