

Scott County Board of Supervisors  
January 30, 2014 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Hancock, Minard, Sunderbruch, Cusack and Earnhardt present. The Board recited the pledge of allegiance.

Moved by Hancock, seconded by Cusack approval of the minutes of the January 16, 2014 Regular Board Meeting and the minutes of the January 28, 2014 Closed Session Meeting. All Ayes.

Moved by Cusack, seconded by Earnhardt that the following resolution be approved. All Ayes.

WHEREAS, Kent Paustian has served on the Scott County Planning and Zoning Commission since 1989;

WHEREAS, he has served on the Planning and Zoning Commission as a dedicated volunteer without compensation;

WHEREAS, Kent served as Chairman three times in his tenure, 1991, 1992, and 2013;

WHEREAS, he has been fair and open minded in his review and determination on rezonings, amendments and subdivision developments that have come before the Commission for its determination, when often times decisions can be difficult and controversial to determine;

WHEREAS, the Planning and Zoning Commission also plays an integral role in the updates and reviews of the 1980 Development Plan, and more recently the Comprehensive Plan;

BE IT RESOLVED BY the Scott County Board of Supervisors as follows: 1) That the Board of Supervisors wants to offer their sincere appreciation to Kent Paustian for his many years of dedicated service to Scott County; 2) That the Board of Supervisors extends their best wishes to Kent Paustian and wishes him well in future endeavors; 3) This resolution shall take effect immediately.

County Administrator Dee Bruemmer and budget manager David Farmer presented FY15 budget recommendations to the Board of Supervisors.

Moved by Earnhardt, seconded by Cusack that the following resolution be approved. All Ayes.

BE IT RESOLVED by the Scott County Board of Supervisors as follows: 1) That the County Engineer be authorized to close Scott County Secondary Roads during the 2014

calendar year, as necessary, with the actual dates and times of closure to be determined by the County Engineer as follows:

For Construction: Any project as described in the approved "Scott County Secondary Roads Construction and Farm-to-Market Construction Program" and any supplements thereto.

For Maintenance: Any maintenance project or activity requiring the road to be closed. For any emergency road closure of any route as deemed necessary by the County Engineer.

2) This resolution shall take effect immediately.

Moved by Earnhardt, seconded by Sunderbruch that the following resolution be approved. All Ayes.

NOW, THEREFORE BE IT RESOLVED by the Scott County Board of Supervisors on this thirtieth day of January, 2014, that the Scott County Engineer is authorized to purchase the necessary right-of-way for construction and maintenance during the calendar year 2014, using the values computed in accord with the following schedule of allowances:

SCHEDULE I - AGRICULTURAL LAND:

For land by easement or deed: 4.94 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 be 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 has been removed and cleared 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 thirtieth day of January, 2014, by the Scott County Board of Supervisors.

SECTION XI: This resolution shall take effect immediately.

Moved by Earnhardt, seconded by Cusack that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) As the local governing body responsible for the approval of subdivision plats within its rural jurisdiction, the Scott County Board of Supervisors has, on this 30th day of January 2014, considered the final plat known as Buena Vista Addition. Said plat is a subdivision being part of the west half of fractional Section 8 in Township 78 North, Range 5 East of the 5th Principal Meridian (Pleasant Valley Township), and being a replat of part of Lots 1 & 2 of W.J. Sheppard's Subdivision, Scott County, Iowa. The Scott County Board of Supervisors, having found said plat to be in substantial compliance with the provisions of Chapter 354, Code of Iowa and the Scott County Subdivision Ordinance, does hereby approve the final plat of Buena Vista Addition. 2) The Board Chairman is authorized to sign the Certificate of Approval on behalf of the Board of Supervisors and the County Auditor to attest to his signature. 3) This Resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Hancock that the following resolution be approved. All Ayes.

BE IT RESOLVED: The hiring of Gregory Reckman for the position of part-time Detention Youth Counselor at the entry level rate.

Moved by Hancock, seconded by Earnhardt a motion to amend the following resolution by adding another public hearing date. All Ayes.

Moved by Hancock, seconded by Earnhardt that the following resolution, as amended, be approved. All Ayes.

BE IT RESOLVED: 1) A public hearing date on an amendment to the County's current FY14 Budget is set for Thursday, February 13, 2014 at 5:00 p.m. and Thursday, February 27, 2014 at 5:00 p.m. 2) The County Auditor is hereby directed to publish notice of said amendment as required by law. 3) This resolution shall take effect immediately.

Moved by Hancock, seconded by Sunderbruch that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) All County departmental FY15 budget requests and all authorized agency FY15 funding requests are hereby authorized for filing and publication as the budget estimate for FY15. 2) The Board of Supervisors hereby fixes the time and place for a public hearing on said budget estimate for Thursday, February 13, 2014 at 5:00

p.m. in the Board Room at the Scott County Administrative Center. 3) The Scott County Auditor is hereby directed to publish the notice and estimate summary as required by law. 4) This resolution shall take effect immediately.

Moved by Hancock, seconded by Earnhardt that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the following appointments to the Scott County Condemnation Appraisal Jury for a one (1) year term expiring on December 31, 2014, are hereby approved:

EARNHARDT:	BANKERS Susan Zude Trish Townsend	CITY Kenny Guy Marge Stratton	FARMERS Kenneth Tank Richard Golinghorst	REAL ESTATE Lesa Buck Jeff Heuer
HANCOCK:	David Nauman Peter McAndrews	Greg Kautz Jackie McManus	John Maxwell Matt Tobin	Jacqueline Schwanz Meg Halligan
CUSACK:	Tom Messer Kristal Schaefer	Sandra Frericks Jackie Wilcox	Mary Frick Jerry Mohr	Lana Wulf Thad Denhartog
MINARD:	Joe Slavens Julie Smith	Mark Ross Don Judge	Keith Steward Jennifer Ewoldt	Lynsey Engels Mary Dircks
SUNDERBRUCH:	Victor J. Quinn Susan Daley	Oscar Hawley Ben Niedert	Joni Dittmer Carrie Keppy	Rick Schaefer Natalie Glynn

2) This resolution shall take effect immediately.

Moved by Hancock, seconded by Earnhardt a motion approving beer/liquor license renewals for Kwik Shop #589, Eldridge and Mt. Joy Amoco, Davenport; a new beer/liquor license for Donahue American Legion #532, Donahue; and a cigarette/tobacco permit for Express Lane Gas & Food Mart, Pleasant Valley. All Ayes.

Moved by Hancock, seconded by Sunderbruch that the following resolution be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) The Scott County Board of Supervisors approves for payment all warrants numbered 258920 through 259169 as submitted and prepared for payment by the County Auditor, in the total amount of \$822,019.31. 2) The Board of Supervisors approves for payment to Wells Fargo Bank all purchase card program transactions as submitted to the County Auditor for review in the amount of \$46,022.59. 3) This resolution shall take effect immediately.

Moved by Hancock, seconded by Earnhardt a motion to adjourn. All Ayes.

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Larry Minard, Chair of the Board  
Scott County Board of Supervisors

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ATTEST: Roxanna Moritz  
Scott County Auditor