

Scott County Board of Supervisors
January 25, 2018 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Beck, Kinzer, Holst and Knobbe present. Supervisor Earnhardt was absent. The Board recited the pledge of allegiance.

Moved by Beck, seconded by Kinzer approval of the minutes of the January 11, 2018 Regular Board Meeting and tabling the minutes of the January 23, 2018 Committee of the Whole Meeting. Beck and Knobbe voted Aye and Kinzer and Holst voted Nay.

Moved by Beck, seconded by Kinzer a motion to open a public hearing relative to plans and specifications for the Tremont Project. All Ayes.

Tammy Speidel, Director of Facility and Support Services, discussed the upcoming bid schedule for the Tremont Project.

Moved by Beck, seconded by Kinzer a motion to close the public hearing. All Ayes.

Moved by Knobbe, seconded by Holst that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the Board of Supervisors does hereby proclaim January 2018 as Mentoring Month in Scott County. 2) That the Board of Supervisors encourages all citizens, businesses, public and private agencies and religious and educational institutions to support mentoring and give young people in our community the gift of time and friendship through Big Brothers Big Sisters. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The Code of Iowa Section 306.41, provides for the temporary closure of County Secondary Roads for various reasons and purposes and that the County Engineer be authorized to close Scott County Secondary Roads during the 2018 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 Emergencies: For any emergency road closure of any route as deemed necessary by the County Engineer. 2) That the County Engineer be authorized to post a reduced speed limit in work zones to ensure the safety of the workers and county employees within the work zones. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) In compliance with Chapter 317.3 of the Iowa Code, the Scott County Weed Commissioner shall be the responsibility of the Scott County Engineer effective immediately. 2) This resolution will certify to the Scott County Auditor and the Secretary of Agriculture that the Scott County Weed Commissioner is the Scott County Engineer. 3) That this resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) WHEREAS: The uniform treatment of landowners in right-of-way is of paramount importance, and WHEREAS: Assurance must be given to the Iowa Department of Transportation that Scott County is in compliance with the provisions of the 1970 Uniform Relocation Assistance and Land Acquisition Policies Act, NOW, THEREFORE BE IT RESOLVED by the Scott County Board of Supervisors on this twenty-fifth day of January, 2018, that the Scott County Engineer is authorized to purchase the necessary right-of-way for construction and maintenance during the calendar year 2018, using the values computed in accord with the following schedule of allowances: SCHEDULE I - AGRICULTURAL LAND: For land by easement or deed: 3.88 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 twenty-fifth day of January, 2018, by the Scott County Board of Supervisors. SECTION XI: This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) Iowa Code section 459.304(3) (2015) sets out the procedure for a county board of supervisors to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure. 2) Only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) a recommendation to approve or disapprove a construction

permit application for a confinement feeding operation structure. 3) Only counties that have adopted a construction evaluation resolution and submitted a recommendation will be notified by the DNR of the DNR's decision on the permit application. 4) Only counties that have adopted a construction evaluation resolution and submitted a recommendation may appeal the DNR's decision regarding a specific application. 5) By adopting a construction evaluation resolution the Board of Supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the Board of Supervisors between February 1, 2018 and January 31, 2019 and submit a recommendation regarding that application to the DNR. 6) By adopting a construction evaluation resolution the Board of Supervisors shall conduct an evaluation of every construction permit application using the master matrix as provided in Iowa Code Section 459.305. However, the board's recommendation to the DNR may be based on the final score on the master matrix or on other reasons as determined by the board of supervisors. 7) The Scott County Board of Supervisors hereby adopts this Construction Evaluation Resolution in accordance with Iowa Code section 459.304(3) and designates the Scott County Planning and Development Department to receive such applications on behalf of the Board of Supervisors. 8) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) That the plans and specifications as prepared by Walker Coen Lorentzen Architect for the Tremont renovation project are hereby approved. 2) This resolution shall take effect immediately.

Moved by Kinzer, seconded by Beck that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) That the table of organization for the Health Department be increased by 0.4 FTE to allow for the addition of a 0.4 FTE grant covered Maternal Health Z-Schedule Nurse (total 0.4 FTE). 2) It is understood that if grant funding is not available this position will be eliminated. 3) This resolution shall take effect immediately.

Moved by Holst, seconded by Beck that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the following appointment for an unexpired two (2) year term expiring on December 31, 2018 is hereby approved: Dr. Richard Blunk, Deputy Medical Examiner (DCME). 2) This resolution shall take effect immediately.

Moved by Holst, seconded by Kinzer 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 288950 through 289191 as submitted and prepared for payment by the County Auditor, in the total amount of \$891,974.72. 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 \$79,195.69. 3) This resolution shall take effect immediately.

Supervisor Holst updated the Board on the recent Seventh Judicial District Board meeting she attended. She described a new assessment process that they plan to be used soon. She said there was also a vacancy on the Board that was filled.

Supervisor Beck gave an update on a recent Bi-State Regional Commission meeting. He discussed a Red Cross sponsored program for smoke detector checks called Sound the Alarm and that they plan to go out and install in 300 homes starting in April. Supervisor Kinzer said help with this project could be included in local union member's community service hours.

Administrator Sharma updated the Board on a recent Medic Board meeting.

Moved by Kinzer, seconded by Beck at 5:20 p.m. a motion to adjourn. All Ayes.

Tony Knobbe, Chair of the Board
Scott County Board of Supervisors

ATTEST: Roxanna Moritz
Scott County Auditor