

Scott County Board of Supervisors  
November 24, 2020 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Maxwell, Beck, Knobbe, Croken and Kinzer present. Due to social distancing concerns relating to COVID19, Supervisors and staff participated electronically. The Board recited the Pledge of Allegiance.

Moved by Beck, seconded by Maxwell a motion approving the minutes of the September 29, 2020 Committee of the Whole, the minutes of the October 1, 2020 Board Meeting, the minutes of the October 15, 2020 Board Meeting, the minutes of the October 29, 2020 Board Meeting, the minutes of the November 10, 2020 Special Board Meeting (Election Canvass), the minutes of the November 10, 2020 Committee of the Whole, the minutes of the November 12, 2020 Board Meeting and the minutes of the November 16, 2020 Special Board Meeting. Roll Call: All Ayes.

Moved by Beck, seconded by Maxwell that the following resolution be approved. Roll Call: Three Ayes, with Croken and Kinzer voting Nay.

Angela Kersten, County Engineer, reviewed approval of the plans, specifications and letting date for a Hot Mix Asphalt project. She said this project is approximately three miles in length, is programmed in FY 2021 of our County Five-Year Construction Program and is presently scheduled for a February 16, 2021 letting by the Iowa Department of Transportation. She said funding of the project will be from our Farm-to-Market account that is managed by the Iowa DOT.

Supervisor Kinzer asked if this would fall under the Davis Bacon program for prevailing wages.

Kersten said this project does not have Davis Bacon wages attached to it because there is no federal funding part of this project.

Supervisor Beck asked if this project is on the road headed into Princeton that goes by their water tower.

Kersten answered correct and said she reached out to Princeton and asked them if they would like to participate and extend the resurfacing project in their city limits all the way to Hwy 67 and they declined.

Supervisor Croken asked if this project is located in Region 9 and is it therefore under the Iowa federal aid SWAP program.

Kersten said this project is in Region 9, however, this funding is not SWAP funding but is our Farm to Market funding.

BE IT RESOLVED: 1) That the plans, specifications, and letting date be approved for HMA Resurfacing with Cold In-Place Recycling Project FM-C082(64)--55-82 and the letting be set for February 16, 2021. 2) That this resolution shall take effect immediately.

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

Barbara Pardie, Fleet Manager, reviewed the purchase of three half-ton pickups for the Secondary Roads Department. She said these truck purchases were originally for FY19 and at that time they received no bids back. She said, due to the pandemic, they waited on these until FY21, she reached out to the Budget Director and they came in under budget. Pardie said twelve vendors downloaded the request for quote but only one vendor submitted a bid, Deery Brothers of Iowa City for \$92,658.00.

BE IT RESOLVED: 1) That the bid for three 2021 Dodge Ram 1500, 4X4 for Secondary Roads is approved and hereby awarded to Deery Brothers, Iowa City, Iowa, in the amount of \$92,658.00. 2) This resolution shall take effect immediately.

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

Pardie reviewed the purchase of one 2021 Dodge Ram and five 2021 Ford Explorer, Police Interceptors for the Sheriff's Office Patrol Division. She said, due to the recent addition of three deputies, it has become necessary to purchase more patrol vehicles to meet the demand. She also reviewed the manufacturing, production and delivery delays in getting vehicles.

Pardie said, for the Ford Explorer, three bids were received and the low bid was from Clinton Auto Group for \$162,756.50.

Croken asked if any Scott County dealerships bid on this.

Pardie said no.

Chairman Knobbe said the Clinton Auto Group is related to Scott County dealership Lindquist Ford.

**\*\*BE IT RESOLVED: 1) That the bid for five 2021 Ford Explorer, Police Interceptors for the Sheriff's Office are approved and hereby awarded to Clinton Auto Group, Clinton, Iowa in the amount of \$162,756.50. 2) This resolution shall take effect immediately.**

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

\*\*\*BE IT RESOLVED: 1) That the bid for one 2021 Dodge Ram 1500, 4X4, SSV for the Sheriff's Office is approved and hereby awarded to Clinton Auto Group, Clinton, Iowa in the amount of \$28,916.00. 2) This resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell the second of three readings of an ordinance to amend Chapter 10 of the Scott County Code relative to placement of No Parking signs on Scott County Secondary Roads. Roll Call: All Ayes.

Kersten said she has not received any public comment regarding the no parking areas.

AN ORDINANCE TO AMEND CHAPTER 10, SEC. 10-9 OF THE SCOTT COUNTY CODE RELATIVE TO PLACEMENT OF NO PARKING SIGNS ON SCOTT COUNTY SECONDARY ROADS.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY, IOWA:

SECTION 1.

Under Sec. 10-9-20 – to read: On Oak Street from a point 610 feet south and east of the intersection with 140<sup>th</sup> Street a distance of 200 feet, encompassing the entire area of the cul-de-sac.

Under Sec. 10-9-21 – to read: On both sides of South Park View Drive from Crest Road northeasterly 630 feet.

Under Sec. 10-9-22 – to read: On both sides of Hillside Drive from Hillcrest Court northwesterly 328 feet.

Under Sec. 10-9-23 – to read: On both sides of Valley Drive from Hillside Drive southwesterly 310 feet.

SECTION 2. The County Auditor is directed to keep and maintain a copy of the Ordinance in the County Auditor's office.

SECTION 3. SEVERABILITY CLAUSE

If any of the provisions of the Ordinance are for any reason illegal or void, then the lawful provisions of this Ordinance shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

SECTION 4. REPEALER

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 5. EFFECTIVE DATE

This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

Moved by Beck, seconded by Maxwell the second and final reading of an ordinance to rezone 58.5 acres more or less from Agricultural Preservation (A-P) to Industrial (I) located north of New Liberty Road/Iowa Hwy 130, and approximately one mile west of 35th Ave and one-half mile east of 20th Avenue and legally described as part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$  and the west half of the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 33 in Liberty Township. Roll Call: Four Ayes, with Kinzer voting Nay.

Kinzer said again he will not be supporting this due to the reasons that he gave at the first reading and said he truly believes this is just merely changing from A-P to Industrial and we won't be around here to monitor what's going to take place. He said that is his objection to this rezoning even though they have a special use permit to do what they need to do.

Croken said he will be voting in favor of this largely in recognition of the outstanding reputation and record of the applicant. He said, like Supervisor Kinzer, he is continually disappointed by the rezoning of A-P land in the County.

Beck said, no matter what the actual zoning of this property is, the applicant has the right to remove the rock to make gravel. He said this is simply for them to be able to put the equipment on the property to process the rock.

Maxwell said, from a farmer's perspective, lime is one of the things that is mined out of this type of property and is essential to create the proper pH for producing very prosperous crops.

Knobbe noted the recommendation came to the Board from the Planning and Zoning Commission and five of those seven members are actively engaged in production agriculture and all seven voted unanimously to approve this request. He also said he spoke to several farmers in this neighborhood.

AN ORDINANCE TO AMEND THE ZONING MAP BY REZONING APPROXIMATELY 58.5 ACRES IN SECTION 33, LIBERTY TOWNSHIP FROM AGRICULTURAL-PRESERVATION (A-P) TO INDUSTRIAL (I), ALL WITHIN UNINCORPORATED SCOTT COUNTY.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY IOWA:

Section 1. In accordance with Section 6-31 Scott County Code, the following described unit of real estate is hereby rezoned from Agricultural-Preservation (A-P) to Industrial (I) to-wit:

Part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$  and the west half of the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 33, in Township 80 North, Range 1 East of the 5th P.M. (New Liberty Township).

Section 2. This ordinance changing the above described land to Industrial (I) is approved as recommended by the Planning and Zoning Commission.

Section 3. Restrictive Use. This ordinance restricts the land use to those permitted in the Industrial (I) Zoning District as related to mining operations with extraction, primary, secondary and tertiary processing of stone, sand, gravel, dirt, clay, and similar materials which require a fixed plant.

Section 4. The County Auditor is directed to record this ordinance in the County Recorder's Office.

Section 5. Severability Clause. If any of the provisions of this Ordinance are for any reason illegal or void, then the lawful provisions of the Ordinance, which are separate from said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

Section 6. Repealer. All ordinances or part of ordinances in conflict with the provisions of the Ordinance are hereby repealed.

Section 7. Effective Date. This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

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

BE IT RESOLVED: 1) The hiring of Bradley Taylor for the position of Park Ranger in the Conservation Department at the rate of \$25.76/hour.

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

BE IT RESOLVED: 1) The 2018 and 2019 property taxes, due September 2019 and 2020 and March 2020 and 2021 for Patricia Sizemore, 5112 N. Fairmount Street Lot 260, Davenport, Iowa, in the amount of \$315.00 including interest are hereby suspended. 2) The County Treasurer is hereby requested to suspend the collection of the above stated taxes and utility fees thereby establishing a lien on said property as required by law with future collection to include statutory interest, if any. 3) This resolution shall take effect immediately.

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

Croken asked staff for an explanation.

David Farmer, Budget and Administrative Services Director, said this came up during the financial audit and it was identified that a bank account held by the Sheriff's Office was not covered under the normal depository resolution as put forth by the Treasurer's Office.

BE IT RESOLVED: 1) That the following financial institution be a depository of County funds in conformance with all applicable provisions of Iowa Code Chapter 12C (2007), and Chapter 13 of the Iowa Administrative Rules is hereby approved as follows: Ascentra Credit Union; Maximum Balance In Effect Under this Resolution; \$15,000.00. 2) Scott County officials are hereby authorized to deposit county funds in amounts not to exceed the maximum approved for this financial institution as set forth in Section 1 above. 3) This resolution shall take effect immediately.

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

\*BE IT RESOLVED: 1) Iowa Code Section 445.63 states that when taxes are owing against a parcel owned or claimed by the state or a political subdivision of this state and the taxes are owing before the parcel was acquired by the state or a political subdivision of this state, the county treasurer shall give notice to the appropriate governing body which shall pay the amount of the taxes due. If the governing body fails to immediately pay the taxes due, the board of supervisors shall abate all of the taxes. 2) The City of Bettendorf has requested the abatement of the taxes for parcel 84285110604, address 431 17<sup>th</sup> Street in the amount of \$2,066.00, and parcel 84285111004, address 1710 Grant Street in the amount of \$32,508.00. 3) The County Treasurer is hereby directed to strike the amount of property taxes due on these City of Bettendorf parcels in accordance with Iowa Code Section 445.63. 4) This resolution shall take effect immediately.

Moved by Kinzer, seconded by Beck 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 308339 through 308393 and 308418 through 308607 as submitted and prepared for payment by the County Auditor, in the total amount of \$1,373,870.54. 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 \$82,784.18. 3) This resolution shall take effect immediately.

Moved by Kinzer, seconded by Maxwell a motion to table a request for 20 parking stalls for Scott County Correction Officers. Roll Call: All Ayes.

David Farmer, reviewed FY21 Revenue as of November 23, 2020. He said only a couple of numbers have changed since he updated the Board at the last Meeting. He said the Local Option Sales Tax column changed the most significant amount. He said we are now up to \$1,897,968, we received our true-up distribution from the State of Iowa for FY20 of about \$650,000 and it was by far the largest number he has seen for a distribution. He said that put the number \$421,045 over budget.

Knobbe asked what time-frame does the true-up represent in the State's eyes.

Farmer said it is July 1<sup>st</sup> of 2019 to June 30<sup>th</sup> of 2020.

He said the unassigned fund balance is at 33.3 percent.

Farmer also reviewed the summary of COVID-19 State and Federal Grant Dollars. He said we have \$945,110.06 of FEMA COVID assistance and, to date, we have not received any of that money yet. He said we have applied for it and it is going through the review process. He said in total we are looking at \$3,473,606 in Federal and State aid to help the County in its COVID response and have received \$2,503,456.94 to date.

Beck asked Farmer if he was tracking the Auditor's private grant that she went for.

Farmer said yes, we use the same accounting system to track those costs and said he plans to meet with the Auditor and her staff soon to go over the amount of expenditures that they will claim as part of this grant as opposed to the original budget. He also said he will report that back to the Board at an upcoming meeting.

He said in October the average daily population housed in the Scott County Jail, excluding federal inmates, was at 250; the average number of self-reported veterans was 7.95; the number of individuals with mental health concerns was 92.23 and the managed population of inmates housed out of the County was 18.59.

Chief Deputy Bryce Schmidt reviewed the Jail numbers, updated the Board regarding bench trials and reviewed the inmate COVID cases.

Mahesh Sharma, County Administrator, said this is the time the team is assembling and gathering information from department heads for the budget process, it is a team effort and said Scott County has received the GFOA award. He also said this was a better quality meeting and said that is something they are continuing to work on. Sharma also thanked everyone and wished everyone a Happy Thanksgiving.

Beck echoed Sharma's comments regarding thanking the Scott County team and reviewed the recent Eastern Iowa Mental Health Region meeting. He also suggested combining the meetings for the next cycle.

Kinzer commented on the recent State Football Championship win by North Scott.

Knobbe said, when talking recently with Auditor Moritz, the recount results for the U.S. House District two were delivered this afternoon, there was a 131 vote difference, she has indicated to him that she is rejecting the recount and is calling them back in tomorrow and the special board meeting scheduled for tomorrow may have to be postponed until Monday morning.

Moved by Beck, seconded by Kinzer at 6:11 p.m. a motion to adjourn. All Ayes.

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

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ATTEST: Roxanna Moritz  
Scott County Auditor

**\*AMENDMENT TO THE MINUTES**

On December 10, 2020, moved by Maxwell, seconded by Beck approval of a resolution for the City of Bettendorf's request revising the abatement of the taxes for parcel 84285110604 and parcel 84285111004 that was passed by resolution on 11/24/2020 and requesting the corrected abatement of the taxes for parcel 84285110604, address 431 17<sup>th</sup> St. in the amount of \$750.00, and parcel 84285111004, address 1710 Grant St. in the amount of \$10,836.00. Roll Call: All Ayes.

**\*\*AMENDMENT TO THE MINUTES**

On December 22, 2020, moved by Beck, seconded by Maxwell approval of a resolution awarding the bid for five 2021 Ford Explorer, Police Interceptors for the Sheriff's Office to McGrath Fleet, Hiawatha, IA for \$169,320.00 and rescinding the purchase of five 2021 Ford Explorer, Police Interceptors to Clinton Auto Group. Roll Call: All Ayes.

**\*\*\*AMENDMENT TO THE MINUTES**

On December 22, 2020, moved by Beck, seconded by Maxwell approval of a resolution awarding the bid for one 2021 Dodge Ram 1500, 4X4, SSV for the Sheriff's Office to Deery Brothers, Iowa City, IA in the amount of \$32,089.00 and rescinding the purchase of one Dodge Ram to Clinton Auto Group. Roll Call: All Ayes.