

Scott County Board of Supervisors  
December 22, 2020 5:03 p.m.

The Board of Supervisors met pursuant to adjournment with Knobbe, Croken, Kinzer, Maxwell and Beck 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 Croken a motion approving the minutes of the December 8, 2020 Committee of the Whole and the minutes of the December 10, 2020 Regular Board Meeting. Roll Call: All Ayes.

Moved by Beck, seconded by Croken a motion to open a public hearing relative to amending the Zoning Map by approximately 35 acres in Section 35, Blue Grass Township from Agricultural-General (A-G) to Single Family Residential (R-1). Roll Call: All Ayes.

Tim Huey, Planning and Development Director, reviewed the rezoning. He said normally our procedure is for the Planning Director to present the Planning Commission's recommendation at the Committee of the Whole, and then at your Board Meeting you have the public hearing. He said the property is located on the west side of 110th Avenue or Y48 between just north of Camping World or North Hwy 61, it's zoned A-G and it is shown on the Future Land Use Map as future residential. Huey reviewed the 10 criteria in the land use criteria and said the applicants were present at the Planning Commission's public hearing, there were no comments received from any neighbors either by email by mail or at meeting and the Commission recommended approval of the rezoning with a 5 to 1 vote, with Commissioner Maxwell voting no and one member absent. He said Ms. Maxwell said she felt that this was really outside of city limits, and we shouldn't be allowing residential development that isn't inside the city. Huey said that's not exactly what our plan says and that our plan says we encourage it to occur within the cities, but when it is proposed out in the County, here's the criteria under which we review it.

He said the remaining Planning Commissioners concurred with his recommendation that it does meet a preponderance of the criteria to be considered favorably.

Supervisor Kinzer asked about a memo from Bi-State Regional Commission that stated that the request was to rezone property from Agricultural-Preservation to Residential.

Huey said the information on the memo was a typographical error and the entire land is zoned A-G.

Chairman Knobbe asked how long the property has been zoned A-G.

Huey said since the County established the current plan in 1980.

Supervisor Beck asked if this has been on the future land use map since 1998.

Huey said yes, on the future land use map in 1998 and in 2008 and 2018 when it was reviewed.

Supervisor Maxwell asked if this can be divided into different areas, ag land and wooded area, with the wooded area be approved for rezoning. He said he has an issue with the ag land going out of production.

Huey said the Board can always rezone or approve less than what's requested.

Supervisor Croken asked what hardship would be created if we approved the building of the one house and leave in the future the rezoning of the rest of the property.

Barry Traver, applicant, said Traver Property is owned by himself, his brother and his wife and this rezoning would really help them both, as his brother's health is declining, and it would help them financially to sell the land. Traver said he and his wife want to build a house in the wooded area with an option to sell the northern acres of tillable land at a future date and it would create a hardship if it wasn't all rezoned at once.

Croken said, in the absence of an ag preservation designation for this property and recognizing the land owner's rights, while we are all saddened to see quality farmland go out of production, he will be supporting this rezoning application.

Beck said he wanted to remind the board that he has asked Huey to get him a list of similar type properties that we have approved over the last couple years, just so we're consistent in how we approach this.

Huey said he invites any of the Supervisors to look at Chapter Five of the Comprehensive Plan that was approved in 2008 and said he will get the information to the Board.

Knobbe said we have a very well thought out set of criteria, this particular property meets the vast majority of those and this property is surrounded by residential and commercial properties to the north, east and south. He said he is a firm believer in property rights, this property has been zoned ag-general as a holding zone, and, as indicated on our future land use map for quite some time, that the likely future use of this land would be residential. He said for those reasons, he'll be voting in favor of this when the time comes.

Moved by Beck, seconded by Maxwell a motion to close the public hearing. Roll Call: All Ayes.

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

Angela Kersten, County Engineer, reviewed the approval of a bid from McGrath Fleet and the rescinding of a bid from Clinton Auto Group for five 2021 Ford Explorer, Police Interceptors for the Sheriff's Office.

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 McGrath Fleet, Hiawatha, IA for \$169,320.00. 2) That the resolution passed on November 24, 2020 regarding the purchase of five Police Interceptors is hereby rescinded. 3) This resolution shall take effect immediately.

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

Kersten also reviewed the approval of a bid from Deery Brothers and the rescinding of a bid from Clinton Auto Group for one Dodge Ram 1500 4X4 SSV for the Sheriff's Office.

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 Deery Brothers, Iowa City, IA in the amount of \$32,089.00. 2) That the resolution passed on November 24, 2020 regarding purchase of one Dodge Ram is hereby rescinded. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Maxwell the first of two readings of an ordinance to amend the Zoning Map by rezoning approximately 35 acres in Section 35 Blue Grass Township from Agricultural-General (A-G) to Single Family Residential (R-1), all within unincorporated Scott County. Roll Call: Four Ayes, with Maxwell voting Nay.

AN ORDINANCE TO AMEND THE ZONING MAP BY REZONING APPROXIMATELY 35 ACRES IN SECTION 35, BLUE GRASS TOWNSHIP FROM AGRICULTURAL-GENERAL (A-G) TO SINGLE FAMILY RESIDENTIAL (R-1), 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-General (A-G) to Single Family Residential (R-1) to-wit: Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 35, in Township 78 North, Range 2 East of the 5th P.M. (Blue Grass Township).

Section 2. This ordinance changing the above described land to Single Family Residential (R-1) is approved as recommended by the Planning and Zoning Commission.

Section 3. The County Auditor is directed to record this ordinance in the County Recorder's Office.

Section 4. 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 5. Repealer. All ordinances or part of ordinances in conflict with the provisions of the Ordinance are hereby repealed.

Section 6. 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 that the following resolution be approved.  
Roll Call: All Ayes.

Tim Huey reviewed approval of the Final Plat Brus Commercial Park 2<sup>nd</sup> Addition.

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 22nd day of December 2020 considered the final plat of BRUS COMMERCIAL PARK 2ND ADDITION, a 2-lot subdivision in the part of the NE ¼ of Section 1, Township 77 North, Range 2 East of the 5th Principal Meridian (Buffalo Township), Scott County, Iowa, and having found the same made in substantial accordance with the provisions of Chapter 354, Code of Iowa, and the Scott County Subdivision Ordinance, does hereby approve the final plat of said subdivision. 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 Beck, seconded by Maxwell that the following resolution be approved.  
Roll Call: All Ayes.

Tammy Speidel, FSS Director, reviewed approval of a quote for the Jail domestic hot water boiler replacement project.

BE IT RESOLVED: 1) That the quote for the Jail domestic hot water boiler replacement amount of \$46,621.00 is hereby approved and awarded to Ryan & Associates. 2) That the Director of Facility & Support Services is hereby authorized to execute contract documents on behalf of the Scott County Board of Supervisors. 3) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) The special assessments receipt numbers 127063, 133773, 141749, 147658, 152983, 161646, 168062, 2018 property taxes due in September 2019 and March 2020, and 2019 property taxes due in September 2020 and March 2021 for Sara McDaniel, 6030 Fossen Drive, Davenport, Iowa, in the amount of \$494.12 and \$1,012.00 including interest are hereby suspended. 2) The County Treasurer is hereby requested to suspend the collection of the above stated taxes 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 Croken, seconded by Kinzer that the following resolution be approved.  
Roll Call: All Ayes.

BE IT RESOLVED: 1) That Scott County has been directed by the Iowa Department of Human Services to suspend the collection of property taxes, assessments and rates or charges, including interest, fees, and costs of Lynn L. Vaughan, 3402 W. 43rd St., Davenport, Iowa. 2) That the collection of all property taxes, special assessments, and rates or charges, including interest, fees, and costs assessed against the parcel at 3402 W. 43rd St., Davenport, remaining unpaid shall be suspended for such time as Lynn L. Vaughan remains the owner of such property, and during the period he/she receives assistance as described in Iowa Code Section 427.9. 3) That the County Treasurer is hereby directed to suspend collection of the above stated taxes, assessments, and rates or charges, including interest, fees, and costs, thereby establishing a lien on said property as required by law, with future collection to include statutory interest. 4) This resolution shall take effect immediately.

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

Matt Hirst, IT Director, reviewed approval of vaccine management software.

Amy Thoreson, Deputy Health Director, reviewed how the software would streamline their processes for facilitating vaccine scheduling and administration work for the Health Department.

BE IT RESOLVED: 1) The authority of the IT Director to sign an agreement for a lifetime license of PrepMod cloud hosted online consent and appointment scheduling mass vaccination software and a two (2) year license of CovidReadi pre-registration and vaccine campaign management software in an amount not to exceed \$126,000 and year 2 maintenance and support costs of \$25,200 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Beck that the following 16 resolutions be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) That the re-appointment of Dr. Kathleen Hanson to the Board of Health for a three (3) year term expiring on December 31, 2023 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Dr. Larry Squire to the Board of Health for a three (3) year term expiring on December 31, 2023 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of John Rushton to the Citizen's Advisory Board of the Mental Health Institute for a one (1) year term expiring on December 31, 2021 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointments of Marty O'Boyle and Mahesh Sharma, to the MEDIC EMS Board for a one (1) year term expiring on December 31, 2021 are hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Tim Huey, Davenport, Iowa, to the Quad City Riverfront Council for a one (1) year term expiring on December 31, 2021 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Dave Murcia, to the Partner for Scott County Watersheds Cabinet for a one (1) year term expiring on December 31, 2021 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointments of Lori Elam and Katie Schroeder, to the Community Action of Eastern Iowa for a one (1) year term expiring on December 31, 2021 are hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Bernie Peeters, Eldridge, to the River Bend Transit Board for a one (1) year term expiring on December 31, 2021 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Doug Grenier, Bettendorf, to the Conservation Board for a five (5) year term expiring on December 31, 2025 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment Curtis Lundy to the IRVM Steering Committee (Non-Governmental) for a three (3) year term expiring on December 31, 2023 is hereby approved. 2) That the re-appointment of John Arter to the IRVM Steering Committee (Non-Governmental) for a three (3) year term expiring on December 31, 2023 is hereby approved. 3) That the re-appointment of Heidi Woeber to the IRVM Steering Committee (Governmental) for a three (3) year term, expiring on December 31, 2023 is hereby approved. 4) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Steve Piatak, rural Davenport, to the Planning and Zoning Commission for a five (5) year term expiring on January 10, 2026 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Ned Schroder, Princeton, to the Benefited Fire District #1 for a three (3) year term expiring on January 10, 2024 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Ed Kocal to the Lower Cedar Watershed Management Authority for a one (1) year term expiring on December 31, 2021 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointment of Roger Kean to the E911 Service Board for a one (1) year term expiring on December 31, 2021 is hereby approved.

2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the following appointments for a two (2) year term expiring on December 31, 2022 are hereby approved: Dr. Barb Harre – Medical Examiner, Dr. Richard Blunk – Deputy Medical Examiner, Dr. William Jerome – Deputy Medical Examiner, Don Schaeffer, Investigator, Brett Hodges, Investigator, Sherri Harris, Investigator, Angela Anderson, Investigator. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the re-appointments of Mary Kellenberger, Bettendorf, and Larry Minard, Davenport, to the Judicial Magistrate Appointment Commission for a six (6) year term expiring on December 31, 2026 are hereby approved. 2) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Beck a motion approving a beer/liquor license renewal for Big 10 Mart #29. Roll Call: All Ayes.

Moved by Maxwell, 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 308872 through 309100 as submitted and prepared for payment by the County Auditor, in the total amount of \$2,673,894.59. 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 \$93,654.59. 3) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) That the Board of Supervisors does hereby condemn the malicious and cowardly act of antisemitism committed on December 10 and deeply regrets the pain caused by this incident to the congregation of Temple Emanuel. 2) This resolution shall take effect immediately.

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

David Farmer, Budget and Administrative Services Director, reviewed a site lease agreement for the Health Department and Scott County Emergency Management Agency to administer the COVID-19 vaccines.

Amy Thoreson reviewed the site location.

BE IT RESOLVED: 1) Scott County is in support of Short Term Event and Parking Lot License agreement for the Scott County Health Department and Scott County

Emergency Management Agency to conduct preparation, storage, and distribution of COVID-19 vaccinations. 2) The fee for the event and lot license shall be \$4,214.00 per month to cover the equivalent of utilities. 3) The Assistant County Administrator is authorized to sign the contract amendment between Scott County and Transform SHC Licensed Business LLC. 4) This resolution shall take effect immediately.

David Farmer reviewed the FY21 Revenue update as of December 21, 2020.

Mahesh Sharma, County Administrator, reviewed upcoming board meetings and reviewed the meeting recordings located on the website.

Supervisor Maxwell reviewed items from a recent EMA meeting.

Supervisor Croken reviewed recent traffic pattern changes regarding the new Interstate 74 bridge.

Supervisor Beck reviewed the recent Mental Health Region Board meeting.

Moved by Beck, seconded by Maxwell at 7:09 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

A video recording of the meeting is available on the Scott County website at:  
<https://www.scottcountyiowa.gov/board/board-meetings>.