

Scott County Board of Supervisors
December 9, 2021 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Maxwell, Beck, Croken, Kinzer and Knobbe present. Due to social distancing concerns relating to COVID19, Supervisors and staff were spaced apart during the meeting, with some staff participating electronically. The Board recited the Pledge of Allegiance.

Moved by Knobbe, seconded by Maxwell a motion approving the minutes of the November 16, 2021 Special Board Meeting (Election Canvass), the minutes of the November 23, 2021 Committee of the Whole and the minutes of the November 23, 2021 Regular Board Meeting. Roll Call: All Ayes.

Mary Maher, 2639 Davie Street, Davenport, spoke against using ARPA dollars to build a larger juvenile detention facility and spoke against building on a site that is currently used as a dry cleaning business.

Moved by Knobbe, seconded by Maxwell a motion to open a public hearing relative to the reprecincting process in Scott County. Roll Call: All Ayes.

County Auditor Kerri Tompkins reviewed the process and gave an update on the precincts. She requested waiving the third reading of the ordinance at the next meeting.

No one from the public spoke.

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

Moved by Knobbe, seconded by Maxwell that the following resolution (248-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) That the 2021 revisions to the Scott County Integrated Roadside Vegetation Management (IRVM) plan are approved. 2) This resolution shall take effect immediately.

Moved by Knobbe, seconded by Maxwell that the following resolution (249-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) That the bid for one Bobcat 24" skid steer cold planer attachment is approved and hereby awarded to REXCO Equipment, Inc., Davenport, Iowa, in the amount of \$21,449.53. 2) This resolution shall take effect immediately.

Moved by Knobbe, seconded by Maxwell that the following resolution (250-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) Iowa Code section 459.304(3) 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, 2022 and January 31, 2023 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 Kinzer, seconded by Croken that the following resolution (251-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) That the request to overfill the ERP & Budget Analyst position for up to two months to facilitate a smooth transition is hereby approved. 2) This resolution shall take effect immediately.

Moved by Kinzer, seconded by Croken that the following resolution (252-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) The hiring of Ann Kirby for the position of Multi-Service Clerk in the Treasurer's Office at entry level rate. 2) The hiring of Jennah Douglas for the position of Correctional Officer in the Sheriff's Office at entry level rate. 3) The hiring of Dominique Hute for the position of Correctional Officer in the Sheriff's Office at entry level rate. 4) The hiring of Austin Lenz for the position of Assistant Attorney in the County Attorney's Office at entry level rate.

Moved by Maxwell, seconded by Knobbe the first of three readings of an Ordinance to delete Chapter 37 - Election Precincts enacted in 2011 and replace with the new Chapter 37 - Election Precincts to comply with Code of Iowa requiring the Scott County Board of Supervisors to establish election precincts following every federal decennial census. Roll Call: All Ayes.

An Ordinance to Amend Chapter 37 – Election Precincts, of the Code of Scott County.

Be it enacted by the Board of Supervisors of Scott County, Iowa:

Delete Chapter 37 – Election Precincts enacted in 2011 and replace with the new Chapter 37 – Election Precincts.

CHAPTER 37 ELECTION PRECINCTS

SECTIONS

- 37-1. INTRODUCTION
- 37-2. PRECINCTS ESTABLISHED
- 37-3. CORRECTION OF ERRORS
- 37-4. PUBLICATION OF CHANGES
- 37-5. SEVERABILITY
- 37-6. EFFECTIVE DATE

SEC. 37-1 INTRODUCTION

A. The purpose of this ordinance is to comply with Sections 49.3 and 49.4 of the Code of Iowa requiring the Scott County Board of Supervisors to establish election precincts following every federal decennial census.

B. For use in this Ordinance the following terms shall be interpreted or defined as follows:

"City" means city, town, or incorporated area. "County" means areas outside of cities, towns, or incorporated areas. "Township" means a civil or political subdivision of the county. "Precinct" means a county or municipal subdivision for casting and counting votes.

C. "City - County Precinct Agreement" means an agreement pursuant to Iowa Code Section 49.6, and entered into between Scott County and a given city to create a precinct comprised partially of unincorporated territory and partially of all or any part of a city.

SEC. 37-2. PRECINCTS ESTABLISHED

A. The County of Scott is hereby divided into eighteen (18) precincts as follows:

1. Allens Grove TWP - Includes the legal boundary of Allens Grove Township that lies within Scott County, including the city of Donahue, and excluding the city of Dixon.
2. Bluegrass TWP - Includes the corporate boundaries of the city of Blue Grass, but excluding that portion of the city of Blue Grass which lies in Muscatine County, and the legal boundary of Blue Grass Township, excluding those areas of the township which lie within the corporate limits of the cities of Davenport and Walcott, and excluding those areas of the township surrounded by the city of Davenport and included in Davenport Precinct 11 and Davenport Precinct 13.
3. Buffalo - Includes the corporate boundaries of the city of Buffalo, including the portions of Buffalo Township lying west of the corporate boundaries of the city of Buffalo, and the portion of Buffalo Township lying west of the corporate

boundaries of Davenport, south of the city of Buffalo and east of the Scott County boundary.

4. Buffalo TWP - Includes the legal boundary of Buffalo Township, excluding that area of the township which lies within the corporate limits of the cities of Buffalo and Blue Grass, and that area included in Buffalo precinct.
5. Hickory Grove TWP - Includes the legal boundary of Hickory Grove Township, including the city of Maysville, but excluding those areas of the township which lie within the corporate limits of the cities of Davenport and Walcott.
6. LeClaire TWP - Includes the legal boundaries of LeClaire Township, excluding those areas of the township which lie within the corporate limits of the cities of Bettendorf and LeClaire, and excluding that portion of the unincorporated portion LeClaire Township which is bordered by Pleasant Valley Township to the west, the legal boundary of the City of LeClaire to the north and the Mississippi River to the south.
7. Liberty TWP - Includes the legal boundary of Liberty Township, and including the corporate boundaries of the cities of Dixon and New Liberty.
8. Lincoln-Sheridan TWP - Includes the legal boundaries of Lincoln and Sheridan Townships, excluding those areas of the townships which lie within the corporate limits of the cities of Bettendorf, Davenport, and Eldridge.
9. McCausland - Includes the legal boundaries of Butler Township that lies within Scott County, excluding Parkview precinct.
10. Parkview - Beginning at the center of the intersection of 290th Street and 200th Avenue, then south along the centerline of 200th Avenue to the south border of Butler Township, then west along the south border of Butler Township to the west border of Butler Township, then north along the west border of Butler Township to 290th Street, then east along the centerline of 290th Street to 200th Avenue.
11. Pleasant Valley TWP - Includes the legal boundary of Pleasant Valley Township, excluding those areas of the township which lie within the corporate limits of the cities of Bettendorf, Riverdale, and Panorama Park. The Precinct also includes that portion of the unincorporated portion LeClaire Township which is bordered by Pleasant Valley Township to the west, the legal boundary of the City of LeClaire to the north and the Mississippi River to the south.
12. Princeton TWP - Includes the legal boundary of Princeton Township, and including the city of Princeton.
13. Riverdale - Includes the corporate boundaries of the city of Riverdale, Iowa.
14. Walcott - Includes the corporate limits of the city of Walcott, excluding that portion of the city which lies in Muscatine County, and including the legal boundary of Cleona Township, including that portion of the city of Durant which lies within Scott County.
15. Winfield TWP - Includes the legal boundary of Winfield Township, and including the city of Long Grove.
16. Davenport Ward 1, Precinct 1 - Includes the boundaries of Davenport Ward 1, Precinct 1, to wit, Beginning at the intersection of Buffalo Avenue and West Locust Street, then proceed northerly along the corporate limits to Duck Creek, easterly along Duck Creek to North Fairmount Street, south along North Fairmount Street to Heatherton Drive, southeasterly along Heatherton Drive to

North Michigan Avenue, south along North Michigan Avenue to West Lombard Street, east along West Lombard Street to North Clark Street, south along North Clark Street to Waverly Road, northwesterly along Waverly Road to North Fairmount Street, north along North Fairmount Street to West Locust Street, west along West Locust Street to the corporate limits, the place of beginning, all of which is a part of the eighty-first legislative district, and a part of the forty-first senate district; and pursuant to a City - County Precinct Agreement between the City of Davenport and Scott County, including that portion of the unincorporated portion Blue Grass Township which lies surrounded by the corporate limits of the City of Davenport within Davenport Precinct 11.

17. Davenport Ward 1, Precinct 3 - Includes the boundaries of Davenport Ward 1, Precinct 3, to wit, Beginning at the intersection of West Locust Street and Wisconsin Avenue, then proceed southerly along Wisconsin Avenue to Telegraph Road, easterly along Telegraph Road to South Clark Street, south along South Clark Street to Indian Road, southwesterly along Indian Road to South Elsie Avenue, southerly along South Elsie Avenue to Rockingham Road, westerly along Rockingham Road to Minnie Avenue, south along Minnie Avenue to South Concord Street, south along South Concord Street to West River Drive, westerly along West River Drive to the corporate limits, northerly along the corporate limits to West Locust Street, east along West Locust Street to Wisconsin Avenue, the place of beginning, all of which is a part of the ninety-eighth legislative district, and a part of the forty-ninth senate district; and pursuant to a City - County Precinct Agreement between the City of Davenport and Scott County, including that portion of the unincorporated portion Blue Grass Township which lies surrounded by the corporate limits of the City of Davenport within Davenport Precinct 13.
18. Bettendorf Ward 5, Precinct 1 – Includes the boundaries of Bettendorf Ward 5, Precinct 1, to wit, Commencing, as a point of reference, beginning at the intersection of the State line along the main channel of the Mississippi River, the eastern city limits of Riverdale, Iowa, and the western city limits of Bettendorf, Iowa; thence north along said city limits line to its intersection with Valley Drive; thence northeasterly along the centerline of Valley Drive to its intersection with Crow Creek; thence westerly along the centerline of the meanders of Crow Creek to its intersection with Tanglewood Road; thence westerly along the centerline of Tanglewood Road to its intersection with Middle Road; thence north along the centerline of Middle Road to its intersection with 53rd Avenue; thence easterly along the centerline of 53rd Avenue to its intersection with Remington Road North; thence south along the centerline of Remington Road North to its intersection with Century Heights Avenue; thence easterly along the centerline of Century Heights Avenue to its intersection with Heatherstone Road; thence south along the centerline of Heatherstone Road to its intersection with Crow Creek Road; thence easterly along the centerline of Crow Creek Road to its intersection with Valley Drive; thence easterly along the centerline of Valley Drive to its intersection with the eastern city limits of Bettendorf, Iowa and unincorporated Scott County, Iowa; thence south along the said city limits line to its intersection with the State line of the main channel of the Mississippi River; thence

southwesterly along the State line of the main channel of the Mississippi River to the point of beginning and excluding therefrom the incorporated city limits of Panorama Park, Iowa; and pursuant to a City –County Precinct Agreement between the city of Bettendorf and Scott County including the corporate limits of the city of Panorama Park.

SEC. 37-3. CORRECTION OF ERRORS.

If this ordinance fails to place any part of the County of Scott within a precinct established by this ordinance, the Commissioner of Elections shall assign the omitted area to an adjacent and appropriate precinct. The Commissioner is also charged with the responsibility of correcting any obvious clerical errors in this ordinance.

SEC. 37-4. PUBLICATION OF CHANGES.

The Scott County Commissioner of Elections is hereby directed to forward a copy of this Ordinance to the Office of Secretary of State and publish said Ordinance pursuant to all applicable laws governing ordinances.

SEC. 37-5. SEVERABILITY.

If any section of this Ordinance is adjudged to be unconstitutional, or otherwise unlawful, only that section so adjudged shall be void, and to that extent the sections of this Ordinance are declared to be severable.

SEC. 37-6. EFFECTIVE DATE.

Pursuant to Section 49.7 of the Code of Iowa, this Ordinance shall be in full force and effect on January 15, 2022 and after its final passage and publication.

Moved by Maxwell, seconded by Knobbe that the following resolution (253-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) The purchase of New World ERP software maintenance and support from Tyler Technologies in the amount of \$81,745.91 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Knobbe that the following resolution (254-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) That the Scott County Juvenile Detention and Diversion Programs Restorative Justice Programs contract with the Iowa Department of Human Services ending June 30, 2022 will be amended to include additional funding. 2) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Knobbe a motion to approve filing of first quarter FY22 quarterly financial reports from various county offices. Roll Call: All Ayes.

Moved by Maxwell, seconded by Knobbe that the following resolution (255-2021) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) The Scott County Board of Supervisors approves for payment all warrants numbered 314790 through 315005 as submitted and prepared for payment by the County Auditor, in the total amount of \$972,428.21. 2) This resolution shall take effect immediately.

County Administrator Mahesh Sharma reviewed the notification of a change from FEMA regarding a grant application.

Budget and Administrative Services Director David Farmer reviewed a recent CARES Act funding application and FEMA public assistance reimbursement update.

Supervisor Kinzer thanked Farmer and County staff for being so diligent.

Supervisor Croken also congratulated and thanked Farmer.

Supervisor Beck said he also appreciates the work Farmer does as well as the other County employees.

Mahesh Sharma commented that there are other grant opportunities being worked on.

Supervisor Beck reviewed a recent SECC Board meeting and gave an update on the E911 Radio Project.

Moved by Kinzer, seconded by Maxwell at 5:25 p.m. a motion to adjourn. All Ayes.

Ken Beck, Chair of the Board
Scott County Board of Supervisors

ATTEST: Kerri Tompkins
Scott County Auditor

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