

Scott County Board of Supervisors
April 14, 2022 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Kinzer, Knobbe, Maxwell and Beck present. After roll call, Supervisor Croken joined the meeting at 5:03 p.m. 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 March 29, 2022 Committee of the Whole and the minutes of the March 31, 2022 Regular Board Meeting. Roll Call: All Ayes.

Moved by Knobbe, seconded by Maxwell that the following resolution (79-2022) be approved. Roll Call: All Ayes.

SECC Training Specialist Todd Malone, SECC Technology Systems Specialist Michelle Campbell and SECC Public Safety Dispatcher Chantel Mowery received the proclamation and thanked the Supervisors for the recognition.

BE IT RESOLVED: 1) That the Scott County Board of Supervisors does hereby proclaim the week of April 10-16, 2022, as "National Public-Safety Telecommunicator's Week"; 2) That the Board of Supervisors joins in honoring those whose diligence and professionalism keep our county and citizens safe; 3) This resolution shall take effect immediately.

Moved by Knobbe, seconded by Maxwell that the following eight consent agenda items be approved. Roll Call: All Ayes.

NOW, THEREFORE BE IT RESOLVED by the Scott County Board of Supervisors on this fourteen day of April, 2022, that the Scott County Engineer is authorized to purchase the necessary right-of-way for construction and maintenance during the calendar year 2022, using the values computed in accord with the following schedule of allowances:

SCHEDULE I - AGRICULTURAL LAND:

For land by easement or deed: 6.41 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 fourteenth day of April, 2022, by the Scott County Board of Supervisors.

SECTION XI: This resolution shall take effect immediately. (80-2022)

BE IT RESOLVED: 1) That the contract for crack sealing and filling on Scott County Secondary Roads in Fiscal Years 2022 through 2026 be awarded to Manatt's Inc. contingent on the unit prices listed in the contract. 2) That the County Engineer be authorized to sign the contract documents on behalf of the Board. 3) That this resolution shall take effect immediately. (81-2022)

BE IT RESOLVED: 1) Sievers Family Farms LLC in the S ½ of NE ¼ of Section 32, T80N, R1E (Liberty Township) has submitted an application to the Iowa Department of Natural Resources (IDNR) for a construction permit for the expansion of an existing confined animal feeding operation at 26618 20th Avenue in unincorporated Scott County. 2) The Scott County Health Department and the Scott County Planning and Development Department have reviewed the construction permit application and the manure management plan and determined that both appear to be in compliance with the requirements of the Master Matrix, Iowa Code Section 459 and Iowa DNR rules. 3) The Scott County Board of Supervisors has determined that there are not any additional objects or locations not included in the application that are within the required separation distances, the soils and hydrology of the site appear to be suitable for the proposed expansion, and the applicant has adequate land for the application of manure originating from this confinement feeding operation available. 4) The Scott County Board of Supervisors published public notice of the receipt of said application, accepted written and electronic comments on the application and held a public hearing on March 31, 2022 during its regularly scheduled meeting to receive public comments on the application. 5) The Scott County Board of Supervisors will submit to the Iowa DNR the written reports it received from the Scott County Planning and Development and Health Departments on which its determination is based, and the documentation of publication of the required public notices. The Board will also submit all the written or electronic comments from the general public it received on this application. 6) The Scott County Board of Supervisors would recommend that the construction permit application of

Sievers Family Farms LLC be approved based on its compliance with the requirements of the Master Matrix, Iowa DNR rules and Iowa Code regulations for such applications. 7) This resolution shall take effect immediately. (82-2022)

BE IT RESOLVED: 1) The hiring of Desiree Miller for the position of Community Based Counselor with Juvenile Detention at entry level. 2) The hiring of James Raabe for the position of Deputy in the Sheriff's Office at entry level. 3) The hiring of Teresa Burnett for the position of Senior Elections Clerk in the Auditor's Office at entry level. 4) The hiring of David France for the position of Senior Elections Clerk in the Auditor's Office at entry level. 5) The hiring of Anna Judge for the position of Senior Elections Clerk in the Auditor's Office at entry level. 6) The hiring of Nick Bleau for the position of part-time Correctional Health Nurse in the Health Department at entry level rate. 7) The hiring of Samantha Conger for the position of part-time Custodian in the FSS Department at entry level rate. (83-2022)

BE IT RESOLVED: 1) The 2022 Slough Bill exemptions as presented to the Board of Supervisors by the Soil Conservation District and the County Assessor's office are hereby approved as follows: Deedholder; Tax District; Parcel Number; Exempt Acres; Exempt Amount, MORRELL JANE E; AGNY; 021137001; 2.000; \$3,000, MORRELL JANE E; AGNY; 021153006; 3.320; \$18,750, ARTER JOHN D; AGNY; 021419005; 2.400; \$1,580, ARTER JOHN D; AGNY; 021421004; 4.600; \$2,520, ARTER JOHN D; AGNY; 021433004; 16.950; \$15,820, ARTER JOHN D; AGNY; 021435002; 38.500; \$34,860, ARTER JOHN D; AGNY; 021437002; 11.400; \$8,230, ARTER JOHN D; AGNY; 021449001; 23.900; \$19,820, ARTER JOHN D; AGNY; 021451001; 33.300; \$22,570, ARTER JOHN D; AGNY; 021453001; 5.000; \$3,510, WAPSI WILLIE ACRES LLC; AGNY; 021533002; 91.000; \$136,500, RYAN LIVING TRUST; AGNY; 021551001; 5.000; \$15,000, ARTER JOHN D; AGNY; 021555002; 12.250; \$8,750, STL PROPERTIES LLC; AGN; 021633002; 24.870; \$19,800, STL PROPERTIES LLC; AGN; 021649004; 34.920; \$30,670, STL PROPERTIES LLC; AGN; 022101002; 12.110; \$10,360, ARTER MARY ELIZABETH; AGN; 022103001; 20.000; \$17,300, MOELLER BRADLEY D; AGN; 022105003; 9.480; \$7,660, MOELLER BRADLEY D; AGN; 022105003; 17.600; \$16,240, MOELLER BRADLEY D; AGN; 022107001; 7.000; \$6,660, MOELLER BRADLEY D; AGN; 022107001; 32.400; \$27,000, ARTER JOHN D; AGNY; 022321002; 42.210; \$38,820, HENNINGSEN ALAN L; WNNY; 030533001; 22.300; \$13,680, HENNINGSEN ALAN L; WNNY; 030533001; 19.500; \$16,730, RATHJE TERRY D; WNNY; 0305370021; 4.200; \$16,000, HENNINGSEN ALAN L; WNNY; 030623001; 15.000; \$13,790, HENNINGSEN ALAN L; WNNY; 030623001; 14.500; \$12,070, HENNINGSEN ALAN L; WNNY; 030639001; 22.000; \$19,460, HENNINGSEN ALAN L; WNNY; 030639001; 32.200; \$27,700, JO-DA LLC; WNNY; 030705001; 4.000; \$3,190, JO-DA LLC; WNNY; 030705001; 30.000; \$24,050, JO-DA LLC; WNNY; 030707001; 2.000; \$1,720, JO-DA LLC; WNNY; 030707001; 4.300; \$3,950, JO-DA LLC; WNNY; 030707002; 22.000; \$13,890, JO-DA LLC; WNNY; 030721001; 6.000; \$3,250, JO-DA LLC; WNNY; 030721001; 2.000; \$560, JO-DA LLC; WNNY; 030723002; 0.500; \$470, SLATER JOSEPH L; WNNX; 031301002; 0.500; \$360, SLATER JOSEPH L; WNNX; 031317004; 1.500; \$1,170, HILLMANN JON P; WNNX; 032619002; 15.000; \$14,900, TOBIN LIVING TRUST; WNNX; 033303001;

0.500; \$500, TOBIN LIVING TRUST; WNNX; 033305001; 14.500; \$13,560, TOBIN LIVING TRUST; WNNX; 033307001; 24.500; \$17,110, TOBIN LIVING TRUST; WNNX; 033319001; 8.200; \$5,270, TOBIN LIVING TRUST; WNNX; 033321001; 28.100; \$16,860, TOBIN LIVING TRUST; WNNX; 033323001; 39.200; \$30,810, TOBIN LIVING TRUST; WNNX; 033401002; 1.000; \$170, TOBIN LIVING TRUST; WNNX; 033417001; 9.000; \$4,100, DOUGLAS E VICKSTROM REV TRUST; BTNV; 040305005; 7.210; \$910, DOUGLAS E VICKSTROM REV TRUST; BTNV; 040349002; 108.050; \$90,010, DOUGLAS E VICKSTROM REV TRUST; BTNV; 040351004; 260.940; \$233,330, DOUGLAS E VICKSTROM REV TRUST; BTNV; 040353004; 235.000; \$187,560, DOUGLAS E VICKSTROM REV TRUST; BTNV; 040455006; 47.140; \$41,600, CLAEYS ANDREW; BTNV; 040517002; 3.210; \$1,270, CLAEYS ANDREW; BTNV; 040637001; 10.500; \$1,040, CLAEYS ANDREW; BTNV; 040653004; 3.600; \$1,010, CLAEYS PAUL D; BTNV; 041035001; 8.300; \$7,710, MOHR RICHARD J; BTNV; 042007001; 12.020; \$11,180, CAROL A KLEMME REV TRUST; BTNV; 042749005; 3.000; \$2,440, YOUNGERS CONNIE R; BTNV; 042749006; 6.000; \$24,000, HAASE LIVING TRUST; PRNV; 051951002; 3.740; \$14,000, HAASE LIVING TRUST; PRNV; 051951004; 1.860; \$28,600, SCHOEBERL CAMILLE A; PRNU; 053435108; 0.900; \$44,100, SCHOEBERL CAMILLE A; PRNU; 053437101; 1.100; \$13,400, HAMILTON MARIANNE; BUDE; 720249003; 18.100; \$6,610, KOLWEY ROBERT L; BUDF; 721707002; 22.980; \$7,860, NELLI LLC; PVPU; 850655503; 1.200; \$125,300, NELLI LLC; PVPU; 850655503; 0.420; \$35,400, BEASON CHARLES; PVPU; 8506555041; 2.810; \$14,050, BEASON CHARLES; PVPU; 8506555041; 2.200; \$11,000, TAYLOR BENJAMIN JOHN; PVPU; 850705002; 3.400; \$10,500, PURCELL LINDA KAREN; PVPU; 850717011; 3.100; \$9,000, PURCELL LINDA KAREN; PVPU; 850717011; 5.500; \$16,500, STRUNK KIM MARTIN; CLEB; 910339004; 5.000; \$5,260, STRUNK ANDREW; CLEB; 910339005; 2.000; \$1,850, HAWK GREGORY G; HGNT; 920951002; 7.500; \$7,100, HAWK GREGORY G; HGNT; 920951003; 11.500; \$115,000, DAVIS J C JR; HGNT; 9216071022; 17.450; \$52,350, WAGEMESTER JENNIFER C STEINES; SHNX; 930107203; 3.940; \$3,990, CAWIEZELL JOSEPH M; SHNX; 930201008; 2.000; \$10,000, PRAIRIE OAKS LLC; LEPU; 9516491041; 6.600; \$7,000, EUGENE L JOHNSON FAMILY TRUST; LEPU; 952333101; 11.980; \$47,920, EUGENE L JOHNSON FAMILY TRUST; LEPU; 952335304; 1.760; \$8,000, MARGUERITE A JOHNSON 2004 TR; LEPU; 952349201; 4.600; \$18,000, TOTAL: 1,639.32, \$1,955,590. 2) This resolution shall take effect immediately. (84-2022)

BE IT RESOLVED: 1) The 2022 Slough Bill exemptions as presented to the Board of Supervisors by the Scott County Assessor's office, and the Davenport City Assessor's office and as subsequently approved by the City of Davenport and the City of Bettendorf are hereby approved as followed: District; Deedholder; PARCEL #; Exemption; ACRES; EXEMPT VALUE, City/Davenport; Ritter, Brian; 20519-03; Forest Cover; 3.80; \$36,470, City/Davenport; Perry, Shirley; Y3337-04A; Open Prairie; 5.00; \$4,890, City/Davenport; Genesis Systems Group; X3501-01; Open Prairie; 7.00; \$116,500, City/Davenport; Carrillo, John; S3123-03A; Open Prairie; 6.60; \$5,830, City/Davenport; Voss, Lillian; 31807-01; Forest Cover; 10.74; \$10,540, City/Davenport; Voss, Lillian; 31717-06A; Forest Cover; .63; \$560, City/Davenport; Voss, Lillian; 31717-01; Forest Cover; 13.22; \$12,960, City/Davenport; Voss, Lillian; 31703-13; Forest Cover; 1.0; \$1,400,

City/Davenport; Voss, Lillian; 31703-14; Forest Cover; 6.53; \$6,240, City/Davenport; Voss, Lillian; 30851-20; Forest Cover; 5.62; \$5,800, City/Davenport; Voss, Lillian; 31719-21; Forest Cover; .32; \$380, City/Davenport; Voss, Lillian; 31719-20; Forest Cover; 2.7; \$3,060, City/Davenport; Voss, Lillian; 31719-19; Forest Cover; .36; \$380, City/Davenport; Voss, Lillian; 31703-15A; Forest Cover; 16.47; \$13,520, City/Davenport; Bierl, David; S3021-OLA; Open Prairie; 2.30; \$1,150, City/Davenport; Bierl, David; S3021-OLA; Forest Cover; 5.65; \$2,830, City/Davenport; Krueger, Dean; 31803-09; Open Prairie; 17.50; \$14,000, City/Davenport; Krueger, Dean; 31803-09; Forest Cover; 21.50; \$17,200, City/Davenport; Krueger, Dean; 31805-02; Open Prairie/; 5.01; \$5,010, City/Davenport; Krueger, Dean; 31805-02; Forest Cover; 4.30; \$4,300, Total: 136.25 \$263,020. City/Bettendorf; Jim & Judy Tully; 841017204; Forest Cover; 10.7; \$48,900, City/Bettendorf; Chad Miller; 8414172032; Forest Cover; 4.30; \$30,960. Total: 15.00; \$79,860. 2) The City and County Assessor shall process these exemptions as required by law. 3) This resolution shall take effect immediately. (85-2022)

BE IT RESOLVED: 1) That the appointment of Wes Wulf to the Benefited Fire District #6 for a three (3) year term expiring on June 30, 2025 is hereby approved. 2) That the appointment of Dale Barber to the Public Safety Authority for a six (6) year term expiring on June 30, 2028 is hereby approved. 3) This resolution shall take effect immediately. (86-2022)

BE IT RESOLVED: 1) The Scott County Board of Supervisors approves for payment all warrants numbered 316849 through 317077 as submitted and prepared for payment by the County Auditor, in the total amount of \$1,127,175.64. 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 \$101,154.09. 3) This resolution shall take effect immediately. (87-2022)

Moved by Maxwell, seconded by Knobbe that the following resolution (88-2022) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) FY22 year-end fund transfers as presented by the County Administrator are hereby approved. 2) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Knobbe that the following resolution (89-2022) be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) The Scott County Emergency Communication Center, Scott County Emergency Management Agency, Scott County Library System, component units of the County and the Eastern Iowa Mental Health Region, a fiduciary 28E organization of the County, have invoices qualifying for payment by the County. Additionally the County has approved budgeted property tax funding the component unit agencies. 2) The Director of Budget and Administrative Services is hereby authorized to disburse funding through an accounting journal entry to the Scott County Component Units and Authorized Agencies behalf of the Board of Supervisors. 3) This resolution shall take effect immediately.

Moved by Maxwell, seconded by Knobbe a motion to suspend the rules to waive the second and third readings of an ordinance to adopt the 2022 Scott County Code. Roll Call: All Ayes.

Moved by Maxwell, seconded by Knobbe a motion to waive the second and third readings of an ordinance to adopt the 2022 Scott County Code. Roll Call: All Ayes.

Moved by Maxwell, seconded by Knobbe the first and final reading of an Ordinance to adopt the 2022 Scott County Code. Roll Call: All Ayes.

AN ORDINANCE TO ADOPT THE SCOTT COUNTY CODE AS PRESENTED

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

SECTION 1.

That the Scott County Code of Ordinances is adopted, including all new ordinances and amendments passed by the Board through this date.

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.

Under other items of interest, David Farmer, Budget and Administrative Services Director, reviewed the FY22 Revenue update as of April 14, 2022.

Supervisor Croken reviewed a recent meeting he attended with the 7th Judicial Services Board and an issue they are having regarding payments the District receives for housing federal prisoners.

Supervisor Beck commented on the recent presentation made by Medic and reviewed their upcoming presentation to the City of Bettendorf.

Moved by Croken, seconded by Kinzer at 5:23 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>.