

SCOTT COUNTY BOARD OF SUPERVISORS  
COMMITTEE OF THE WHOLE/BOARD MEETING



**AGENDA**

THURSDAY, SEPTEMBER 3, 2020 @ 5:00 P.M.

BOARD ROOM 1<sup>ST</sup> FLOOR ADMINISTRATIVE CENTER

**\*\*CALL-IN INFORMATION: 1-408-418-9388**

**Access Code:** 146 108 0221 **Pass Code:** 74185

[Click Here for Additional Web Instructions](#)

Or cut and paste this link to your browser.

<https://scottcountyiowa.webex.com/webappng/sites/scottcountyiowa/meeting/info/bb7d740ef5f2439c813ed7ae699ae484?siteurl=scottcountyiowa&MTID=m0ec8223c9df3291a13244df3568eab3b&meetingAuthToken=QUhTSwAAAARuI0ko3rsBUQsQg8IC53mlRWW1x9buapNmIIQpg8VgS3DJbZCvzGrEJgvVxvA3f29bq3OHBj7SJsFcJw%2BfW35li%2B7c%2Bbmf60QJBza1CkSMoEze6rUvOITSSRAexrjLFspxt01%2FFdmC6vGMaLd6RyJJ6%2B1eSwiAhYaXvF8LYmixkv1KCKhZ%2FAz5qwpMs6BW7vHj1KONMEMVt5DDEu%2F3Ty5yiyDr9VwAPpOGTqC3vQ%3D%3D>

PUBLIC NOTICE is hereby given that the Scott County Board of Supervisors meeting will be held by electronic telephone conference with the call originating from the Scott County Administrative Center with MINIMAL public access in an effort to mitigate the spread of COVID19. The public will be allowed into the Scott County Administrative Center Board Room at 4:45 P.M. \*\*The public may join the meeting by phone by using the call-in/web link information above. Please place your phone on mute until you are called upon from the Chairman.

**Roll Call:** Kinzer, Maxwell, Beck, Knobbe, Croken

**Pledge of Allegiance**

**Approval of Minutes:**

August 20, 2020 Committee of the Whole and Board Meeting combined including closed session.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**Proclamation:**

***1. Electrical Line Workers***

\_\_\_\_\_ Resolution recognizing and thanking all Electrical Line Workers, Line Clearance Trimmers and Electricians for their hard work after the severe wind event affecting Scott County on August 10, 2020.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

## **Presentation:**

**2. Presentation by Sheriff's Office staff regarding how Covid-19 in the jail is handled. (No action)**

## **Facilities & Economic Development:**

### **3. Ordinance - Chapter 5 Amendments to the 2015 International Property Maintenance Code**

a) Motion to suspend the rules to waive the second and third readings of an ordinance to amend Chapter 5 of the Scott County Code to adopt and amend provisions of the 2015 International Property Maintenance Code to apply to multifamily and townhouse units within the Community Area Development of Park View in the unincorporated area of Scott County, Iowa.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

b) Motion to waive the second and third readings of an ordinance to amend Chapter 5 of the Scott County Code to adopt and amend provisions of the 2015 International Property Maintenance Code to apply to multifamily and townhouse units within the Community Area Development of Park View in the unincorporated area of Scott County, Iowa.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

c) First and final reading of an ordinance to amend Chapter 5 of the Scott County Code to adopt and amend provisions of the 2015 International Property Maintenance Code to apply to multifamily and townhouse units within the Community Area Development of Park View in the unincorporated area of Scott County, Iowa.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

### **4. Stoney Creek Final Plat.**

\_\_\_\_\_ Resolution approving the final plat of Stoney Creek North Third Addition.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

## **Human Resources:**

### **5. Staff Appointment.**

\_\_\_\_\_ Resolution approving staff appointment.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**6. Organizational Changes Attorney's Office.**

\_\_\_\_\_ Resolution approving table of organization changes to the Attorney's Office as discussed during the Fiscal Year 2021 Budget Review process by adding 2.0 FTE (full-time equivalent) Assistant Attorneys.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**Health & Community Services:**

**7. Community Health Care Agreement**

\_\_\_\_\_ Resolution approving the FY21 Contractual agreement between Community Health Care (CHC) and Scott County.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**8. Tax Suspension requests.**

\_\_\_\_\_ a) Resolution suspending the 2019 property taxes due September 2020 and March 2021 for Darryl Hoffman, 7171 W. 60<sup>th</sup> St. Lot #88, Davenport, IA in the amount of \$148.00.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

\_\_\_\_\_ b) Resolution suspending the 2019 property taxes due September 2020 and March 2021 for Tommy Miller, 15 Crestwood Terrace, Davenport, IA in the amount of \$2,356.00.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

\_\_\_\_\_ c) Resolution suspending the 2018 property taxes due September 2019 and March 2020 for Patricia Osborn, 521 West Columbia Avenue, Davenport, IA in the amount of \$2,196.00.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**Finance & Intergovernmental:**

**9. Non-Congregate Care Sheltering Agreements**

\_\_\_\_\_ Resolution approving contract amendments for non-congregate sheltering for The Salvation Army, Family Resources, Inc., and Humility Homes and Services.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**10. Iowa Covid-19 Government Relief Fund**

\_\_\_\_\_ Resolution requesting reimbursement from the Iowa Covid-19 Government Relief Fund.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**11. Petitions for Compensation Commission.**

\_\_\_\_\_ a) Resolution approving the petition of Rodney Little Trust for a compensation commission to determine damages arising from the installation of pipeline.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

\_\_\_\_\_ b) Resolution approving the petition of Rattlesnake Ranch, LLC for a compensation commission to determine damages arising from the installation of pipeline.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

\_\_\_\_\_ c) Resolution approving the petition of Schmalz Family Trust for a compensation commission to determine damages arising from the installation of pipeline.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**12. Board appointments.**

\_\_\_\_\_ a) Resolution approving the appointment of Kurt Steward to the Planning and Zoning Commission.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

\_\_\_\_\_ b) Resolution approving the appointment of Lori Rochau to the Planning and Zoning Commission.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**13. Beer/Liquor License.**

\_\_\_\_\_ Motion approving a beer/liquor license renewal for Mickey's Country Café and Valley Inn.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**14. Approval of Accounts Payable.**

\_\_\_\_\_ Resolution approving warrants in the amount of \$1,098,198.15 and pcard transactions in the amount of \$122,012.78.

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**Other Items of Interest:**

**15. Financial update related to COVID-19 - David Farmer, Budget & Administrative Services Director.**

**16. CLOSED SESSION.....**To discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property. Iowa Code Section 21.5(1)(j).

Motion to go into closed session:

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

Motion to go into open session:

Moved by \_\_\_\_\_ Second by \_\_\_\_\_ Roll Call: Kinzer, Maxwell, Beck, Knobbe, Croken

**17. Adjournment**

\_\_\_\_\_ Adjourned

Moved by \_\_\_\_\_ Second by \_\_\_\_\_

## Instructions for Unmuting Phone Line during Board Meeting teleconference

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Telephones lines will be placed on mute during the meeting. Participants may unmute their line using the mute icon or \*6 on their phone.

### Connect via Computer or application:

Host: [www.webex.com](http://www.webex.com) Meeting number: 146 108 0221 Password: 74185

Link to meeting (click): [Scott County Board of Supervisor Meeting 09-03-20 5:00 PM](#)

Full Link:

<https://scottcountyiowa.webex.com/webappng/sites/scottcountyiowa/meeting/download/41ec4c7a30bc4f85bec4907b27dba770?siteurl=scottcountyiowa&MTID=mfdebac99738d9cc09529c07fca8cf45>

### Connect via telephone:

1-408-418-9388 Meeting number: 146 108 0221 Password: 74185

### Telephone / Cell Phones Connections:

Telephones lines will be placed on mute during the meeting. Participants may unmute their line using the mute icon or \*6 on their phone.

When called upon for comments by the Board,



1. A user must have his or her own device unmuted.
2. The user may then unmute his or her conference line by keying \* 6


To...	Enter...
Mute your microphone	*6
Unmute your microphone	*6


### Computer / Application Connections:

If connected via web application or computer, the user should look for the microphone symbol and click to mark it as clear, not red.

You can mute yourself so that everyone can concentrate on what's being discussed.

While you're on a call or in a meeting, select  at the bottom of the meeting window. You'll know it's working when the button turns red, .

If you want to unmute yourself, select . Others can hear you when the button turns gray.

When you're muted and move away from the call controls, the mute button moves to the center of your screen and fades in color  to indicate that you're still muted.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON

DATE \_\_\_\_\_

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

## RESOLUTION

### SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

## Recognizing and thanking all Electrical Line Workers, Line Clearance Trimmers and Electricians for their hard work after the severe wind event affecting Scott County on 8/10/2020

**WHEREAS**, on August 10, 2020, much of the Midwest, including Scott County, Iowa, was struck by a derecho, which is defined as a line of intense, widespread, and fast-moving windstorms and sometimes thunderstorms that move across a great distance and is characterized by damaging winds; and

**WHEREAS**, we rely heavily on electricity for our day to day activities at home and at work, and after the storm thousands were without power; and

**WHEREAS**, electrical workers, both local and those who came in from out of town to assist, are often exposed to dangerous situations, especially after a storm of this magnitude with downed power lines and trees on the wires; and

**WHEREAS**, these workers are typically on 24-hour call for quick response to power outages and emergencies, in this case a derecho, and we relied on these men and women's quick response to get us back to power.

**BE IT RESOLVED BY** the Scott County Board of Supervisors as follows:

- Section 1. That the Board of Supervisors thanks all the electrical line workers, clearance tree trimmers and electricians that have worked hard to get our community up and running after the August 10, 2020 weather event.
- Section 2. The Board of Supervisors greatly appreciates their commitment and dedication to serving our community and continued efforts across the state following the derecho.
- Section 3. This resolution shall take effect immediately.



**Planning & Development  
Scott County, Iowa**

**Timothy Huey, Director**

Email: [planning@scottcountyiowa.com](mailto:planning@scottcountyiowa.com)  
Office: (563) 326-8643  
Fax: (563) 326-8257

Administrative Center  
600 West Fourth Street  
Davenport, Iowa 52801-1106

**TO: MAHESH SHARMA**

**FROM: TIMOTHY HUEY**

**RE: ADOPTION OF HOUSING CODE ORDINANCE AMENDMENT TO REQUIRE RENTAL LICENSES IN PARK VIEW**

**Date: August 25, 2020**

The Board of Supervisors may, at its discretion, adopt this ordinance amendment with one reading by suspending the rules and waiving the requirement to approve three readings or proceed with the regular three readings over the next 4 to 5 weeks. Approval of these regulations will initiate the procedures and requirements that the Park View Rental Regulations Working Group has been working on since last year. Property covered by provisions of this code shall be in compliance within ninety (90) days after the effective date of this Ordinance.

During those ninety (90) days, Planning and Development, the Sheriff's Department and Information Technology will finalize the procedures and methods that will be used to document and track compliance of the landlords of these properties with these requirements.

The Sheriff's Department will accept and review the applications, perform background checks for all tenants over the age of eighteen or review proof that such background checks have been completed. The applications with the completed Code Compliance Check lists will then be forwarded to Planning and Development. Planning and Development will confirm the addresses and number of units included on each application, review the Code Compliance list and if everything is in order issue a rental license for each rental unit covered under the application.

Planning and Development will then track any code questions or complaints and follow up with the restrictions that are currently in place due to COVID-19. The Sheriff's Department will track calls and complaints regarding any rental units and determine if any would constitute nuisance activity under this code.

Information Technology will provide support for the software used to register and track these properties. All three Departments will work together to make the implementation of these regulations as efficient as possible. During the implementation of these regulations and the initial stages that they apply, everyone involved will identify any issues that arise that may require changes or modifications of these requirements and procedures.

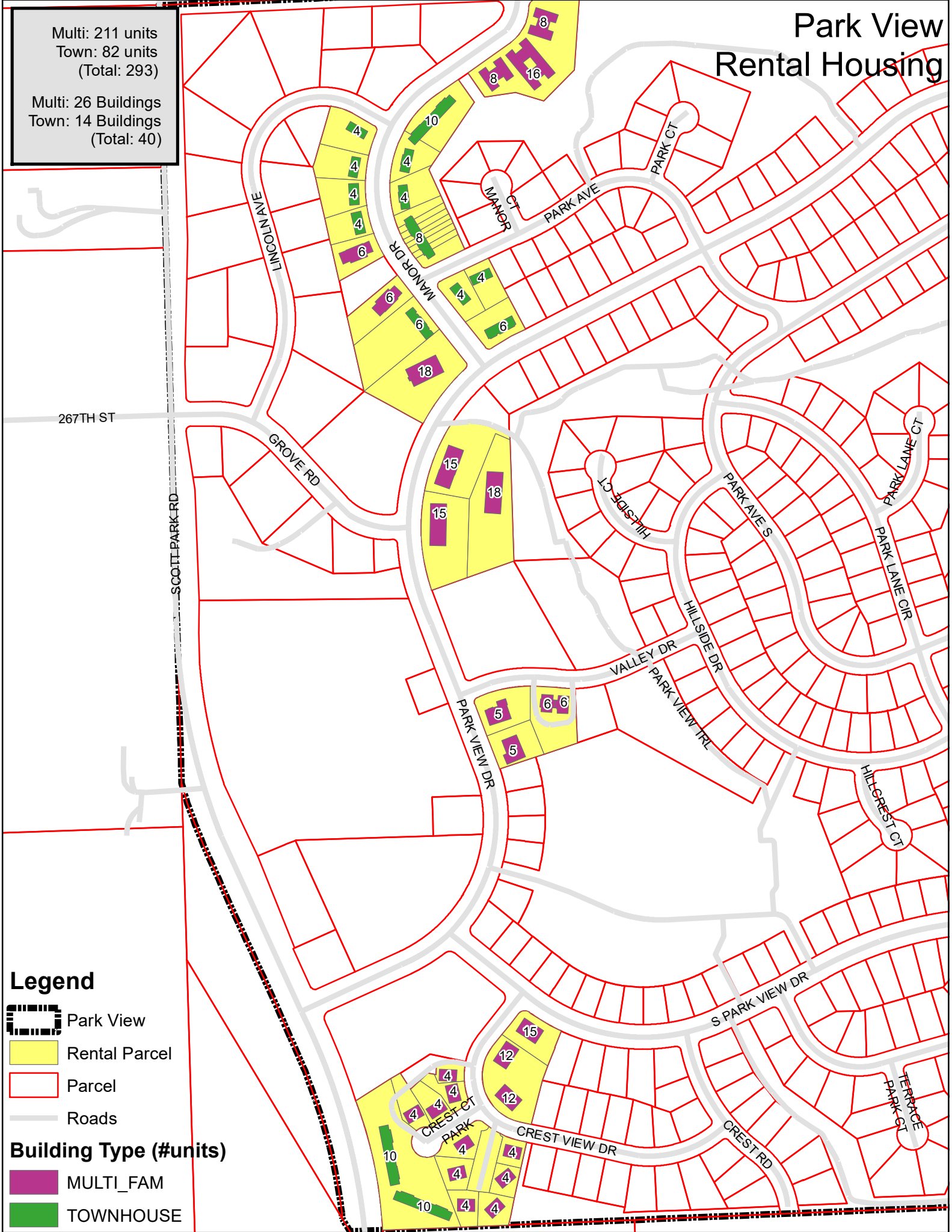








# Park View Rental Housing

Multi: 211 units  
 Town: 82 units  
 (Total: 293)



Multi: 26 Buildings  
 Town: 14 Buildings  
 (Total: 40)



## Legend

-  Park View
-  Rental Parcel
-  Parcel
-  Roads

## Building Type (#units)

-  MULTI\_FAM
-  TOWNHOUSE

ID (Building)	Units	BLDG TYPE	PropertyAd	DeedHold
0	15	MULTI_FAM	1 PARK VIEW DR	DCHL COOPERATIVE
1	15	MULTI_FAM	9 PARK VIEW DR	DCHL COOPERATIVE
2	18	MULTI_FAM	4 MANOR DR	Multiple Owners (*Some are owner occupied*)
3	4	MULTI_FAM	107 CRESTVIEW DR D	E & A ESTATES LLC
4	4	MULTI_FAM	107 CRESTVIEW DR C	E & A ESTATES LLC
5	10	TOWNHOUSE	7 PARK CREST CT	PETERSON DENNIS W
6	4	MULTI_FAM	107 CRESTVIEW DR B	TOM BLEY LC
7	4	MULTI_FAM	107 CRESTVIEW DR A	TOM BLEY LC
8	4	MULTI_FAM	5 PARK CREST CT	PARK CREST MEADOWS COOPERATIVE
9	4	MULTI_FAM	107 CRESTVIEW DR E	PARK CREST MEADOWS COOPERATIVE
10	4	TOWNHOUSE	32 MANOR DR	MACRO PROPERTIES LLC
11	10	TOWNHOUSE	7 PARK CREST CT	PETERSON DENNIS W
12	4	MULTI_FAM	103 CRESTVIEW DR	SATRE STEPHEN F
13	12	MULTI_FAM	104 CRESTVIEW DR	VILLA APARTMENTS COOPERATIVE
14	15	MULTI_FAM	111 S PARK VIEW DR	VILLA APARTMENTS COOPERATIVE
15	4	MULTI_FAM	6 PARK CREST CT	GREGORY A KUBITZ & KAREN M KUBITZ JOINT TENANCY
16	4	MULTI_FAM	4 PARK CREST CT	METCALF CHAD
17	12	MULTI_FAM	104 CRESTVIEW DR	VILLA APARTMENTS COOPERATIVE
18	4	MULTI_FAM	105 CRESTVIEW DR	GREGORY A KUBITZ & KAREN M KUBITZ JOINT TENANCY
19	5	MULTI_FAM	511 PARK VIEW DR	MARY ANN CARSTENSEN TRUST
20	6	MULTI_FAM	11 VALLEY DR	VALLEY DRIVE COOPERATIVE
21	6	TOWNHOUSE	18 PARK VIEW DR	GATOR PROPERTIES 2 LLC
22	6	TOWNHOUSE	6 MANOR DR	KINGS LANDING PROPERTIES LLC
23	6	MULTI_FAM	14 MANOR DR	PARK CREST MEADOWS COOPERATIVE
24	6	MULTI_FAM	30 MANOR DR	PARK CREST MEADOWS COOPERATIVE
25	5	MULTI_FAM	COMMON AREA	PARK VIEW MANOR CONDOMINIUMS
26	18	MULTI_FAM	5 PARK VIEW DR	DCHL COOPERATIVE
27	8	TOWNHOUSE	*Multiple* 21-35 MANOR DR	*Multiple Owners*; 8 units
28	4	TOWNHOUSE	37 MANOR DR	KINGS LANDING PROPERTIES LLC
29	4	TOWNHOUSE	48 MANOR DR	HANSEN ERIC J
30	4	TOWNHOUSE	45 MANOR DR	KINGS LANDING PROPERTIES LLC
31	4	TOWNHOUSE	23 LINCOLN AV	MJB HOMES LLC
32	10	TOWNHOUSE	53 MANOR DR	NORTHRIDGE COOPERATIVE
33	4	TOWNHOUSE	11 MANOR DR	GATOR PROPERTIES 2 LLC
34	4	TOWNHOUSE	3 PARK AV	GATOR PROPERTIES 2 LLC
35	8	MULTI_FAM		JMK PROPERTIES LLC
36	16	MULTI_FAM	COMMON AREA	JMK PROPERTIES LLC
37	4	TOWNHOUSE	40 MANOR DR	MACRO PROPERTIES LLC
38	8	MULTI_FAM	COMMON AREA	JMK PROPERTIES LLC
39	6	MULTI_FAM	11 VALLEY DR	VALLEY DRIVE COOPERATIVE

ID (Building)	LandVal	DwellVal	TotVal	SaleDate	SalePrice
0	\$30,720	\$728,940	\$759,660	2/13/2014	\$2,299,000.00
1	\$42,750	\$735,160	\$777,910	2/13/2014	\$2,299,000.00
2	\$0	\$0	\$0		\$0.00
3	\$15,820	\$161,750	\$177,570	8/19/2015	\$0.00
4	\$20,430	\$161,440	\$181,870	8/19/2015	\$0.00
5	\$116,160	\$1,114,140	\$1,230,300	11/29/1990	\$350,000.00
6	\$16,470	\$161,440	\$177,910	2/25/2007	\$175,000.00
7	\$14,500	\$162,080	\$176,580	2/25/2007	\$175,000.00
8	\$16,880	\$165,290	\$182,170	12/27/2011	\$0.00
9	\$15,790	\$163,320	\$179,110	9/29/2014	\$136,500.00
10	\$17,870	\$165,660	\$183,530	7/8/2014	\$376,000.00
11	\$116,160	\$1,114,140	\$1,230,300	11/29/1990	\$350,000.00
12	\$7,620	\$148,290	\$155,910	8/28/2002	\$160,000.00
13	\$48,170	\$795,090	\$843,260	7/11/2012	\$0.00
14	\$23,380	\$393,950	\$417,330	7/11/2012	\$0.00
15	\$15,920	\$151,730	\$167,650	7/27/2018	\$0.00
16	\$13,840	\$148,850	\$162,690	6/5/2015	\$170,000.00
17	\$48,170	\$795,090	\$843,260	7/11/2012	\$0.00
18	\$12,540	\$149,240	\$161,780	7/27/2018	\$0.00
19	\$26,110	\$280,930	\$307,040	12/29/2015	\$205,000.00
20	\$35,490	\$415,410	\$450,900	10/23/2011	\$406,000.00
21	\$26,210	\$273,580	\$299,790	12/28/2015	\$725,000.00
22	\$57,630	\$241,380	\$299,010	3/29/2018	\$340,000.00
23	\$24,450	\$251,120	\$275,570	12/22/2011	\$211,500.00
24	\$20,530	\$266,360	\$286,890	1/6/2012	\$258,000.00
25	\$0	\$0	\$0		\$0.00
26	\$40,860	\$756,120	\$796,980	2/13/2014	\$2,299,000.00
27	\$0	\$0	\$0		\$0.00
28	\$22,400	\$175,290	\$197,690	3/29/2016	\$340,000.00
29	\$24,660	\$172,930	\$197,590	5/10/2006	\$197,000.00
30	\$18,730	\$160,340	\$179,070	3/29/2016	\$340,000.00
31	\$27,060	\$171,510	\$198,570	4/27/2017	\$213,000.00
32	\$34,080	\$413,250	\$447,330	3/28/2012	\$360,000.00
33	\$20,550	\$186,110	\$206,660	12/28/2015	\$725,000.00
34	\$17,470	\$201,820	\$219,290	12/28/2015	\$725,000.00
35	\$0	\$0	\$0		\$0.00
36	\$0	\$0	\$0		\$0.00
37	\$23,790	\$171,550	\$195,340	7/8/2014	\$376,000.00
38	\$0	\$0	\$0		\$0.00
39	\$35,490	\$415,410	\$450,900	10/23/2011	\$406,000.00

## SCOTT COUNTY ORDINANCE 20-\_\_\_\_\_

AN ORDINANCE TO AMEND CHAPTER 5 OF THE SCOTT COUNTY CODE TO ADOPT AND AMEND PROVISIONS OF THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE TO APPLY TO MULTIFAMILY AND TOWNHOUSE UNITS WITHIN THE COMMUNITY AREA DEVELOPMENT OF PARK VIEW IN THE UNINCORPORATED AREA OF SCOTT COUNTY, IOWA

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

Section 1. AMEND CHAPTER 5 OF THE SCOTT COUNTY CODE SECTION 5.7 AMENDMENTS TO THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2015 EDITION

The International Property Maintenance Code, 2015 edition, published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, is hereby adopted as the minimum requirements for the condition of properties and existing structures with regard to the use, occupancy and condition with the following amendments:

- a. **101.1 Title.** Delete the section and replace with these regulations which shall be known as the **Scott County Housing Code** which includes the 2015 International Property Maintenance Code with amendments, hereinafter referred to as "this code".
- b. **102.3 Application of other codes.** Delete the section and replace with Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the applicable procedures and provisions of the Scott County Code, which includes, but is not limited to the National Electrical Code 2014 Edition, and the 2015 Editions of the International Building Code, International Residential Code, International Energy Conservation Code, International Swimming Pool and Spa Code, and the Uniform Plumbing Code. Nothing in this code shall be construed to cancel, modify, or set aside provisions of the Zoning Ordinance for Unincorporated Scott County.
- c. **103.1 General.** For purposes of this code, the Department of Property Maintenance Inspection shall be the Planning and Development Department and the Code Official shall mean the Scott County Planning Director.
- d. **103.5 Fees.** All applications shall pay a fee based on the fee schedule approved by the Board of Supervisors.
- e. **106.4 Violation penalties.** Delete the section and replace with Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the

requirements thereof, shall be prosecuted within the limits provided by state or local laws. Nothing herein will prevent prosecution of violations of laws in addition to this code. Violations of this code shall be considered a municipal infraction and civil offense punishable by the provisions of County Code Chapter 29. Continued violations of this code for non-compliance may result in suspension or revocation of a Scott County issued Rental Property Permit and occupants may be required to vacate the property.

- f. **107.2 Form.** Add: 7.Be effective notice to anyone having interest in the property whether recorded or not at the time of giving such notice and shall be effective against any subsequent owner of the premises as long as the violation exists and there remains an official copy of the notice in a file maintained by the code official.
- g. **111 Means of Appeal.** Change all references to the board of appeals to the Scott County Building Board of Appeals.
- h. **Add new section: 111.1.1 Waiver.** Failure of any person to file an appeal request in accordance with the provisions of this code shall constitute a waiver of the right to a Building Board of Appeals hearing and adjudication of the notice or order, or any portion thereof.
- i. **111.3 Notice of Meeting.** Change 20 days to 30 days.
- j. **202 General Definitions.** Add the following definitions:

**RESIDENTIAL PROPERTY REGISTRATION.** A registration with the Scott County Sheriff's Department of a multi-family or townhouse rental property by the operator of rental unit within the Community Area Development known as Park View.

**RESIDENTIAL RENTAL PROPERTY; RESIDENTIAL RENTAL UNIT.** A structure containing four or more dwelling units, also any townhouse unit, which is let, leased or rented from or otherwise occupied by permission of the owner or other person in control of such unit, whether by day, week, month, year or any other term, regardless of monetary exchange. The term Rental Unit or Residential Rental Unit may refer to a unit within a multi-family residential rental property, or a townhouse rental unit within Park View as the context requires.

**RENTAL PERMIT.** A certificate obtained by an owner or operator from the Scott County authorizing the use of a multi-family or town house within Park View as a rental property by providing a registration application and vouching for the compliance with the applicable provisions of this chapter. Permits not renewed shall expire after 12 months following its date of issuance, unless sooner suspended or revoked as hereinafter provided.

- k. **302.1 Sanitation.** Delete and replace with: All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep in a clean and sanitary condition that part of the exterior property which such occupant occupies or controls. This provision shall not relieve the owner of responsibility under 301.2. No

exterior accumulation of garbage, refuse, rubbish, household goods, materials or equipment including but not limited to appliances and furnishings manufactured for interior use, shall be permitted. For purposes of this section, an unenclosed porch is an exterior portion of a property or premises.

- l. **302.1.1 Rubbish/Garbage Containers.** Add new section: All rubbish, garbage and refuse containers stored outside and intended to be utilized by a multi-family or townhouse residential unit shall be shielded from view of the public and surrounding properties by a fence or other approved obstruction. Rubbish, garbage, and refuse shall not be stored outside of the containers inside or outside of the shielded area.

Rubbish, garbage and refuse containers shall be capable of closing fully at all times. In the event the amount of rubbish, garbage and/or refuse prevents the proper closing of the containers, the operator shall cause the container to be collected, emptied or replaced with an empty one, regardless of the normal pick up schedule.

- m. **302.4 Weeds.** Insert 10 inches as the height in inches.
- n. **302.9 Defacement of Property.** Add to the end of the last sentence: within 14 days of being notified of graffiti, carving mutilation or defacement that is a violation of this code.
- o. **304.14 Insect screens.** Delete in its entirety and replace with: Every door, window and other outside opening required for ventilation of habitable rooms, food preparation areas, food service areas, or any area where products to be included or utilized in food for human consumption are processed, manufactured, packaged, or stored shall be supplied with approved, tightly fitting screens of minimum 16 mesh per inch (16 mesh per 25 mm) and every screen door used for insect control shall have a self-closing device in good working condition.

Exception 1: Screens shall not be required where other approved means, such as air curtains or insect repellent fans, are employed.

Exception 2: From October 31st to March 31st screens may be replaced with storm windows. Screens shall be used in place of storm windows outside of these dates."

- p. **307.1 Handrails and guardrails. General** delete ~~more than four risers~~ and add four or more risers.
- q. **Add new section 310.1 Public Health Nuisances and Nuisance Activity.** Failure to comply with any of the General Requirements, Property Maintenance Requirements or any determination of public health nuisances under Chapter 25 of the Scott County Code or nuisance activity on any rental property subject to these regulations shall be considered a municipal infraction and civil offense punishable by the provisions of County Code Chapter 29. Continued violations of this code for non-compliance may result in suspension or revocation of a Scott County issued Rental Property Permit and occupant(s) may be required to vacate the property.

r. **310.2 Nuisance Activity.**

A Nuisance Activity exists when one or more of the following acts are committed within a period of twelve consecutive months upon a property, or within one thousand feet of the property, by an interested party or their permittee(s):

1. Manufacture or delivery of a controlled substance in violation of Iowa Code Chapter 124;
2. Kidnapping as defined in Iowa Code Chapter 710;
3. Arson as defined in Iowa Code Chapter 712;
4. Burglary as defined in Iowa Code Chapter 713;
5. Robbery as defined in Iowa Code Chapter 711;
6. Sex abuse as defined in Iowa Code Chapter 709;
7. Terrorism as defined in Iowa Code Section 708.6;
8. Willful injury as defined in Iowa Code Section 708.4;
9. Sexual exploitation of a minor in violation of Iowa Code Section 728.12;
10. Felony gambling in violation of Iowa Code Chapter 725;
11. Felony criminal mischief as defined in Iowa Code Chapter 716;
12. Animal fighting in violation of Iowa Code Section 717B.7; and
13. A single incident of a health code, environmental, or solid waste violation of such a magnitude that it is deemed a nuisance activity by the Code Official.

A nuisance activity exists when two or more of the following acts are committed within a period of twelve consecutive months upon a property, or within one thousand feet of the property, by an interested party or their permittee(s):

1. Possession of a controlled substance in violation of Iowa Code Chapter 124;
2. Carrying a dangerous weapon as defined in Iowa Code Section 724.4;
3. Riot as defined in Iowa Code Section 723.1;
4. Serious or aggravated misdemeanor criminal mischief as defined in Iowa Code Chapter 716;
5. Prostitution as defined in Iowa Code Section 725.1;
6. Serious or aggravated misdemeanor assault as defined in Iowa Code Chapter 708;
7. Serious or aggravated misdemeanor theft as defined in Iowa Code Chapter 714;
8. Misdemeanor gambling as defined in Iowa Code Chapter 725;
9. False imprisonment as defined in Iowa Code Section 710.7.

A nuisance activity exists when three or more of the following acts are committed within a period of twelve consecutive months upon a property, or within one thousand feet of the property, by an interested party or their permittee(s):

1. Health code violations;
2. Environmental or solid waste violations;
3. Unlawful assembly;
4. Simple misdemeanor of criminal mischief;
5. Simple misdemeanor assault;



- 6. Simple misdemeanor disorderly conduct; and
- 7. Criminal trespass.

The above references to provisions of the Iowa Code should not be interpreted to mean that a prosecution or conviction of the specific charge is a necessary prerequisite to an action under this chapter nor shall it be interpreted to mean that proof of the action beyond a reasonable doubt is required. However, a court conviction on the underlying charge is irrefutable proof of the occurrence.

- s. **602.3 Heat supply.** Delete the 1<sup>st</sup> paragraph only and replace it with Every owner and operator who rents, leases, or lets multi-family dwelling units or townhouses on terms, either expressed or implied, shall furnish heat to the occupants thereof, shall supply heat to maintain a minimum temperature of 68 degrees F (20 degrees C) in all habitable rooms, bathrooms, and toilet rooms. Cooking appliances or portable heaters shall not be used to maintain temperature.
- t. **603.7 Carbon monoxide alarms.** Carbon monoxide alarms shall be provided in dwelling units and shall be installed outside of each separate sleeping area within fifteen (15') feet of any bedroom. Such detectors can be battery operated and can be in combination with smoke detectors.
- u. **605.2 Receptacles.** Add to the end of the section All outlets within 6 feet of a water source shall be GFCI protected.
- v. **702.4 Emergency Escape and Rescue Openings.** Add before 1<sup>st</sup> sentence All sleeping rooms shall have one operable Emergency Escape and Rescue opening.
- w. Add new chapter:

## **Chapter 9: Rental Permits Required.**

### **Section 901 General**

**901.1 Scope.** The provisions of this chapter shall apply to all multi-family and townhouse dwelling units used or to be used as a residential rental property as defined in this code within the Community Area Development of Park View.

### **Section 902 Rental Permits**

**902.1 Rental Permit Required.** No person shall lease, rent, or let for occupancy a multi-family residential rental property units in the Community Area Development of Park View, located in unincorporated Scott County, Iowa without first obtaining a Rental Permit. Applications for Rental Permits shall be submitted to the Scott County Sheriff. A separate rental permit shall be issued for each dwelling unit in the multi-family dwelling. Rental Permits shall not be transferred from one owner to another. Each owner of rental property shall register and obtain a permit with the Scott County Sheriff within 30 days of transfer of title or possession of rental property. It shall be the responsibility of the operator to provide to the Scott County Sheriff complete registration information, including contact information, within 30 days of any change of owner

or operator. Permits shall be valid for one (1) year, notwithstanding means of denial, revocation or suspension provided in this code.

**902.2 Registration Requirements.** Registration shall be made for each dwelling unit of a multi-family residential rental property and be considered an application for a Rental Permit. Registration shall be made to the Scott County Sheriff by completing such form and detail as prescribed by this code and the Scott County Sheriff and Building Official. In the event a firm, corporation, LLC or other entity is listed as the owner or operator, a person shall be named as the contact for the organization and full contact information shall be provided.

**902.3 Code Compliance Check List** The Building Official will provide a check list with the rental registration applications to be filled out by the owner attesting to the compliance of the rental unit with each requirement on the check list. All Rental Registration applications shall include such documentation, as deemed necessary, from the owner that each rental unit complies with the code requirements established by this ordinance. Rental Permits shall not be issued until such time as the rental unit is brought into compliance and the owner so attests.

**902.3 Permit Denied; Appeal.** Any person whose registration for a permit to lease, rent, let, permit, or allow occupancy of a rental property results in the permit being denied may request and shall be granted a hearing on the matter before the Scott County Building Board of Appeals under the procedures established by the Board of Appeals.

**902.4 Permit Fee.** Before the Scott County shall issue a rental permit under the provisions of this chapter, there shall be paid by the owner or operator a rental permit fee, the amount of which shall be set by resolution of the Board of Supervisors. A Permit that has been expired or revoked shall require the fee prior to re-issuance.

**902.5 Permit Suspension.** Whenever, upon inspection of any rental dwelling unit, the Scott County Sheriff or the Building Official finds that conditions or practices exist which are in violation of any provisions of this chapter, the Scott County Sheriff or the Building Official shall give notice in writing to the owner and/or manager of such unit that unless the conditions or practices causing the violation are corrected within a reasonable period, to be determined by the Scott County Sheriff or the Building Official, the permit shall be suspended. At the end of such period, the Scott County Sheriff, Sheriff's Deputy or Building Inspector shall re-inspect such unit and if the Sheriff or Building Official finds that the violations continue to exist may suspend the rental permit by providing by written notice to the operator that the permit has been suspended. Upon receipt of notice of suspension, such owner/operator shall immediately cause occupants to vacate the premises until the Sheriff or Building Official determines the violations have been corrected. In instances where violations of this chapter are confined to one (1) of multiple dwelling units within a premises and in the judgment of the Building Official do not constitute a hazard to health or safety elsewhere, the Building Official shall limit the application of the requirement to vacate the premises to the areas and/or units in which the violations exist.

**902.6 Permit Suspended; Appeal.** Any person whose permit to operate a rental dwelling unit has been suspended or who has received notice from the building official that a permit is to be suspended unless existing conditions or practices are corrected, may request and shall be

granted a hearing on the matter before the Scott County Building Board of Appeals under the procedures established by the Board of Appeals.

## **Section 903 Background Checks**

**903.1 Mandatory Background Checks.** Permit holders shall perform a background check on all persons 18 years of age or older who currently occupy or will occupy a rental unit as of the effective date of this ordinance, whether or not the person(s) has signed a lease. This requirement shall apply with regard to persons already occupying a given rental unit prior to the effective date of this ordinance and all persons that will occupy such units after the effective date of this ordinance.

**903.2 Minimum Requirements of Background Checks.** Background checks may be obtained through the Scott County Sheriff's Office, through a third party engaged in the business of providing background checks or through other approved means. Background checks as referenced here shall include the following at a minimum:

- a.) A report of activity from Iowa Courts Online.
- b.) A report from the Iowa Sex Offender Registry and the National Sex Offender Website maintained by the United States Department of Justice.

Permit holders are encouraged, but not required, to obtain additional background information they deem appropriate. Nothing herein shall be construed to indicate any preference or recommendation on the part of Scott County as to the selection of a tenant. Operators are free to use the information discovered to the degree they see fit.

**903.3 Proof of Background Check.** Upon the Scott County Sheriff's Office's request, operators shall show proof that the background check requirement has been met by providing a receipt, cover sheet or other means that includes the tenants name. The background check is the property of the person ordering the check, and it is within the rights of the operator to withhold the information within once proof of a background check being completed has been provided.

## **Section 904 Mandatory Written Lease**

**904.1 Mandatory written lease.** Owners and operators of all Rental Properties for which a Rental Permit is required must have written leases or written rental agreements with all tenants.

**904.2 Lease Information.** Written lease agreements must contain the following information:

- 904.2.1** The full name of all occupants of the dwelling unit;
- 904.2.2** The street address and unit number to be occupied;
- 904.2.3** The terms of the agreement including the amount of rent and when it is due.
- 904.2.4** The party responsible for utility costs;
- 904.2.5** The terms for the operators access to the dwelling unit, such as 24-hour notice, emergencies, and welfare checks;

- 904.2.6 The method for the operator and tenant to provide written notices to each other, including complete contact information for each party;
- 904.2.7 A notice to the tenants that it shall be a violation of the lease to commit any act or allow any activity to occur on the leased premises which violate any Federal, State, or local laws, regulations, or ordinances which are in effect or which may be enacted during the term of the lease or rental agreement;
- 904.2.8 Provide a description of the arrangement or responsibilities for emergency relocation of tenant(s), if ever needed.

**904.3 Proof of Lease.** Upon the Scott County Sheriff's Office's request, operators shall show proof that a lease or rental agreement is currently in force.

**Exception-** The requirement for a written lease or rental agreement is waived in the event the landlord and tenant have a familial relationship (defined as spouse, parents, children, brothers, sisters, grandparents, grandchildren, brother-in-law, sister-in-law, mother-in-law, father-in-law, step-family and foster children.)

## **Section 905 Inspections**

**905.1 Inspections.** The Building Official is hereby authorized to enter and make inspections to determine the condition of any unit within a multi-family rental property or townhouse rental property located within the Park View Community Area Development in Scott County in order to perform the duty of safeguarding the health and safety of the occupants and of the general public. Inspections shall be made:

- 905.1.1 Upon receipt of a complaint from a person or party identifying themselves, made or filed with County officials;
- 905.1.2 When just cause is found and a warrant has been obtained after a request to enter has been denied;
- 905.1.3 A public health, safety or welfare emergency is observed or is reasonably believed to exist;
- 905.1.4 A tenant makes a request for an inspection. If a non-emergency inspection is requested by a tenant, the tenant shall provide written notice to the owner per 562A.21 of Iowa Code. Seven (7) days after tenant notification to the owner, an inspection may be conducted by the building official.
- 905.1.5 An operator makes a request for an inspection. A non-emergency inspection may be made following the terms for accessing the unit provided in the lease.
- 905.1.6 When a request for a welfare check is made due to concerns for the occupants wellbeing. When making a welfare check, the Scott County Sheriff's Office shall be present and follow protocol established for such occurrences.

**905.1.7** For the purpose of making inspections, the Building Official is authorized to enter, examine and survey at all reasonable times all such dwellings, dwelling units, rooming houses, rooming units and premises with the consent of the owner, tenant or operator. Such inspections shall be at reasonable times on week days when the owner, operator or responsible occupant is present. In the event that there is sufficient evidence to indicate a violation of this code, and the operator or occupant refuses to allow the Building Official access at reasonable times, the Building Official or a designee shall secure a warrant to inspect the dwelling on the basis of the refusal to allow entry.

**905.2 Inspection Fee.** Under the provision of this chapter, following an initial inspection, there shall be paid by the owner or operator additional rental inspection fees, the amount of which shall be set by resolution of the Board of Supervisors.

### **Section 906 Emergency Order**

**906.1 Emergency Order.** Whenever the Building Official finds that an emergency exists which threatens immediately the public health, the building official may issue an order reciting the existence of such an emergency and requiring that such action be taken as the building official deems necessary to meet the emergency. Notwithstanding the other provisions of this chapter, such order shall be effective immediately. Any person to whom such order is directed shall comply therewith immediately. However, upon petition for an appeal to the building official, shall be afforded a hearing at the earliest expedient time. After such hearing, depending upon its findings as to whether the provisions of this chapter have been complied with, the Building Board of Appeals shall continue such order in effect, modify it or revoke it.

### **Section 907 Conflict**

**907.1 Conflict.** Enforcement of the Housing Code shall not be construed for the particular benefit of any individual or group of persons, other than the general public. In the event of a conflict between this section and any other section of the Housing Code, this section shall govern insofar as applicable.

### **Section 908 Liability**

**908.1 Liability.** Scott County and its employees are not liable for damages to a person or property as a result of any act- or failure to act- in the enforcement of this Code. The Housing Code shall not be construed to relieve from or lessen the responsibility of any person owning, operating or controlling any equipment or structure regulated herein for damages to a person or property caused by its defects, nor shall the County or any County employee be held as assuming any such liability by reason of the inspections authorized by this Code or any approvals issued under this Code.

### **Section 909 Effective Date**

**909.1 Compliance.** Property covered by provisions of this code shall be in compliance within ninety (90) days after the effective date of this Ordinance.

Section 2. The County Auditor is directed to record this ordinance in the County Recorder's Office and publish the new ordinance in accordance with State Law.

Section 3. Severability Clause. If any of the provisions of the 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 4. Repealer. All ordinances or part of ordinances in conflict with the provisions of the Ordinance are hereby repealed.

Section 5. Effective Date. This Ordinance shall be in full force and effect after its passage and publication as by law provided.

Approved this \_\_ day of \_\_\_\_\_, 2020.

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

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Roxanna Moritz, County Auditor

## PLANNING & DEVELOPMENT

600 West Fourth Street  
Davenport, Iowa 52801-1106  
E-mail: [planning@scottcountyiaowa.com](mailto:planning@scottcountyiaowa.com)  
Office: (563) 326-8643 Fax: (563) 326-8257



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Timothy Huey  
Director

To: Mahesh Sharma, County Administrator

From: Timothy Huey, Planning Director

Date: August 24, 2020

**Re: Approval of a Final Plat of a Major Subdivision known as Stoney Creek North Third Addition a 14 lot residential subdivision totaling 16.42 acres, more or less, legally described as part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 6 AND part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 6 in Pleasant Valley Township**

At its November 5<sup>th</sup>, 2019 meeting the Planning Commission unanimously recommended approval of the Final Plat for Stoney Creek North Third Addition Subdivision with the six (6) conditions recommended by staff:

1. The City of Bettendorf review and approve the Final Plat;
2. The County Engineer review and approve all street construction plans prior to construction
3. The plat note reading, "All Street R.O.W. be dedicated to Scott County, Iowa, for street purposes" be removed prior to recording as recommended by the County Engineer.
4. The covenants include provision for private road maintenance;
5. Also, the covenants include provision for maintenance of the stormwater management system including the detention ponds and the storm sewer outlets; and
6. The subdivision infrastructure improvements be completed or a surety bond posted prior to Final Plat approval.

This recommendation of the Planning Commission expired sixty (60) days after the November 5<sup>th</sup> meeting when the required platting documents were not submitted. This necessitated another review and renewal of the Planning Commission's recommendation which is on its September 1<sup>st</sup> agenda. Staff would expect a favorable recommendation to approve. Staff has determined that all of the conditions included with previous recommendation have been met. The County Engineer stated that all the construction inspection documentation for the project has been received and that the road construction has been completed and all work has been performed in reasonable compliance with the plans and specifications with one exception. The proposed sidewalk along the south right-of-way line of 195th Street connecting the Stoney Creek subdivisions has not been installed and will be constructed by the developer or Home Owners Association at a future time.

Staff will present the Planning Commissions renewed recommendation from its Sept 1<sup>st</sup> meeting to the Board on September 3<sup>rd</sup>. All the required platting documents have already been submitted.

## PLANNING & DEVELOPMENT

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Timothy Huey  
Director

To: Planning & Zoning Commission

From: Timothy Huey, Planning & Development Director

Date: August 20, 2020

**Re: Agenda Item 5.: Resubmitted Item - Final Plat – Major Subdivision: Application from Tim Dolan DBA Stoney Creek North, LC, for a Final Plat of a Major Subdivision known as Stoney Creek North Third Addition located on two tracts of land ([Parcel# 850623008](#) ; [Parcel # 850639002](#)) totaling 16.42 acres, more or less, legally described as part of the SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of Section 6 AND part of the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 6 in Pleasant Valley Township. The proposed Plat would subdivide the existing tracts into fourteen (14) new lots and seven (7) outlots.**

**On November 5, 2019, the Planning and Zoning Commission recommended approval of this Final Plat. The application deadline for this Final Plat to be heard by the Board of Supervisors has passed, requiring a resubmittal to the Planning and Zoning Commission.**

Tim Dolan DBA Stoney Creek North, L.C. is resubmitting the Final Plat of Stoney Creek North Third Addition for the Planning and Zoning Commission's review. On November 5, 2019 the Planning and Zoning Commission voted unanimously to approve the Final Plat with the following conditions:

1. The City of Bettendorf review and approve the Final Plat;
2. The County Engineer review and approve all street construction plans prior to construction
3. The plat note reading, "All Street R.O.W. be dedicated to Scott County, Iowa, for street purposes" be removed prior to recording as recommended by the County Engineer.
4. The covenants include provision for private road maintenance ;
5. Also, the covenants include provision for maintenance of the stormwater management system including the detention ponds and the storm sewer outlets; and
6. The subdivision infrastructure improvements be completed or a surety bond posted prior to Final Plat approval.

The Planning & Zoning Commission's recommendation has expired, and the Final Plat needs to be reviewed again before it can be heard before the Board of Supervisors. The Planning & Development Staff's recommendation of approval remains unchanged.





PLANNING & ZONING COMMISSION  
STAFF REPORT  
November 5, 2019



- Applicant:** Tim Dolan DBA R & MS Land Co., L.C.
- Request:** Final Plat of Stoney Creek North Third Addition Subdivision, a 14 lot residential subdivision.
- Legal Description:** Part of the SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of Section 6 AND part of the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 6 all in Pleasant Valley Township
- General Location:** South of 195<sup>th</sup> Street (Forest Grove Road) and West of Stoney Creek North II Subdivision.
- Zoning:** Single Family Residential (R-1)
- Surrounding Zoning:**
- North:** Agricultural General (A-G)
  - South:** Single Family Residential (R-1)
  - East:** Single Family Residential (R-1)
  - West:** Single Family Residential (R-1)

**GENERAL COMMENTS:** This request is for approval of a Final Plat for a 14 lot residential subdivision on a 39 acre parcel zoned Single-Family Residential (R-1). The property has frontage and access to Forest Grove Road. The Final Plat shows a loop street with two entrances to Forest Grove Road. The proposed street configuration has five (5) lots inside the loop and the remaining nine (9) lots on the exterior of the loop. Lots range in size from 0.69 acres to 1 acre. The property is adjacent to Stoney Creek North II to the east, Carriage Meadows Heights to the west, and Spencer Creek Estates to the south. The original Stoney Creek Subdivision, with 29 residential lots, is located south and east of this property.

The Final Plat does show seven (7) outlots (A-G) ranging in size from 0.04 acres to 0.96 acres. Part of outlots A through F contain the 100 year flood plain limits. Outlots F and G contain a detention pond. In addition, Outlots B through F can be used for future extension of sanitary sewer along Spencer Creek.

The Preliminary Plat was approved by the Planning and Zoning Commission on May 7, 2019 and the Board of Supervisors on June 13, 2019 with the following conditions:

1. An improved pedestrian bike path along the northern boundary of the subdivision adjacent to the County Road easement be provided;
2. An erosion and sediment control plan be in accordance with the requirements of the Natural Resources Conservation Service and the County Engineer be submitted in conjunction with the road construction plans;
3. The proposed wastewater treatment facilities meet Health Department requirements;
4. Iowa American Water system service be extended to serve this subdivision;



PLANNING & ZONING COMMISSION  
STAFF REPORT  
November 5, 2019



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5. The City of Bettendorf review and approve the Preliminary and Final Plat;
  6. The County Engineer review and approve all street construction plans prior to construction
  7. The covenants include provision for private road maintenance;
  8. The subdivision infrastructure improvements be completed or a surety bond posted prior to Final Plat approval; and
  9. That a sanitary sewer extension easement in the Spencer Creek watershed be provided.

**STAFF REVIEW:** Staff has reviewed this request for compliance with the requirements of the Subdivision Regulations and the Zoning Ordinance for Final Plat approval. All of the proposed lots exceed the minimum lot size required by Health Department Regulations and the R-1 zoning district requirements. The plat does make provision for access through this property to the adjacent undeveloped land to the southwest. However, development of that area would require construction of a bridge across Spencer Creek. Outlot A is intended to allow the future extension of a shared driveway to the property when a bridge is constructed.

**Street and intersection layout**

Both Stoney Creek North and Stoney Creek North II had loop streets with a single intersection to Forest Grove Road. As stated above, the current configuration would have two intersections with Forest Grove Road. All lots will only have access to the interior loop road. The lots that are also adjacent to Forest Grove Road will not be permitted to have direct access on to this County Road. The road would adhere to the Rural Address System and be named 250<sup>th</sup> Avenue.

The County Engineer is not recommending that these subdivision roads be accepted onto the County Secondary Road system. Road maintenance will therefore have to be provided by a homeowners association.

The County Engineer also had comments regarding the maximum grade of the subdivision road shown as 8%. SUDAS preferred maximum is 5% but cites 12% as acceptable. Thus the 8% is acceptable but not recommended because it can cause issues in slippery driving conditions.

**Wastewater disposal systems**

Subdivisions containing less than forty (40) lots may install individual on-site systems that meet County Health Department regulations. The applicant is proposing that each lot will be served by a private on-site absorption wastewater system unless a sand filter wastewater treatment system is approved by the County Health Department. The Health Department has expressed the preference of limiting grading to limit the need for sand filter waste water systems. The Health Department had expressed concern with individual systems during the review of the previous two Stoney Creek Subdivisions. Those concerns related to the steep slopes and poor soil conditions on the property.



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### **Stormwater management**

The Subdivision regulations require all internal street to be adequately drained and that detention facilities adequate to capture the runoff from a one hundred (100) year rain event at post-developed flows shall be place in the subdivision. The release rate from that detention area shall not exceed the volume produced by a five (5) year event calculated at pre-developed flows. The County Engineer has reviewed the stormwater management plan and found them to comply with the requirements of the ordinance. In addition, the County Engineer would like to see the covenants indicate who is responsible for maintenance of the detention ponds and the storm sewer outlets.

### **Water**

The applicant proposes to serve the lots with water from the Iowa American water system which is currently located along Forest Grove Road. This will also allow the subdivision to be served with fire hydrants. The City of Bettendorf stipulated in its approval the location and spacing of those hydrants.

### **Easements along Streams**

Spencer Creek runs along the south boundary of this property. The limits of the designated 100-year floodplain are shown on the Final Plat in outlots A through F. Outlots B through F can be used for future extension of sanitary sewer along Spencer Creek.

### **Erosion and sediment control plan**

The subdivision regulations require the submission of an erosion and sediment control plan prior to Preliminary Plat approval. Those plans have been submitted in conjunction with the road construction plans. Those plans include information regarding the soil types, the specifications for temporary and permanent erosion and sedimentation control and the proposed timing schedule and development sequence.

### **Protection of natural vegetation cover**

The subdivision regulations allow no more than fifteen percent (15%) of the naturally occurring tree cover to be removed as a result of roadway construction and building site preparation. If the removal of more than 15% is deemed necessary then the removal shall be mitigated by replacing one native tree of similar specie for every three trees removed. The area being developed for roads and house sites within this subdivision has been tilled for row crops for many years so therefore this provision of the subdivision regulations does not apply.

### **Open space requirements**

All residential subdivisions with fifteen lots or greater must provide a minimum area of 10,000 square feet of open space plus 2,000 square feet for every lot over fifteen. With fourteen (14) lots this subdivision is not required to meet the open space requirement. This Final Plat does not show any common open space and is not required to with only 14 lots.



PLANNING & ZONING COMMISSION  
STAFF REPORT  
November 5, 2019



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However a 15 foot wide pedestrian trail and utility easement is shown in the Final Plat along the north boundary of the subdivision, adjacent to the County road (195<sup>th</sup> Street) easement extending along the north boundary. This would allow pedestrian access between the three subdivisions without residents having to go out onto the County road. The developer previously has constructed a pedestrian bridge over Spencer Creek for access between the two subdivisions, Stoney Creek and Stoney Creek North.

**City of Bettendorf Review**

This property lies within the platting jurisdiction of the City of Bettendorf. Staff received comment from the City of Bettendorf Development Review Committee for the Subdivision to ensure adequate fire protection with the installation of four (4) fire hydrants.

Though not required, staff has notified the adjacent property owners within five hundred feet (500') of this property of this Final Plat request. Staff has not, as of yet, received any calls or comments on this request.

**RECOMMENDATION:** Staff recommends that the Final Plat for Stoney Creek North Third Addition Subdivision be approved with the following conditions:

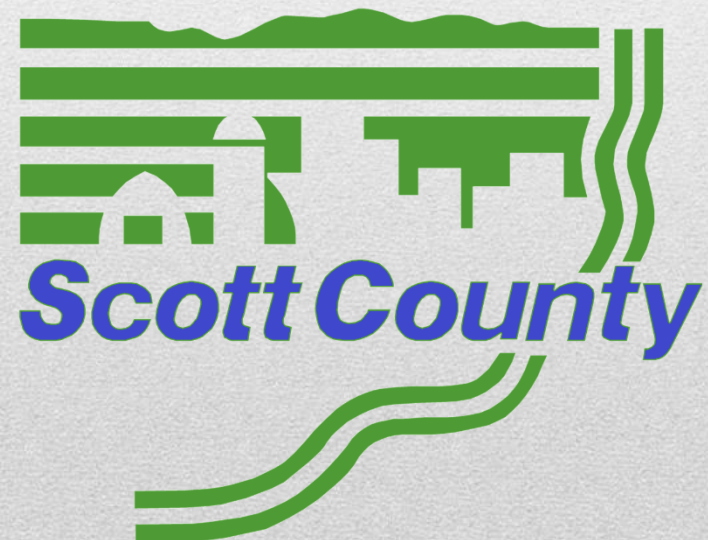
1. The City of Bettendorf review and approve the Final Plat;
2. The County Engineer review and approve all street construction plans prior to construction
3. The plat note reading, "All Street R.O.W. be dedicated to Scott County, Iowa, for street purposes" be removed prior to recording as recommended by the County Engineer.
4. The covenants include provision for private road maintenance ; and
5. The subdivision infrastructure improvements be completed or a surety bond posted prior to Final Plat approval.

Submitted by:  
Timothy Huey, Director  
October 31, 2019

# **Scott County Planning & Zoning Commission**

**November 5, 2019**

**7:00 PM**



# Final Plat - Major

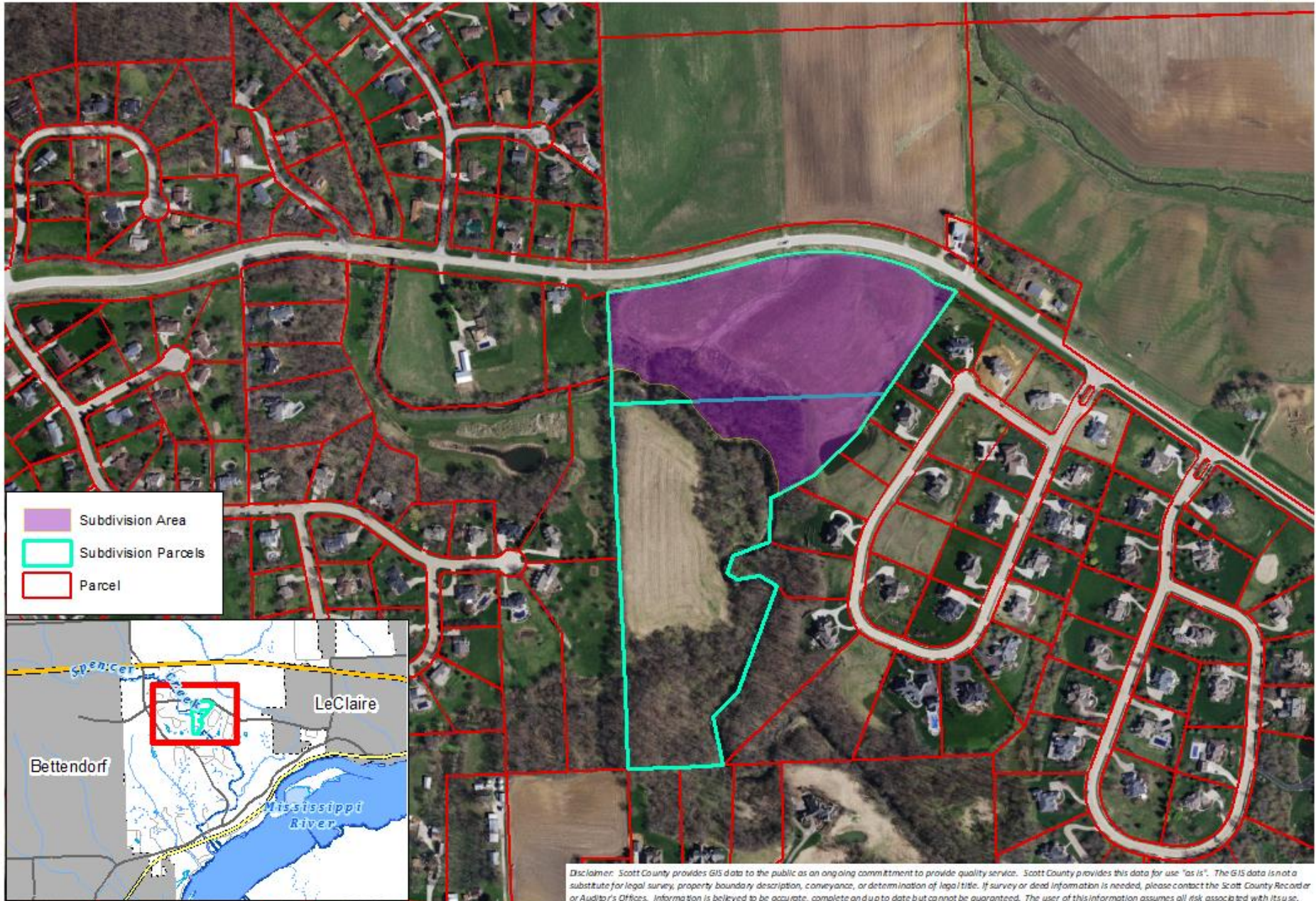
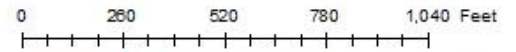
- **Applicant:** Tim Dolan DBA R & MS Land Co., L.C.
- **Request:** Final Plat of a Major Subdivision to be known as Stoney Creek North Third Addition, a 14 lot residential subdivision
- **Legal Description:** Part of the SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of Section 6 AND part of the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 6 all in Pleasant Valley Township
- **General Location:** South of 195th Street (Forest Grove Road) and West of Stoney Creek North II Subdivision
- **Existing Zoning:** Single-Family Residential (R-1)
- **Surrounding Zoning:**
  - North: Agriculture-General District (A-G)
  - South: Single-Family Residential District (R-1)
  - East: Single-Family Residential District (R-1)
  - West: Single-Family Residential District (R-1)



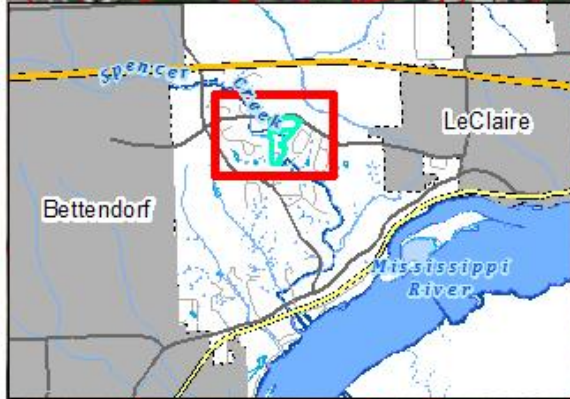
# Location - Stoney Creek North Third Addition Final Plat

Scott County, Iowa

1 inch = 434 feet



- Subdivision Area
- Subdivision Parcels
- Parcel



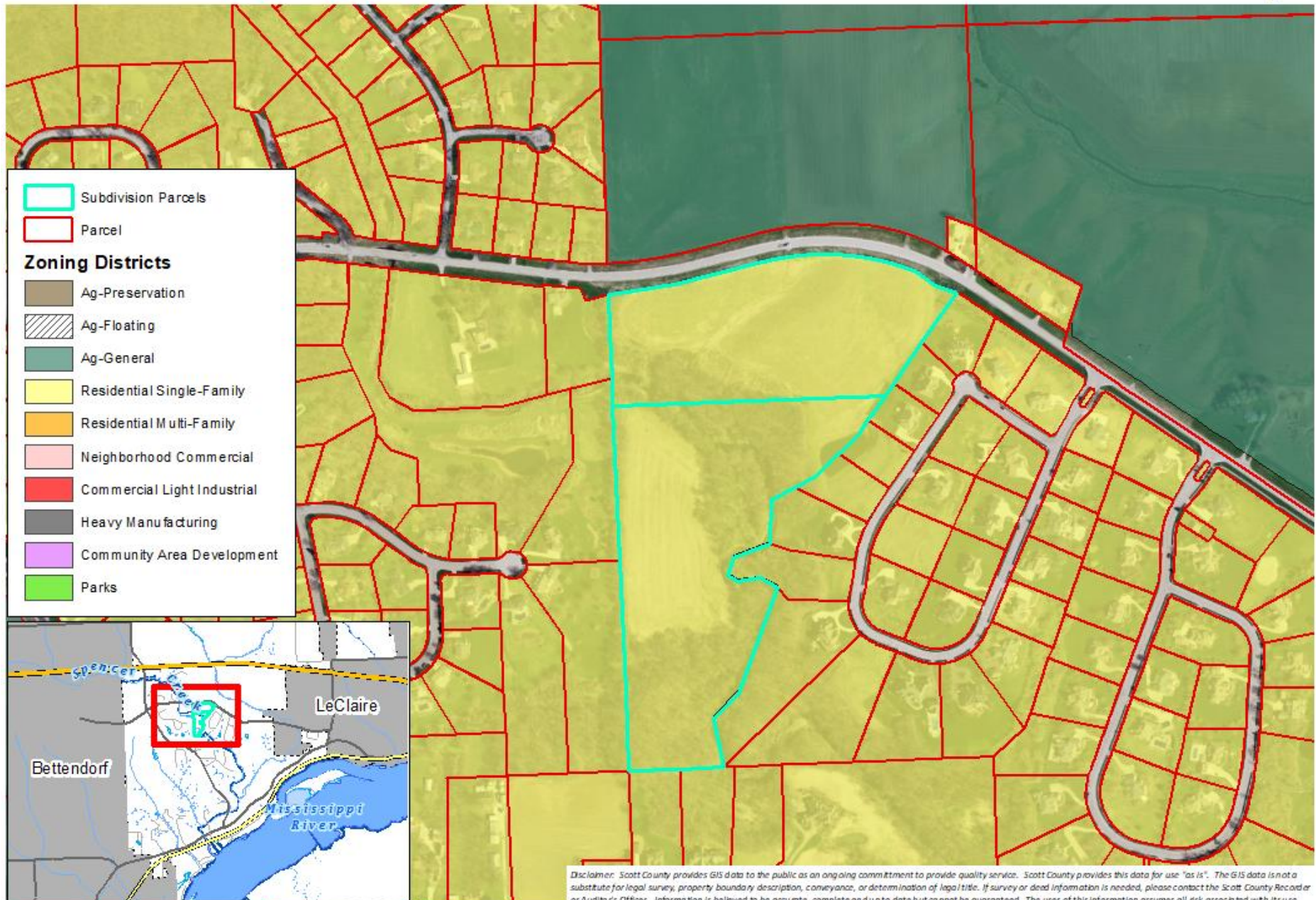
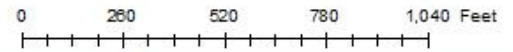
Disclaimer: Scott County provides GIS data to the public as an ongoing commitment to provide quality service. Scott County provides this data for use "as is". The GIS data is not a substitute for legal survey, property boundary description, conveyance, or determination of legal title. If survey or deed information is needed, please contact the Scott County Recorder or Auditor's Offices. Information is believed to be accurate, complete and up to date but cannot be guaranteed. The user of this information assumes all risk associated with its use.



# Zoning - Stoney Creek North Third Addition Final Plat

Scott County, Iowa

1 inch = 434 feet



**Subdivision Parcels**

**Parcel**

**Zoning Districts**

- Ag-Preservation
- Ag-Floating
- Ag-General
- Residential Single-Family
- Residential Multi-Family
- Neighborhood Commercial
- Commercial Light Industrial
- Heavy Manufacturing
- Community Area Development
- Parks



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# FINAL PLAT OF STONEY CREEK NORTH THIRD ADDITION TO SCOTT COUNTY, IOWA

BEING PART OF THE EAST HALF OF SECTION 6  
TOWNSHIP 78 NORTH, RANGE 5 EAST OF THE 5th P.M.

OWNER - DEVELOPER

**STONEY CREEK NORTH, L.C.**  
P.O. BOX 708  
BETTENDORF, IOWA 52722  
ATTN: TIM DOLAN

### GENERAL NOTES

IRON MONUMENTS FOUND SHOWN THUS ( 5/8" IRON PIN ).  
IRON MONUMENTS SET SHOWN THUS ( 5/8" x 30" IRON PIN ).  
DISTANCES SHOWN IN FEET AND DECIMAL PARTS THEREOF.  
SUBDIVISION CONTAINS 16.42 ACRES, MORE OR LESS.

FOR THIS SURVEY THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 6-78-5 WAS ASSUMED TO BEAR S.00°-03'-20"W.

BLANKET UNDERGROUND EASEMENTS GRANTED FOR ALL PRIMARY AND SECONDARY ELECTRIC CABLES, PAD MOUNTED TRANSFORMERS, ELECTRIC TRANSFORMERS, PRIMARY CABLES, GAS SERVICE, WATER SERVICE, SEWER LATERAL, TELEPHONE SERVICE AND CABLE TV. SERVICE TO INDIVIDUAL STRUCTURES AND STREET LIGHTS.

ALL STREET RIGHT OF WAYS ARE DEDICATED TO SCOTT COUNTY, IOWA, FOR STREET PURPOSES.

LOTS ARE ZONED R-1 ( SINGLE - FAMILY RESIDENTIAL DISTRICT ) SCOTT COUNTY ZONING.

ALL IMPROVEMENTS TO BE INSTALLED IN ACCORDANCE WITH THE LATEST STANDARD SPECIFICATIONS OF SCOTT COUNTY, IOWA.

SEWER WILL BE PROVIDED BY A PRIVATE WASTE DISPOSAL SYSTEM ON EACH LOT CONSISTING OF AN ABSORPTION SYSTEM UNLESS A SAND FILTER IS APPROVED BY THE SCOTT COUNTY HEALTH DEPARTMENT.

THE LOWEST ALLOWABLE FLOOR ELEVATION FOR STRUCTURES BUILT ON LOTS 4 THROUGH 9 ARE SHOWN IN A BOX ON EACH RESPECTIVE LOT. THE ELEVATIONS SHOWN ARE 1 FOOT ABOVE THE 100 YEAR ELEVATION AS SHOWN ON THE FLOOD INSURANCE RATE MAPS FOR SCOTT COUNTY, IOWA, PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, COMMUNITY-PANEL NUMBER 100238-0005 F, EFFECTIVE DATE FEBRUARY 15, 2011.

LOTS 1, 9, 10, 11, 13 AND 14 SHALL NOT HAVE DIRECT ACCESS TO 195th STREET.  
LOTS 4 THROUGH 9 CANNOT BE SOLD WITHOUT THE ADJOINING OUTLOTS G THROUGH B RESPECTIVELY.

OUTLOT A SHALL BE USED FOR FUTURE ACCESS TO THE PROPERTY TO THE SOUTH OF THIS SUBDIVISION.

PART OF OUTLOTS A THRU F CONTAIN THE 100 YEAR FLOOD PLAIN LIMITS. OUTLOTS F & G CONTAIN A DETENTION POND. OUTLOTS B THRU F CAN BE USED FOR FUTURE EXTENSION OF SANITARY SEWER ALONG SPENCER CREEK.

PREPARED BY

**VERBEKE & MEYER  
CONSULTING ENGINEERS, P.C.**

4111 EAST 80th STREET  
DAVENPORT, IOWA 52807

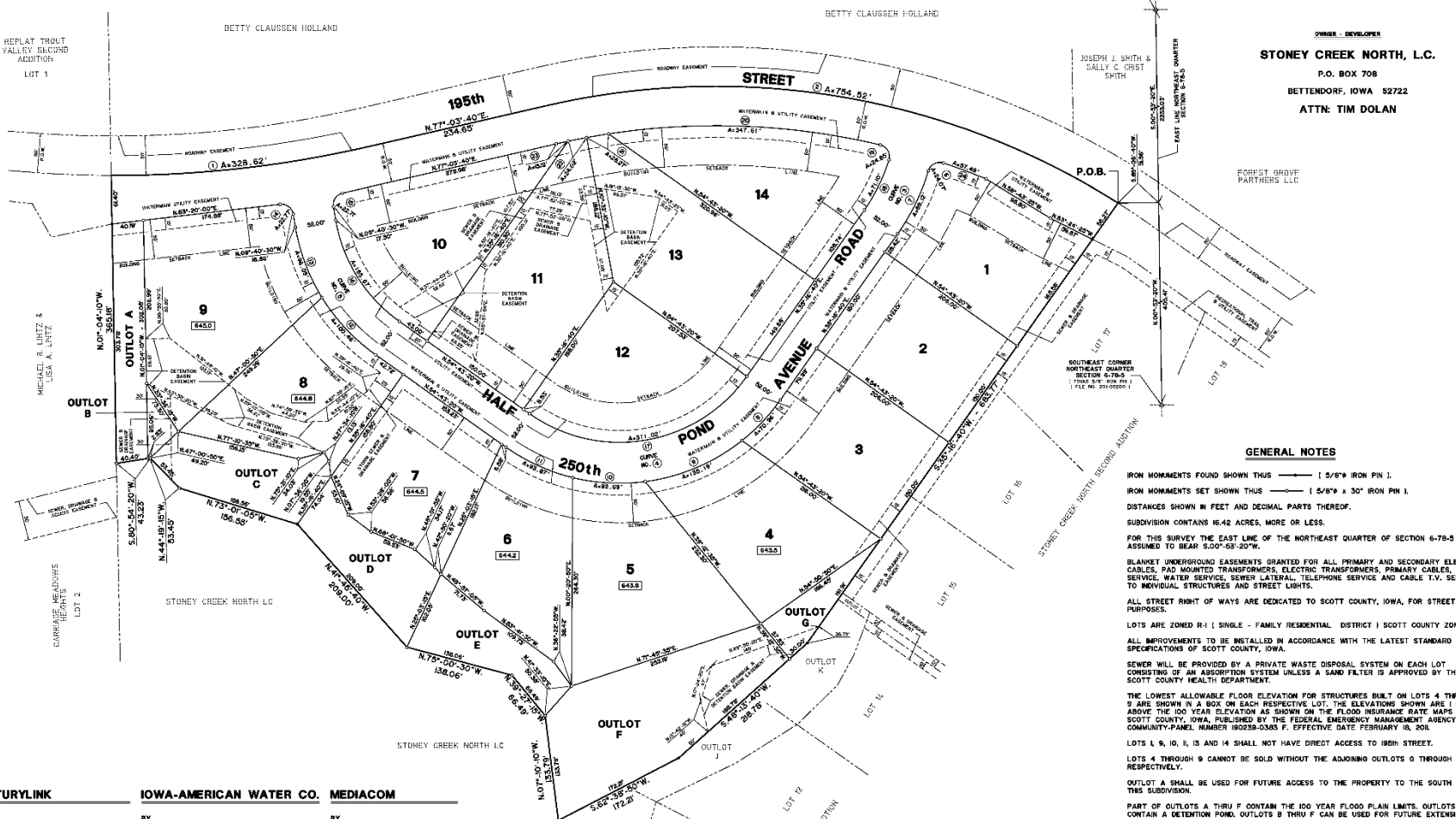
PHONE NUMBER: ( 563 ) 383 - 1348

VMCE 18113

CURVE NUMBER	RADIUS	DELTA	ARC	CHORD	CHORD BEARING	TANGENT
1	280.00'	82°-41'-20"	96.09'	58.00'	N.32°-41'-10"W	48.63'
2	280.00'	86°-59'-30"	22.77'	20.65'	N.85°-40'-30"W	14.23'
3	280.00'	86°-44'-10"	22.71'	20.60'	N.32°-41'-30"W	14.27'
4	284.00'	90°-02'-40"	18.57'	18.02'	N.32°-41'-30"W	14.27'
5	224.00'	80°-02'-00"	38.02'	29.02'	N.80°-01'-00"W	18.02'
6	15.00'	18°-51'-30"	24.07'	23.57'	N.62°-49'-40"E	15.32'
7	278.00'	88°-30'-00"	89.22'	88.72'	N.28°-01'-40"E	44.37'
8	280.00'	81°-10'-40"	70.88'	70.72'	N.43°-14'-30"E	33.72'
9	280.00'	30°-58'-00"	133.13'	133.00'	N.87°-08'-00"E	66.52'
10	280.00'	21°-44'-30"	121.83'	121.64'	N.88°-28'-40"W	64.88'
11	280.00'	37°-30'-40"	58.87'	58.74'	N.65°-28'-40"W	47.49'
12	280.00'	37°-30'-20"	62.46'	62.32'	N.63°-01'-30"W	50.92'

CURVE NUMBER	RADIUS	DELTA	ARC	CHORD	CHORD BEARING	TANGENT
1	143.20'	37°-28'-40"	328.42'	327.50'	N.83°-38'-00"E	165.53'
2	205.00'	40°-46'-00"	784.82'	756.00'	N.80°-18'-20"W	388.19'
3	280.00'	18°-40'-00"	84.32'	83.92'	N.89°-27'-40"E	42.96'
4	284.00'	90°-02'-40"	18.56'	18.02'	N.32°-41'-30"W	14.27'
5	224.00'	80°-02'-00"	38.02'	29.02'	N.80°-01'-00"W	18.02'
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12	280.00'	37°-30'-20"	62.46'	62.32'	N.63°-01'-30"W	50.92'

LOT AREAS			
NO.	SQUARE FEET	NO.	SQUARE FEET
1	32,819	11	42,180
2	30,300	12	34,803
3	30,330	13	34,803
4	33,056	14	34,803
5	33,880	A	8,115
6	32,090	B	1,183
7	30,140	C	18,368
8	30,495	D	14,970
9	43,370	E	5,680
10	35,090	F	36,733
11	40,380	G	5,920



<b>CENTURYLINK</b>	<b>IOWA-AMERICAN WATER CO.</b>	<b>MEDIACOM</b>
BY _____	BY _____	BY _____
DATE _____	DATE _____	DATE _____
<b>MIDAMERICAN ENERGY COMPANY</b>	<b>PLAN &amp; ZONE COMMISSION</b>	<b>CITY OF BETTENDORF, IOWA</b>
BY _____	BY _____	BY _____
DATE _____	DATE _____	DATE _____
APPROVED SUBJECT TO ENCUMBRANCES OF RECORD BY		ATTEST
MIDAMERICAN ENERGY COMPANY		DATE _____

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.

Signature: \_\_\_\_\_  
 David L. Meyer, P.E. & L.S. License Number 7658  
 Date: \_\_\_\_\_  
 By license renewal date is December 31, 2020  
 THIS SHEET ONLY  
 Page or sheet covered by this seal:



## Staff Review

- **This request is for approval of a Final Plat for a 14 lot residential subdivision on a 39 acre parcel zoned Single-Family Residential (R-1). The property has frontage and access to Forest Grove Road.**
  - **The Final Plat shows a loop street with two entrances to Forest Grove Road. The proposed street configuration has five (5) lots inside the loop and the remaining nine (9) lots on the exterior of the loop. Lots range in size from 0.69 acres to 1 acre.**
  - **The property is adjacent to Stoney Creek North II to the east, Carriage Meadows Heights to the west, and Spencer Creek Estates to the south. The original Stoney Creek Subdivision, with 29 residential lots, is located south and east of this property.**
-

- **The Final Plat does show seven (7) outlots (A-G) ranging in size from 0.04 acres to 0.96 acres. Part of outlots A through F contain the 100 year flood plain limits. Outlots F and G contain a detention pond. In addition, Outlots B through F can be used for future extension of sanitary sewer along Spencer Creek.**

- **The Preliminary Plat was approved by the Planning and Zoning Commission on May 7, 2019 and the Board of Supervisors on June 13, 2019 with the following conditions:**
    - **1. An improved pedestrian bike path along the northern boundary of the subdivision adjacent to the County Road easement be provided;**
    - **2. An erosion and sediment control plan be in accordance with the requirements of the Natural Resources Conservation Service and the County Engineer be submitted in conjunction with the road construction plans;**
    - **3. The proposed wastewater treatment facilities meet Health Department requirements;**
    - **4. Iowa American Water system service be extended to serve this subdivision;**
-

- **(6/13/19 Conditions Continued)**
    - **5. The City of Bettendorf review and approve the Preliminary and Final Plat;**
    - **6. The County Engineer review and approve all street construction plans prior to construction**
    - **7. The covenants include provision for private road maintenance;**
    - **8. The subdivision infrastructure improvements be completed or a surety bond posted prior to Final Plat approval; and**
    - **9. That a sanitary sewer extension easement in the Spencer Creek watershed be provided.**
-

# Site Photo 1 / 4 : Looking South from 195<sup>th</sup> Ave



# Site Photo 2 / 4 : Looking West onto 195<sup>th</sup> Ave



# Site Photo 3 / 4 : Looking East to Stoney Creek North II





# Site Photo 4 / 4 : Looking North Across 195<sup>th</sup> Ave



## Staff Review

- **Staff has reviewed this request for compliance with the requirements of the Subdivision Regulations and the Zoning Ordinance for Final Plat approval. All of the proposed lots exceed the minimum lot size required by Health Department Regulations and the R-1 zoning district requirements.**
- **The plat does make provision for access through this property to the adjacent undeveloped land to the southwest. However, development of that area would require construction of a bridge across Spencer Creek. Outlot A is intended to allow the future extension of a shared driveway to the property when a bridge is constructed.**

- ***Street and Intersection Layout***

- Both Stoney Creek North and Stoney Creek North II had loop streets with a single intersection to Forest Grove Road. As stated above, the current configuration would have two intersections with Forest Grove Road. All lots will only have access to the interior loop road. The lots that are also adjacent to Forest Grove Road will not be permitted to have direct access on to this County Road. The road would adhere to the Rural Address System and be named 250th Avenue.
- The County Engineer is not recommending that these subdivision roads be accepted onto the County Secondary Road system. Road maintenance will therefore have to be provided by a homeowners association.
- The County Engineer also had comments regarding the maximum grade of the subdivision road shown as 8%. SUDAS preferred maximum is 5% but cites 12% as acceptable. Thus the 8% is acceptable but not recommended because it can cause issues in slippery driving conditions.

- ***Wastewater Disposal Systems***

- Subdivisions containing less than forty (40) lots may install individual on-site systems that meet County Health Department regulations. The applicant is proposing that each lot will be served by a private on-site absorption wastewater system unless a sand filter wastewater treatment system is approved by the County Health Department. The Health Department has expressed the preference of limiting grading to limit the need for sand filter waste water systems. The Health Department had expressed concern with individual systems during the review of the previous two Stoney Creek Subdivisions. Those concerns related to the steep slopes and poor soil conditions on the property.

- ***Stormwater management***

- The Subdivision regulations require all internal street to be adequately drained and that detention facilities adequate to capture the runoff from a one hundred (100) year rain event at post-developed flows shall be place in the subdivision. The release rate from that detention area shall not exceed the volume produced by a five (5) year event calculated at pre-developed flows. The County Engineer has reviewed the stormwater management plan and found them to comply with the requirements of the ordinance. In addition, the County Engineer would like to see the covenants indicate who is responsible for maintenance of the detention ponds and the storm sewer outlets.

- ***Water***

- The applicant proposes to serve the lots with water from the Iowa American water system which is currently located along Forest Grove Road. This will also allow the subdivision to be served with fire hydrants. The City of Bettendorf stipulated in its approval the location and spacing of those hydrants.

- ***Easements Along Streams***

- Spencer Creek runs along the south boundary of this property. The limits of the designated 100-year floodplain are shown on the Final Plat in outlots A through F. Outlots B through F can be used for future extension of sanitary sewer along Spencer Creek.

- ***Erosion and Sediment Control Plan***

- The subdivision regulations require the submission of an erosion and sediment control plan prior to Preliminary Plat approval. Those plans have been submitted in conjunction with the road construction plans. Those plans include information regarding the soil types, the specifications for temporary and permanent erosion and sedimentation control and the proposed timing schedule and development sequence.

- ***Protection of natural vegetation cover***
- The subdivision regulations allow no more than fifteen percent (15%) of the naturally occurring tree cover to be removed as a result of roadway construction and building site preparation. If the removal of more than 15% is deemed necessary then the removal shall be mitigated by replacing one native tree of similar specie for every three trees removed. The area being developed for roads and house sites within this subdivision has been tilled for row crops for many years so therefore this provision of the subdivision regulations does not apply.

- ***Open space requirements***
- All residential subdivisions with fifteen lots or greater must provide a minimum area of 10,000 square feet of open space plus 2,000 square feet for every lot over fifteen. With fourteen (14) lots this subdivision is not required to meet the open space requirement. This Final Plat does not show any common open space and is not required to with only 14 lots.
- However a 15 foot wide pedestrian trail and utility easement is shown in the Final Plat along the north boundary of the subdivision, adjacent to the County road (195th Street) easement extending along the north boundary. This would allow pedestrian access between the three subdivisions without residents having to go out onto the County road. The developer previously has constructed a pedestrian bridge over Spencer Creek for access between the two subdivisions, Stoney Creek and Stoney Creek North.



- **City of Bettendorf Review**

- This property lies within the platting jurisdiction of the City of Bettendorf. Staff received comment from the City of Bettendorf Development Review Committee for the Subdivision to ensure adequate fire protection with the installation of four (4) fire hydrants.
- Though not required, staff has notified the adjacent property owners within five hundred feet (500') of this property of this Final Plat request. Staff has not, as of yet, received any calls or comments on this request.

# FINAL PLAT OF STONEY CREEK NORTH THIRD ADDITION TO SCOTT COUNTY, IOWA

BEING PART OF THE EAST HALF OF SECTION 6  
TOWNSHIP 78 NORTH, RANGE 5 EAST OF THE 5th P.M.

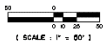
OWNER - DEVELOPER

**STONEY CREEK NORTH, L.C.**

P.O. BOX 708  
BETTENDORF, IOWA 52722  
ATTN: TIM DOLAN

### GENERAL NOTES

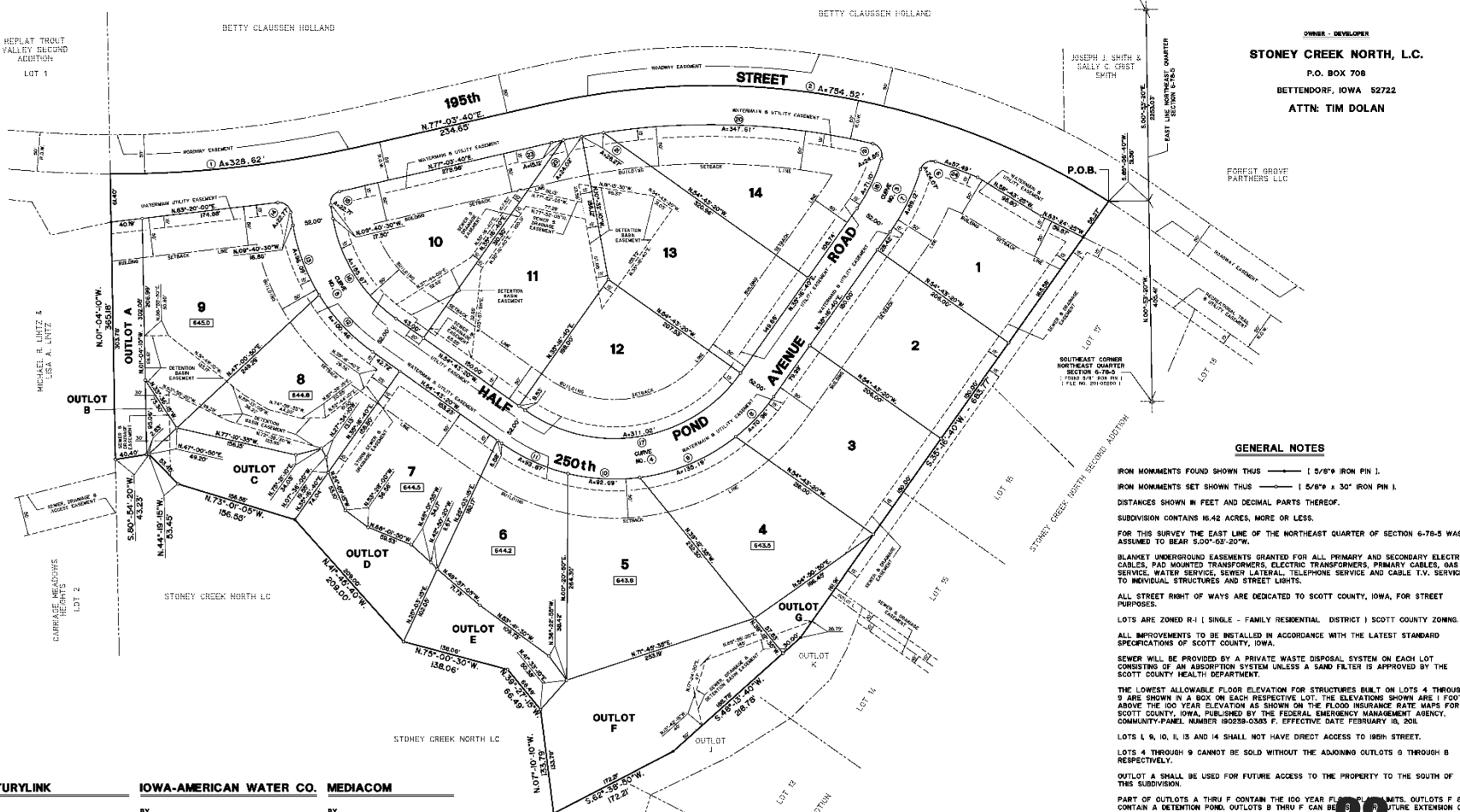
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- DISTANCES SHOWN IN FEET AND DECIMAL PARTS THEREOF.
- SUBDIVISION CONTAINS 16.42 ACRES, MORE OR LESS.
- FOR THIS SURVEY THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 6-78-5 WAS ASSUMED TO BEAR S.00°-03'-20"W.
- BLANKET UNDERGROUND EASEMENTS GRANTED FOR ALL PRIMARY AND SECONDARY ELECTRIC CABLES, PAD MOUNTED TRANSFORMERS, ELECTRIC TRANSFORMERS, PRIMARY CABLES, GAS SERVICE, WATER SERVICE, SEWER LATERAL, TELEPHONE SERVICE AND CABLE T.V. SERVICE TO INDIVIDUAL STRUCTURES AND STREET LIGHTS.
- ALL STREET RIGHT OF WAYS ARE DEDICATED TO SCOTT COUNTY, IOWA, FOR STREET PURPOSES.
- LOTS ARE ZONED R-1 ( SINGLE - FAMILY RESIDENTIAL DISTRICT ) SCOTT COUNTY ZONING.
- ALL IMPROVEMENTS TO BE INSTALLED IN ACCORDANCE WITH THE LATEST STANDARD SPECIFICATIONS OF SCOTT COUNTY, IOWA.
- SEWER WILL BE PROVIDED BY A PRIVATE WASTE DISPOSAL SYSTEM ON EACH LOT CONSISTING OF AN ABSORPTION SYSTEM UNLESS A SAND FILTER IS APPROVED BY THE SCOTT COUNTY HEALTH DEPARTMENT.
- THE LOWEST ALLOWABLE FLOOR ELEVATION FOR STRUCTURES BUILT ON LOTS 4 THROUGH 9 ARE SHOWN IN A BOX ON EACH RESPECTIVE LOT. THE ELEVATIONS SHOWN ARE 1 FOOT ABOVE THE 100 YEAR ELEVATION AS SHOWN ON THE FLOOD INSURANCE RATE MAPS FOR SCOTT COUNTY, IOWA, PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, COMMUNITY-PANEL NUMBER 100238-00A5 F, EFFECTIVE DATE FEBRUARY 15, 2018.
- LOTS 1, 9, 10, 11, 13 AND 14 SHALL NOT HAVE DIRECT ACCESS TO 195th STREET.
- LOTS 4 THROUGH 9 CANNOT BE SOLD WITHOUT THE ADJOINING OUTLOTS G THROUGH B RESPECTIVELY.
- OUTLOT A SHALL BE USED FOR FUTURE ACCESS TO THE PROPERTY TO THE SOUTH OF THIS SUBDIVISION.
- PART OF OUTLOTS A THRU F CONTAIN THE 100 YEAR FLOOD ELEVATION LIMITS. OUTLOTS F & G CONTAIN A DETENTION POND. OUTLOTS B THRU F CAN BE USED FOR FUTURE EXTENSION OF SANITARY SEWER ALONG SPENCER CREEK.



LOT AREAS			
NO.	SQUARE FEET	NO.	SQUARE FEET
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3	30,330	14	34,800
4	33,056	-	-
5	39,380	A	8,115
6	32,090	B	1,910
7	30,940	C	18,360
8	30,490	D	14,970
9	43,370	E	5,660
10	39,090	F	36,730
11	40,380	G	5,920

CURVE NUMBER	RADIUS	DELTA	ARC	CHORD	CHORD BEARING	TANGENT
1	1132.00'	37°-24'-43"	388.62'	127.00'	N.83°-38'-00"E	65.53'
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5	224.00'	43°-02'-40"	176.17'	17.62'	N.32°-12'-58"W	92.69'
6	15.00'	18°-24'-30"	24.07'	2.57'	N.62°-49'-40"E	15.32'
7	278.00'	18°-20'-00"	89.22'	26.73'	N.28°-01'-40"E	44.87'
8	330.00'	18°-10'-40"	70.88'	20.72'	N.43°-14'-30"E	33.72'
9	350.00'	30°-08'-00"	133.13'	53.00'	N.87°-08'-00"E	69.23'
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CURVE NUMBER	RADIUS	DELTA	ARC	CHORD	CHORD BEARING	TANGENT
13	280.00'	37°-41'-20"	56.09'	16.09'	N.22°-41'-10"W	44.63'
14	18.00'	90°-59'-30"	22.77'	20.65'	N.85°-40'-30"W	14.23'
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16	180.00'	48°-02'-40"	185.57'	18.03'	N.32°-12'-58"W	92.69'
17	180.00'	90°-00'-00"	36.00'	36.00'	N.80°-18'-20"W	180.00'
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21	905.00'	06°-47'-20"	28.27'	18.27'	N.80°-06'-00"E	14.14'
22	905.00'	07°-31'-40"	24.02'	14.02'	N.78°-44'-40"E	15.01'
23	905.00'	00°-37'-20"	15.12'	15.12'	N.77°-32'-40"E	7.56'
24	905.00'	03°-38'-00"	87.46'	87.46'	N.64°-33'-40"W	28.79'



**CENTURYLINK**      **IOWA-AMERICAN WATER CO.**      **MEDIACOM**

BY \_\_\_\_\_ BY \_\_\_\_\_ BY \_\_\_\_\_  
DATE \_\_\_\_\_ DATE \_\_\_\_\_ DATE \_\_\_\_\_

**MDAMERICAN ENERGY COMPANY**      **PLAN & ZONE COMMISSION**      **CITY OF BETTENDORF, IOWA**

BY \_\_\_\_\_ BY \_\_\_\_\_ BY \_\_\_\_\_  
DATE \_\_\_\_\_ DATE \_\_\_\_\_ ATTEST \_\_\_\_\_  
APPROVED SUBJECT TO ENCUMBRANCES OF RECORD BY \_\_\_\_\_  
MEDIAMERICAN ENERGY COMPANY      DATE \_\_\_\_\_

I hereby certify that this land subdivision was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Iowa.

Signature: \_\_\_\_\_  
David L. Meyer, P.E. & L.S., License Number 7658  
Date: \_\_\_\_\_  
By license renewal date is November 30, 2020  
THIS SHEET ONLY  
Page or sheet covered by this seal:



**22** PREPARED BY  
**VERBEKE & MEYER**  
**CONSULTING ENGINEERS, P.C.**  
4111 EAST 80th STREET  
DAVENPORT, IOWA 52807  
PHONE NUMBER: ( 563 ) 383 - 1348  
VMCE 18113

**Staff recommends that the Final Plat for Stoney Creek North Third Addition Subdivision be approved with the following conditions:**

- 1. The City of Bettendorf review and approve the Final Plat;**
- 2. The County Engineer review and approve all street construction plans prior to construction;**
- 3. The plat note reading, “All Street R.O.W. be dedicated to Scott County, Iowa, for street purposes” be removed prior to recording as recommended by the County Engineer;**
- 4. The covenants include provision for private road maintenance;**
- 5. Also, the covenants include provision for maintenance of the stormwater management system including the detention ponds and the storm sewer outlets; and**
- 6. The subdivision infrastructure improvements be completed or a surety bond posted prior to Final Plat approval.**

---

# **Staff Recommendation**

# FINAL PLAT OF STONEY CREEK NORTH THIRD ADDITION TO SCOTT COUNTY, IOWA

BEING PART OF THE EAST HALF OF SECTION 6  
TOWNSHIP 78 NORTH, RANGE 5 EAST OF THE 5th P.M.

**OWNER - DEVELOPER**  
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ATTN: TIM DOLAN

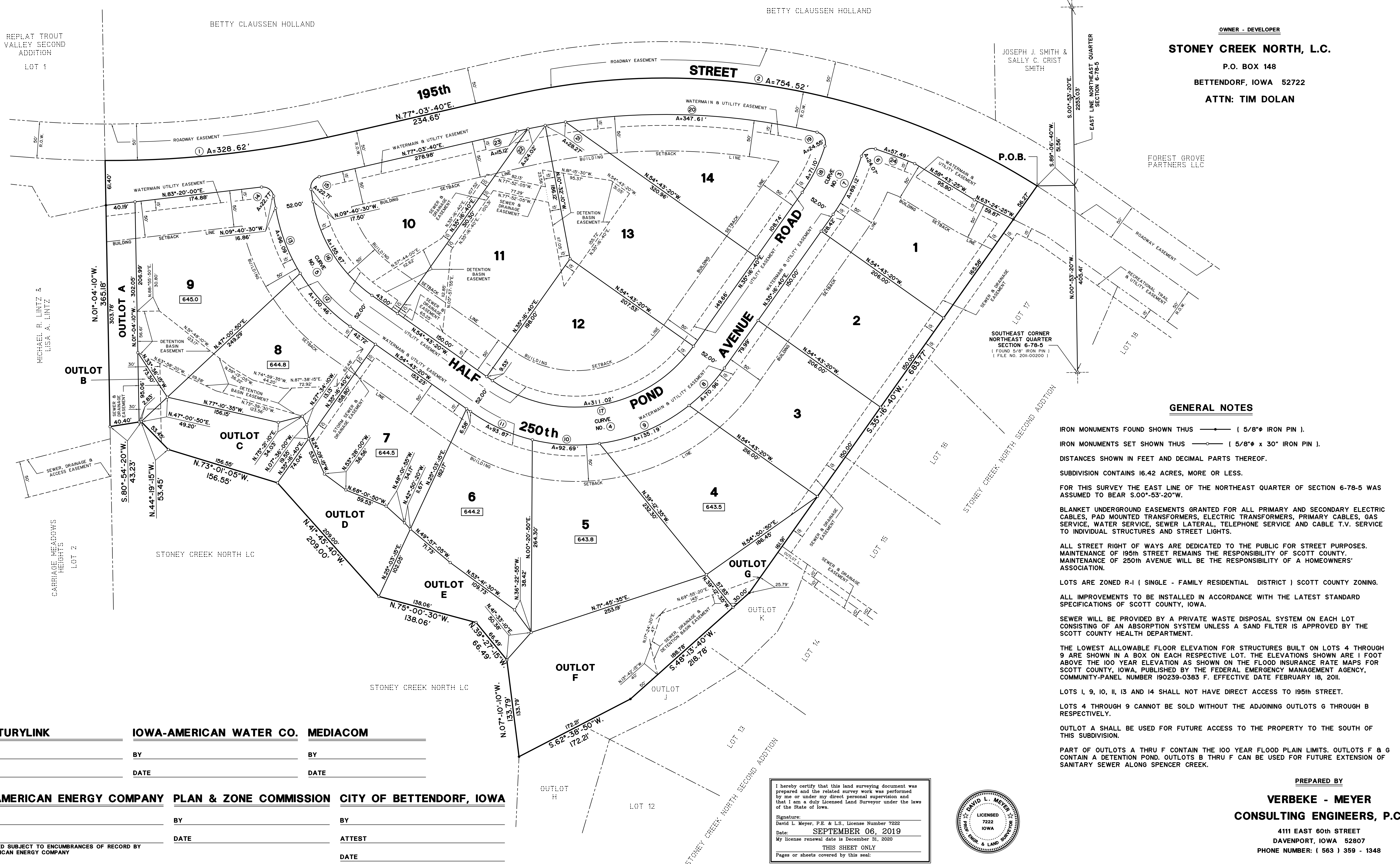
### GENERAL NOTES

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- IRON MONUMENTS SET SHOWN THUS ( 5/8"Ø x 30" IRON PIN ).
- DISTANCES SHOWN IN FEET AND DECIMAL PARTS THEREOF.
- SUBDIVISION CONTAINS 16.42 ACRES, MORE OR LESS.
- FOR THIS SURVEY THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 6-78-5 WAS ASSUMED TO BEAR S.00°53'-20"W.
- BLANKET UNDERGROUND EASEMENTS GRANTED FOR ALL PRIMARY AND SECONDARY ELECTRIC CABLES, PAD MOUNTED TRANSFORMERS, ELECTRIC TRANSFORMERS, PRIMARY CABLES, GAS SERVICE, WATER SERVICE, SEWER LATERAL, TELEPHONE SERVICE AND CABLE T.V. SERVICE TO INDIVIDUAL STRUCTURES AND STREET LIGHTS.
- ALL STREET RIGHT OF WAYS ARE DEDICATED TO THE PUBLIC FOR STREET PURPOSES. MAINTENANCE OF 195th STREET REMAINS THE RESPONSIBILITY OF SCOTT COUNTY. MAINTENANCE OF 250th AVENUE WILL BE THE RESPONSIBILITY OF A HOMEOWNERS' ASSOCIATION.
- LOTS ARE ZONED R-1 ( SINGLE - FAMILY RESIDENTIAL DISTRICT ) SCOTT COUNTY ZONING.
- ALL IMPROVEMENTS TO BE INSTALLED IN ACCORDANCE WITH THE LATEST STANDARD SPECIFICATIONS OF SCOTT COUNTY, IOWA.
- SEWER WILL BE PROVIDED BY A PRIVATE WASTE DISPOSAL SYSTEM ON EACH LOT CONSISTING OF AN ABSORPTION SYSTEM UNLESS A SAND FILTER IS APPROVED BY THE SCOTT COUNTY HEALTH DEPARTMENT.
- THE LOWEST ALLOWABLE FLOOR ELEVATION FOR STRUCTURES BUILT ON LOTS 4 THROUGH 9 ARE SHOWN IN A BOX ON EACH RESPECTIVE LOT. THE ELEVATIONS SHOWN ARE 1 FOOT ABOVE THE 100 YEAR ELEVATION AS SHOWN ON THE FLOOD INSURANCE RATE MAPS FOR SCOTT COUNTY, IOWA, PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, COMMUNITY-PANEL NUMBER 190239-0383 F. EFFECTIVE DATE FEBRUARY 18, 2011.
- LOTS 1, 9, 10, 11, 13 AND 14 SHALL NOT HAVE DIRECT ACCESS TO 195th STREET.
- LOTS 4 THROUGH 9 CANNOT BE SOLD WITHOUT THE ADJOINING OUTLOTS G THROUGH B RESPECTIVELY.
- OUTLOT A SHALL BE USED FOR FUTURE ACCESS TO THE PROPERTY TO THE SOUTH OF THIS SUBDIVISION.
- PART OF OUTLOTS A THRU F CONTAIN THE 100 YEAR FLOOD PLAIN LIMITS. OUTLOTS F & G CONTAIN A DETENTION POND. OUTLOTS B THRU F CAN BE USED FOR FUTURE EXTENSION OF SANITARY SEWER ALONG SPENCER CREEK.

LOT AREAS			
NO.	SQUARE FEET	NO.	SQUARE FEET
1	32,185	12	32,680
2	30,900	13	42,180
3	31,350	14	36,525
4	33,055	-	-
5	39,360	A	12,115
6	30,090	B	1,915
7	30,165	C	15,315
8	30,495	D	14,975
9	43,370	E	13,520
10	36,050	F	36,735
11	40,360	G	5,920

CURVE NUMBER	RADIUS	DELTA	ARC	CHORD	CHORD BEARING	TANGENT
1	1432.50'	13°-08'-40"	328.62'	327.90'	N.83°-38'-00"E.	165.03'
2	955.00'	45°-16'-05"	754.52'	735.05'	N.80°-18'-20"W.	398.19'
3	250.00'	19°-18'-00"	84.21'	83.81'	N.25°-37'-40"E.	42.51'
4	224.00'	90°-00'-00"	351.86'	316.78'	N.80°-16'-40"E.	224.00'
5	224.00'	45°-02'-45"	176.11'	171.61'	N.32°-11'-55"W.	92.89'
6	15.00'	91°-56'-55"	24.07'	21.57'	N.62°-45'-10"E.	15.52'
7	276.00'	18°-30'-00"	89.12'	88.73'	N.26°-01'-40"E.	44.95'
8	250.00'	16°-15'-45"	70.96'	70.72'	N.43°-24'-35"E.	35.72'
9	250.00'	30°-58'-55"	135.19'	133.55'	N.67°-02'-00"E.	69.29'
10	250.00'	21°-14'-30"	92.69'	92.16'	N.86°-51'-20"W.	46.88'
11	250.00'	21°-30'-45"	93.87'	93.31'	N.65°-28'-40"W.	47.49'
12	250.00'	23°-01'-25"	100.46'	99.79'	N.43°-12'-35"W.	50.92'

CURVE NUMBER	RADIUS	DELTA	ARC	CHORD	CHORD BEARING	TANGENT
13	250.00'	22°-01'-20"	96.09'	95.50'	N.20°-41'-10"W.	48.65'
14	15.00'	86°-59'-30"	22.77'	20.65'	N.53°-10'-15"W.	14.23'
15	15.00'	86°-44'-10"	22.71'	20.60'	N.33°-41'-35"E.	14.17'
16	198.00'	45°-02'-45"	155.67'	151.69'	N.32°-11'-55"W.	82.11'
17	198.00'	90°-00'-00"	311.02'	280.01'	N.80°-16'-40"E.	198.00'
18	224.00'	18°-11'-10"	71.01'	70.80'	N.26°-11'-10"E.	35.85'
19	15.00'	93°-45'-25"	24.55'	21.90'	N.29°-47'-10"W.	16.02'
20	905.00'	22°-00'-25"	347.61'	345.47'	N.87°-40'-05"W.	175.97'
21	905.00'	01°-47'-25"	28.27'	28.27'	N.80°-26'-00"E.	14.14'
22	905.00'	01°-31'-15"	24.02'	24.02'	N.78°-46'-40"E.	12.01'
23	905.00'	00°-57'-25"	15.12'	15.12'	N.77°-32'-20"E.	7.56'
24	905.00'	03°-38'-20"	57.49'	57.48'	N.69°-33'-40"W.	28.75'

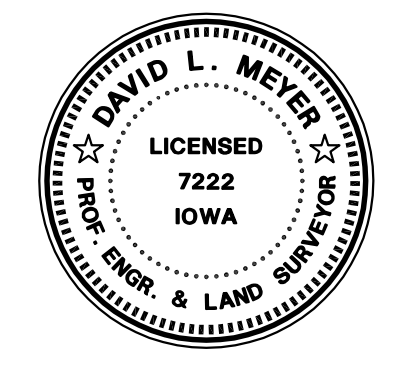


<b>CENTURYLINK</b>	<b>IOWA-AMERICAN WATER CO.</b>	<b>MEDIACOM</b>
BY _____	BY _____	BY _____
DATE _____	DATE _____	DATE _____
<b>MIDAMERICAN ENERGY COMPANY</b>	<b>PLAN &amp; ZONE COMMISSION</b>	<b>CITY OF BETTENDORF, IOWA</b>
BY _____	BY _____	BY _____
DATE _____	DATE _____	DATE _____
APPROVED SUBJECT TO ENCUMBRANCES OF RECORD BY MIDAMERICAN ENERGY COMPANY		
BY _____	BY _____	BY _____
DATE _____	DATE _____	DATE _____

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

Signature: \_\_\_\_\_  
 David L. Meyer, P.E. & L.S., License Number 7222  
 Date: **SEPTEMBER 06, 2019**  
 My license renewal date is December 31, 2020

THIS SHEET ONLY  
 Pages or sheets covered by this seal:



**PREPARED BY**  
**VERBEKE - MEYER**  
**CONSULTING ENGINEERS, P.C.**

4111 EAST 60th STREET  
 DAVENPORT, IOWA 52807  
 PHONE NUMBER: ( 563 ) 359 - 1348

VMCE 18113

**CERTIFICATE OF APPROVAL BY SCOTT COUNTY**

I, Tony Knobbe, Chairman of the Scott County Board of Supervisors, do hereby certify that said Board adopted a Resolution September 3, 2020 in which it approved the Final Plat of as follows:

BE IT RESOLVED by the Scott County Board of Supervisors as follows:

**Section 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 3rd day of September, 2020 considered the Final Plat of STONEY CREEK NORTH THIRD ADDITION, a fourteen lot residential subdivision totaling 16.42 acres, more or less, legally described as part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 6 and part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 6, 78 North, Range 5 East of the 5th Principal Meridian (Pleasant Valley 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.

**Section 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.

**Section 3.** This Resolution shall take effect immediately.

Signed this 3<sup>rd</sup> day of September, 2020

SCOTT COUNTY, IOWA

BY: \_\_\_\_\_  
Tony Knobe, Chairman

ATTESTED BY: \_\_\_\_\_  
Roxanna Moritz, Auditor

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES THAT  
THIS RESOLUTION HAS BEEN FORMALLY APPROVED BY  
THE BOARD OF SUPERVISORS ON \_\_\_\_\_  
DATE  
\_\_\_\_\_  
SCOTT COUNTY AUDITOR

**RESOLUTION**  
**SCOTT COUNTY BOARD OF SUPERVISORS**  
**September 3, 2020**  
**APPROVING THE FINAL PLAT OF STONEY CREEK NORTH THIRD ADDITION**

BE IT RESOLVED by the Scott County Board of Supervisors as follows:

Section 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 3<sup>rd</sup> day of September, 2020 considered the Final Plat of **STONEY CREEK NORTH THIRD ADDITION**, a fourteen lot residential subdivision totaling 16.42 acres, more or less, legally described as part of the SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of Section 6 and part of the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 6, 78 North, Range 5 East of the 5<sup>th</sup> Principal Meridian (Pleasant Valley 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.

Section 2. This resolution shall take effect immediately.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

APPROVAL OF STAFF APPOINTMENTS

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. The hiring of Takea Burrage for the position of Corrections Officer in the Sheriff's Office at the entry level rate.

Section 2. The hiring of Michael George for the position of Corrections Officer in the Sheriff's Office at the entry level rate.

Section 3. The hiring of Michael Ozmon for the position of Corrections Officer in the Sheriff's Office at the entry level rate.

Section 4. The hiring of Ryan Allen for the position of Corrections Officer in the Sheriff's Office at the entry level rate.

**MICHAEL J. WALTON**  
**SCOTT COUNTY ATTORNEY**

Scott County Courthouse  
400 West Fourth Street  
Davenport, Iowa 52801-1104  
Telephone: (563) 326-8600  
michael.walton@scottcountyiowa.gov



[www.scottcountyiowa.com](http://www.scottcountyiowa.com)

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**Scott County Attorney's Office**  
**Justification for Additional Attorneys**

I have been concerned for many years that the Scott County Attorney's Office is understaffed relative to the caseload we handle. We have tried to be as efficient and economical as possible but there is a limit to the amount of work employees can do effectively. The Board of Supervisors has been receptive and supportive of efforts to address our staff needs and I am grateful for that history.

In December 2019 we decided to seek professional review of our office to determine whether we were appropriately staffed in relation to workload and in comparison to similar prosecutor's offices in Iowa and the Midwest. During the FY21 budget review the request for additional attorneys was discussed with the Board.

Vera Causa Group works with prosecution offices nationwide to assess operations and implement best practices. Vera Causa conducted a Workload Analysis and the report detailing their findings is attached.

The findings of the analysis are clear, the Scott County Attorney's Office is precariously understaffed. Those findings include:

1. The Office has done an admirable job of performing with insufficient resources.
2. The Office is significantly understaffed when compared to equivalent counties in Iowa, and the region.
3. Despite the outstanding performance of the staff, it is approaching a breaking point unless it gets appropriate resources to manage the increasing workload.

In an effort to begin to address this staffing shortage, I am requesting the creation of two assistant attorney positions to begin January 2021.

Thank you for your consideration in this regard.



June 30, 2020

Mr. Michael Walton  
Scott County Attorney  
Scott County, IA



Re: Scott County Attorney's Office Workload Assessment

Dear Mr. Walton

We are pleased to provide you with the attached Scott County Attorney's Office Workload Analysis Report dated June 2020 (hereinafter the "Report") containing a resource analysis of comparable counties to help you determine future resource needs for your office. This Report outlines the relevant background information from a criminal justice perspective, sets forth our research methodology, explains what our research into comparable counties demonstrated, and details our conclusions as experts in the support of high-functioning prosecution offices around the country.

Vera Causa Group was created in 2016 specifically to serve the needs of prosecutors around the country in the areas of leadership development, organizational excellence and communication. Our two principals, Susan C. Ryan and Jennifer M. Joyce, are uniquely qualified to conduct this analysis. Ms. Ryan is a former human resources executive for a fortune 500 company, and she has worked with law enforcement and prosecutors for the last two decades. Ms. Joyce is a former four-term elected prosecutor for the City of St. Louis, an area with significant violent crime and a senior staff member of the Prosecutors' Center of Excellence, in Washington D.C.


After several months of research, our conclusions are inescapable:

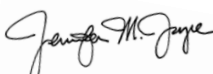
1. The increasing crime in Scott County over the past 10 years has created an overwhelming workload for the Scott County Attorney's Office without comparable increased resources for the Office to manage the workload.
2. The Scott County Attorney's Office has done an admirable job of performing their function with insufficient resources.
3. The Scott County Attorney's Office is significantly understaffed when compared to various equivalent counties in Iowa, and comparable counties across the region.
4. Despite the outstanding performance of the office professionals, the Office is rapidly approaching a breaking point unless it gets appropriate resources to manage the increasing workload.

Based on the Report's analysis and conclusions, we make specific recommendations regarding staffing increases in attorneys, victim advocates and investigators. Once these staffing deficits have been addressed, the office will also likely need to consider addition of further clerical staff.

Thank you for the opportunity to work with you in this important project. We are available to provide any other assistance you may need in the future regarding the Report, or any other matter.

Regards,

  
Susan C. Ryan  
Vera Causa Group

  
Jennifer M. Joyce  
Vera Causa Group

# Scott County Attorney's Office

## Workload Analysis

June 2020



Jennifer M. Joyce and Susan C. Ryan  
Principals



# Table of Contents

I.	Introduction	Page 3
	A. Methodology	Page 3
	B. Overview of Scott County and Crime Rate	Page 4
II.	Executive Summary	Page 5
	A. Comparative Caseload Analysis	Page 6
	B. Employee Interview Assessment	Page 6
	C. Recommendations	Page 7
III.	Scott County Attorney Caseload and Workload	Page 8
	A. The Expanding Role of the Prosecutor	Page 8
	B. Workload v. Caseload	Page 8
	1. The Challenge of Assessing Caseload and Workload	Page 9
	2. External Factors	Page 9
	a. Video	Page 10
	b. Technology	Page 11
	3. Internal Factors	Page 11
	a. Staff Resources	Page 11
	b. Experience	Page 12
	c. Case Specific Factors	Page 12
	D. Caseload Analysis of Scott County Attorney's Office	Page 13
	1. There is no National Caseload Benchmark	Page 13
	2. Comparing Scott Count with Similar Iowa Counties	Page 14
	3. Comparing Scott County with Similar Midwestern Counties	Page 16
IV.	Issues and Recommendations	Page 18
	A. Staffing	Page 18
	B. Jury Trial Docket	Page 20
	C. Rising Crime	Page 20

# I. Introduction

In December of 2019, the Scott County, Iowa County Attorney's Office ("SCAO") and the Assistant County Administrator/Human Resources Director reached out to Vera Causa Group ("VCG") and requested that VCG conduct a Workload Analysis (Analysis) of SCAO.

In accordance with the expressed needs of the County Attorney, the Analysis would contain two distinct areas of research:

1. A statewide resource Analysis of comparable counties designed to help determine future resource needs for the Scott County Attorney's Office; and
2. An assessment of the Scott County Attorney's Office conducted through a comprehensive employee interview process (Interview Assessment). The goals of the Interview Assessment were to identify issues and opportunities and to facilitate long-term planning specifically to:
  - a. Uncover potential duplication of efforts and job duties and better align job descriptions and duties with the most productive tasks.
  - b. Utilize the Interview Assessment results to identify areas where office leaders can implement best practices in prosecution.

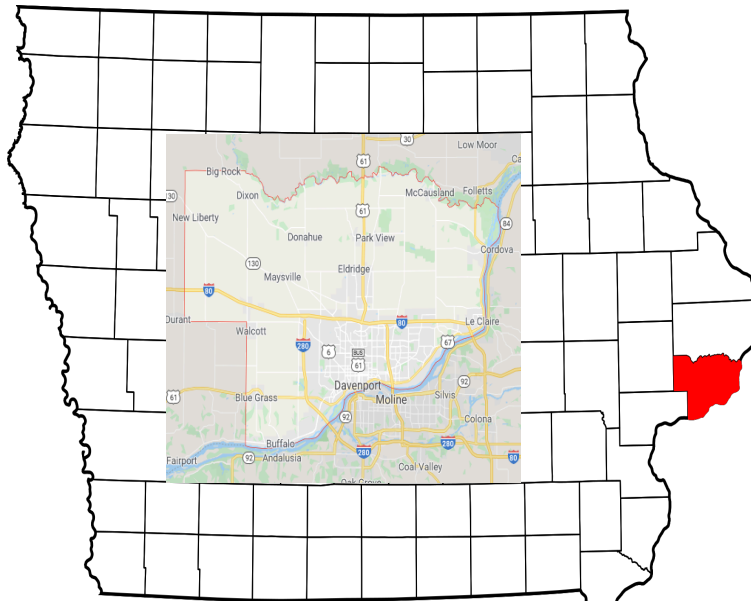
## A. Methodology

The VCG team sought to gather data and do a comparative analysis of the caseload and workload in the SCAO as compared to similarly situated counties in Iowa. To accomplish this, VCG reviewed data from various Iowa, regional and national sources and experts within the criminal justice system. Finally, the team researched similar jurisdictions in the Midwest to compare staffing levels.

VCG also conducted through a comprehensive employee interview process during the week of May 4 – May 8, 2020. Each interview lasted between 30 - 60 minutes, and each interviewee was asked the same questions. To garner the most thoughtful feedback possible, all respondents were given the interview questions in advance and encouraged to give them some thought before the scheduled interview. The goal of this research was to identify issues and opportunities, to facilitate long-term planning, to uncover potential duplication of efforts and to identify areas where leaders could implement best practices in prosecution.

This research was conducted in the Spring of 2020 by Vera Causa Group, LLC. VCG provides consultant services to prosecutors' offices around the nation in the areas of Leadership, Organizational Excellence and Communication.

## B. Overview of Scott County and Crime Rate



This Photo by Unknown Author is licensed under [CC BY-SA](#)

Scott County is comprised of 468 square miles located on the southeastern border of Iowa. It is situated along the Mississippi River and has an estimated population as of 2019 of 172,943<sup>1</sup>. The county seat and largest city in Scott County is Davenport, with an estimated population of 101,590,<sup>2</sup> making it the third largest city in Iowa. Davenport is the largest of the “Quad Cities,” a metropolitan area with an estimated population of 382,630 including Bettendorf, Iowa and Rock Island and Moline, Illinois.

The SCAO serves in civil matters as legal counsel for the Scott County Board of Supervisors and all county officers and agencies. The SCAO also serves as prosecutor in all criminal matters arising in the county.

Criminal prosecutions in Scott County reached a 10 year high in 2019.<sup>3</sup> The VCG SCAO employee interviews made clear that the majority of the criminal cases prosecuted in the office originate in the city of Davenport. The most recent data from the FBI estimated Davenport’s overall crime rate at 5820.7 per 100,000 people – 125.63% above the national average.<sup>4</sup> A commercial data aggregator recently published a report listing Davenport as the fourth “Most Dangerous” city in Iowa in 2020<sup>5</sup>.

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<sup>1</sup> U.S. Census Bureau

<sup>2</sup> U.S. Census Bureau 2019 City and Town Population Estimates

<sup>3</sup> Disposed Charges by County, Iowa Department of Human Rights, Division of Criminal & Juvenile Justice Planning  
[https://disposedcharges.iowa.gov/asp/selection.asp?table\\_in=1](https://disposedcharges.iowa.gov/asp/selection.asp?table_in=1)

<sup>4</sup> Federal Bureau of Investigation, Crime in the U.S.

<sup>5</sup> RoadSnacks, *10 Most Dangerous Cities in Iowa for 2020* (Nov. 2019)

2019 was a record year for Scott County in virtually every category of prosecution. As Figure 1 demonstrates, in 2019, Scott County disposed the highest number of criminal charges, the highest number of felony cases, the highest number of cases in the associate court, the highest number of convictions, highest number of violent convictions, and drug convictions in the last 10 years. Yet the number of attorneys has remained unchanged for the last 30 years, according to CA Walton.

Figure 1<sup>6</sup>

Disposed Charges: District Court All Cases		Disposed Charges: District Court Felony Charges		Disposed Charges: Associate Court All Charges	
Year	Total	Year	Total	Year	Total
2010	30,097	2010	1,627	2010	27,711
2011	29,513	2011	2,080	2011	26,801
2012	28,717	2012	1,994	2012	26,011
2013	28,422	2013	2,156	2013	25,775
2014	25,788	2014	2,194	2014	23,108
2015	26,738	2015	2,216	2015	23,946
2016	27,210	2016	2,145	2016	24,243
2017	28,385	2017	1,717	2017	25,676
2018	28,578	2018	1,956	2018	25,510
2019	33,493	2019	2,206	2019	29,949
Total	286,941	Total	20,291	Total	258,730

Figure 2<sup>7</sup>

Convictions: District Court All Cases		Convictions: District Court Felony Charges		Convictions: Drugs	
Year	Total	Year	Total	Year	Total
2010	19,337	2010	770	2010	852
2011	18,345	2011	746	2011	855
2012	17,550	2012	653	2012	756
2013	17,298	2013	737	2013	743
2014	15,654	2014	651	2014	669
2015	16,835	2015	700	2015	742
2016	18,074	2016	780	2016	622
2017	19,377	2017	769	2017	582
2018	19,258	2018	740	2018	923
2019	22,102	2019	809	2019	1,297
Total	183,830	Total	7,355	Total	8,041

<sup>6</sup> Disposed Charges by County, Iowa Department of Human Rights, Division of Criminal & Juvenile Justice Planning

<sup>7</sup> Convictions by County, Iowa Department of Human Rights, Division of Criminal & Juvenile Justice Planning

## II. Executive Summary

The Scott County Attorney's Office is a high-functioning organization with multiple assets including a dedicated leadership team and hardworking staff. County Attorney Walton is committed to operating his office in the most effective and efficient way possible, as evidenced by the results of this Analysis and his desire to have this research conducted. CA Walton leads a dedicated team of professionals who have done an admirable job serving the public under circumstances that have become more difficult with each passing year.

The office is experiencing significant resource challenges. It's a testament to the professionalism of the staff that they have kept disaster at bay with the crushing workload they have been experiencing for years. As staffed today, the office is set up to fail.

### A. Comparative Caseload Analysis

VCG researchers analyzed the caseloads of SCAO and other similar jurisdictions in Iowa. Based on this research, it is clear that SCAO is severely understaffed to meet its current caseload needs. The cases prosecuted by SCAO reached a 10-year high in 2019 and show no signs of slowing down. In addition, the use of body worn cameras and other video by police has dramatically increased the work of the prosecutors since they are legally and ethically required to review all footage relevant to each case they prosecute. The attorneys are also performing time consuming tasks that could be completed by clerical, investigative or victim advocate staff. Right now, the levels of attorney staffing and non-legal staffing are not sufficient to meet the county's criminal prosecution demands.

While there is no national benchmark for prosecutor caseloads, SCAO lags behind other offices in Iowa in terms of attorney staffing. SCAO also appears to have lower levels of attorney staffing than comparable jurisdictions in the region, with significantly higher caseloads per attorney. .

### B. Employee Interview Assessment

VCG researchers conducted one-on-one interviews with all employees of the SCAO and with CA Michael Walton.

The employees reported that they are proud of the work they do, and they have great respect for CA Walton. The office's recent response to Covid-19 was highly praised and employees felt CA Walton truly cares about their health and wellbeing.

Team members described the current caseload as crushing and expressed concern about the insufficient staffing levels. There was concern expressed that cases are not getting the attention they should because of the volume of work people are asked to do. Some case management improvements were suggested, such as weeding out weak cases earlier in the process. Concern was also expressed about inefficiencies in the trial docketing system led by the courts.

VCG was tasked with uncovering potential duplication of efforts and job duties, which we did not find in our research. While there is some duplication of effort, that duplication is a big part of why the organization successfully manages the high-volume of work with few errors. Research found that the staff is working in a remarkably efficient manner, given the workload.

For the most part, the work people do on a daily basis is aligned with their job descriptions and duties, although a significant number of employees stated that their job description did not include all of their duties. The research did uncover that attorneys are performing tasks that could be more efficiently performed with added support staff.

## C. Recommendations

Based on their research, the VCG staff made the following recommendations:

- Increase attorney staff by 11 attorney to better match the caseload/workload levels of other Iowa state prosecuting attorneys' offices.
- Examine the case intake procedures to better weed out weak cases earlier in the review process, especially the cases in which there is little chance of victim or witness cooperation. Provide a dedicated attorney
- Hire at least five investigators to assist prosecutors in the preparation of cases.
- Expand the Victim Services department with two additional victim services specialists and one support staff member.
- Once fully staffed, dedicate at least two full-time attorneys to maximize the use of Alternative Sentencing / Diversion Programs for low level offenses as a way to better meet the needs of the public and to conserve prosecutorial resources for violent and repeat offenders.
- Establish a more formal management structure within the office to provide greater oversight and more consistent approaches to case management.
- Create a county-wide Coordinated Crime Reduction Strategy Team to identify crime drivers in the county and develop strategies for dealing with these drivers on the streets and in the courtroom.
- Consider creation of specialized units that coordinate closely with law enforcement and allow those who are experts in their area to increase their decision making and authority.
- Approach the court about reforming the trial docketing system to accommodate the workload of prosecutors (and potentially defense attorneys).
- Consider establishing a Criminal Justice Coordinating Council with various members of the criminal justice community to identify inefficiencies in the Scott County criminal justice system as a whole.



# III. Scott County Attorney Caseload and Workload

## A. The Expanding Role of a Prosecutor

The role of America’s prosecutors has changed dramatically over the years. The core mission of pursuing justice has not changed, however, the means by which they accomplish this mission have expanded dramatically.

*“Traditionally, a prosecutor’s role was a limited and relatively passive one – to evaluate and prosecute arrests made by the police. But over the last 40 years, there has been a dramatic transformation and expansion of prosecutors’ mission, to not only vigorously prosecute criminal cases, but also to engage in crime prevention, problem solving and community partnerships. This shift is due to the recognition of a need for more complex solutions that not only seek positive outcomes for victims, but also strive for long-term solutions for defendants, potential defendants and the community at large.”<sup>8</sup>*

## B. Workload vs Caseload

In February 2020, the National District Attorneys Association (NDAA), the oldest and largest national, non-partisan, non-profit association that represents prosecutors in the United States, published an article entitled: “Overworked and Understaffed: The Shifting Landscape in Local Prosecutor Caseloads.”<sup>9</sup>

Nelson O. Bunn, Jr., the Executive Director of the NDAA, says the discussion around prosecutor caseloads falls short when it fails to incorporate the entirety of a prosecutor’s job and the added work they are required to complete. “Usually, we talk about a prosecutor’s ‘caseload,’ when in reality, we should talk about a prosecutor’s ‘workload.’”<sup>10</sup>

Bunn says the term “caseloads” often only means individual cases a prosecutor handles at any given time, which doesn’t usually account for any managerial responsibilities, screening for diversion eligibility, working with police or victims, training or initiatives to engage with their communities.

Today, the NDAA says the term “workload” takes into account community basketball tournaments, job fairs, neighborhood meetings, church events and other initiatives offices engage in with their communities to promote accountability, transparency and reflect the values of their constituents.

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<sup>8</sup> *The Prosecutor’s Evolving Role*, Prosecutors’ Center for Excellence (2016)

<sup>9</sup> <https://medium.com/@ndaajustice/overworked-and-understaffed-the-shifting-landscape-in-local-prosecutor-caseloads-122f7ef5e4f1>

<sup>10</sup> *Id.*

These “non-caseload” aspects of the modern prosecutors’ labors are time consuming, but particularly hard to capture in any data or metrics.

## 1. The Challenge of Assessing Caseload and Workload

In 2020, cases managed by prosecutors are more complex and time consuming than ever. Determining an appropriate caseload for prosecutors is a complex task. Any number of external and internal conditions can affect how an office operates. These conditions range from the court structure, criminal code, and applicable criminal offenses to internal conditions such as office policy and practice, experience level of staff, and level of automation.

## 2. External Factors

The number of cases referred to a prosecutor's office and the amount of time spent processing these cases are greatly influenced by factors outside the prosecutor's control.

The Scott County Attorney’s Office has thousands of cases referred to them by 16 law enforcement and government agencies including Davenport Police Dept., Bettendorf Police Dept., Scott County Sheriff’s Office, Iowa State Patrol, Eldridge Police, Le Claire Police, Walcott Police, Blue Grass Police, Buffalo Police, Princeton Police, Davenport Fire Dept., Metropolitan Enforcement Group (MEG), Department of Transportation, Department of Inspection & Appeals, Iowa Workforce Development, and Iowa Fraud Bureau.

The criminal justice system is made up of individual components, each inter-related and dependent upon the other. As a result, factors that influence one component will ultimately affect another. For example, factors that affect the police will also affect prosecutors, which in turn will affect the courts, and so forth. With respect to prosecutorial workload, these factors may include:

- Level of investigative resources in law enforcement agencies (resulting in an increased investigative responsibility for prosecutors);
- Police policies and procedures (e.g., enforcement of previously non-enforced laws, search and seizure rules, police stops, body cameras, video availability, etc.);
- The number of law enforcement officers bringing cases to the office and the procedures by which they determine the quality of cases;
- Volume of evidence available;
- Court processes and protocols;
- Availability of pretrial diversion and alternative sanctions and/or programs;
- Victim and witness cooperation;
- Number and type of pre-trial motions, continuances, and late or second preliminary hearings;
- Case enhancers, such as complex evidence and language barriers;
- Crime patterns and crime trends;
- Types of criminal activity from low level to serious crime;
- Socio-economic conditions that can lead to more criminal offending;

- Economic wellbeing of the county funding the prosecutor's office;
- Criminal justice reform efforts;
- Scrutiny from the public, advocacy groups, and other special interest groups may increase pressure to prosecute certain types of crimes more rigorously, making prosecutors less likely to reach or offer plea bargains.

#### a. Video

Police departments across the country have fitted officers with thousands of body worn cameras ("BWCs") in the past several years, and the demand for these cameras continues to increase as a way to hold police officers more accountable and gather important evidence when officers are involved in altercations. These video resources are valuable evidence that verifies officers' observations and provide essential criminal evidence that strengthen our cases and encourages quick case resolution because there is no dispute about what occurred. Often times, police officers are fitted with these cameras without additional corresponding resources for the prosecuting attorneys who are ethically bound to review the thousands of hours of video the BWCs produce.

Prosecutors are legally required to turn over any evidence that's favorable to the defense, and that includes BWC video. If a prosecutor doesn't have time to review the video, and it is later discovered the video has evidence that could have assisted in a person's defense, the wrong person could be convicted, a guilty person's conviction can be overturned and the prosecutor is subject to professional disciplinary action.

SCAO works with several law enforcement agencies that utilize BWCs including Davenport Police Department, Scott County Sheriff's Office, Bettendorf, Eldridge, Buffalo, Blue Grass, and Iowa State Patrol. And, each of those agencies also has squad car video recordings. The remaining smaller agencies that don't have body cameras, have squad car video recordings.

The workload increases when there are several police officers on the scene during an arrest, each with their own BWC footage to be reviewed. This happens frequently in OWI cases, and each hour of video might take two hours to review because attorneys are pausing the footage and taking notes.

It is common to have dozens of videos for one case to review, depending upon how many officers respond to a scene or were involved in a specific case or investigation. Downloading videos can also be quite time consuming for the SCAO staff. It can often take hours of waiting time to download videos from Davenport Police, and the size of each video can overwhelm the system and cause even more delays. For other law enforcement agencies, we must request copies of the videos from the law enforcement agencies to meet our discovery obligations. This requires additional resource from the agencies as well.

## b. Technology

The use of technology as a crime fighting tool has never been higher. Everyone leaves their footprint with every website they open, every text they send and every cell tower with which they connect. Tools such as social media, mobile phones, GPS, computer tracking, jail calls, have become a boom for law enforcement in gathering critical evidence for solving both simple cases and serious violent cases. The use of this technology requires training and practice by prosecutors and support staff. This has created both a gift and a curse, as technology is a vital tool, yet it also requires more hours and higher skill levels to maximize.

## 3. Internal Factors

Internal factors can impact prosecutorial caseloads and workloads, such as office policies and practices. These factors play a major role in the demand placed on individual staff in prosecutors' offices.

The internal factors most likely to impact prosecutorial workload include the following:

- Staff resources: the number of attorneys, investigators, victim/witness personnel, and other support staff;
- Staff skills: staff experience level and appropriate training;
- Turnover;
- Physical resources: availability of office automation, vehicles, and office space;
- Office organization: use of specialized units/staff, vertical prosecution, supervisory structure; and
- Office policies and procedures: screening and charging decisions, proactive involvement in problem-solving and crime prevention (e.g., community prosecution), and coordination with law enforcement.

### a. Staff Resources

The number of attorneys, investigators, victim/witness assistance specialist, paralegals and support staff directly impact both caseload and overall workload. An office can process more cases efficiently if it has a sufficient number of staff and an appropriate combination of office personnel in terms of the proportion of attorneys to staff. Deficiencies in the number of staff can dramatically alter the case processing time and the overall workload of attorneys.

Investigators can perform a variety of tasks related to case development, including interviewing witnesses and victims, collecting evidence, coordinating with crime labs on evidence analysis, locating and transporting witnesses to court proceedings, and helping attorneys prepare exhibits for trial.

The SCAO only has one investigator, who was hired in 2019. Without the support of a sufficient number of investigators, attorneys must rely on already overburdened law enforcement officers,

perform these activities themselves, or rely on other staff in the prosecutor's office, affecting staff time dedicated to other office responsibilities.

Similarly, victim/witness assistance specialists aid prosecutors by handling victim notification of case status, gaining victims' cooperation, preparing victims for trial, arranging transportation for victims, and completing/obtaining victim impact statements. The SCAO only has two victim specialists, and they do a great job. However, the caseload exceeds their capabilities. So, the attorneys are tasked with doing all of the victim and witness coordination, which takes up a tremendous amount of their time. Despite the proficient job the organization does now, the Victim Services team needs expansion.

In addition, over the past few years, the SCAO has experienced significant turnover in experienced attorneys. The SCAO staff believes this turnover is driven by two major factors: higher salaries provided for attorneys by private law offices and federal law enforcement agencies as well as the "crushing" volume of cases in the SCAO. This unwanted turnover not only affects the skill in the courtroom, but every time a prosecutor leaves the office, his/her caseload must be distributed to other attorneys adding to their already sizable caseloads.

#### b. Experience

It is logical to assume that more experienced and well-trained professionals perform more efficiently than less experienced people. Over the years, SCAO has performed at very high levels, given the extraordinary volume of charges and convictions the organization has managed. In virtually every prosecuting attorney's office across the country, including SCAO, new prosecutors join the organization by managing non-victim misdemeanor cases and gradually work their way up to prosecuting more serious victim cases such as robberies, rapes and murders as they gain necessary trial advocacy skills. When senior attorneys leave the office, it causes a dearth of experience and puts greater demands on the remaining experienced attorneys to assist the less experienced attorneys with legal, evidentiary and trial issues. It also places more demands on experienced attorneys because there are fewer people to manage the most serious cases. This is certainly the case in Scott County, due to the number of less experienced attorneys hired in the last five years due to unwanted turnover.

#### c. Case Specific Factors

The nature of the offense, complexity of the case, the defendant's criminal history and status, and the type of defense counsel can individually and collectively impact the amount of time prosecutorial staff spend on a specific case.

Serious offenses, such as murder or rape, require a significant amount of prosecutorial resources including preparation time for preliminary hearings, motions, and trial. In addition, high-level cases are less likely to be pled out or the plea does not occur until just prior to trial – after significant time and resources have been invested to prepare the case for trial. Factors such as an elderly victim, a language barrier, or complex scientific evidence, will increase case preparation time. Consequently,

it's logical that felony cases take more prosecutorial resources than misdemeanor cases because they are more serious and often far more complex.

Other case specific factors that impact prosecutor work time include:

- Child victim/witness: victims or witnesses of a very young age (less than 10 years old);
- Victim/witness with a disability: victims or witnesses with a physical or mental disability as defined by the Americans with Disabilities Act 1990;
- Competency issues brought forward by the defense, mental health issues and the ability to stand trial;
- Capital offense: the prosecution considers, or files notice of intent to pursue the death penalty;
- Gang-related offense: the criminal activities of a known gang member acting on the gang's behalf or in which defendants, victims, or witnesses are known gang members;
- Defense attorney type (e.g., private counsel versus public defender);
- Cooperation of law enforcement, probation, and parole agencies.

All of these case-specific factors are present in the SCAO. Violent crime is a serious issue in Scott County. In his interview with researchers, County Attorney Walton expressed concern about the high levels of gun violence, sexual abuse and domestic violence cases his office is required to manage, as the volume of serious cases has been on the rise for the last several years.

## C. Caseload Analysis of Scott County Attorney's Office

### 1. There is No National Benchmark

There is currently no modern national benchmark for prosecutor caseloads. The last comprehensive national prosecutor workload Analysis was done by the now defunct American Prosecutors Research Institute upon receiving a Bureau of Justice Administration Grant in 1998. The study, published in 2002<sup>11</sup>, concluded that it was not feasible to develop national caseload and workload standards due to immense variation in external and internal factors across the country. The APRI did conclude, however, that it is possible for individual jurisdictions to develop their own caseload standards based on their own metrics and comparison with similarly situated jurisdictions.<sup>12</sup>

In 2007 the Bureau of Justice Statistics (BJS) conducted their most recent National Census of State Court Prosecutors (2007 Census).<sup>13</sup> The 2007 Census measured things such as salary levels, use of DNA evidence, and the number of cases involving elderly victims and children. While the 2007 Census did not attempt to establish a national caseload standard, it did state that the mean number of cases held by American prosecutors was 94. Of course, given the myriad factors that can impact the time it takes to prosecute any given case, the mean statistic from 2007 offers little insight today.

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<sup>11</sup> *How Many Cases Should a Prosecutor Handle: Results of the National Workload Assessment Project*, APRI (2002)

<sup>12</sup> *Id.*

<sup>13</sup> <https://www.bjs.gov/index.cfm?ty=dcdetail&iid=265>

Due to the lack of national data, Vera Causa Group reviewed caseload literature, regional data and Iowa court data to assess caseloads.

## 2. Comparing Scott County with Similar Iowa Counties

Figure 3 provides a look at Iowa court data to assess the volume of cases across comparable Iowa county attorney’s offices.

**Figure 3**  
**2019 Charges and Convictions<sup>14</sup>**

Prosecutor Jurisdiction	Population	Attorneys	Disposed Charges	Convictions	Disposed Felony Cases	Violent Crime Disposed	Violent Crimes Convictions
Scott County	172,943	15	33,493*	22,102*	2,206*	1,855	809*
Black Hawk	131,228	15	18,708	15,303	2,559	1,151	852
Dubuque	97,311	10	14,642	9,947	800	1,091	605*
Johnson	151,140	14	17,747	13,690	886	1,091*	552*
Linn**	226,706	19	27,250	19,302	1,252	1,245	730
Polk	490,161	54.5	67,192	50,748*	5,193*	4,315	2,358*
Pottawattamie	93,206	14	19,389	13,052	1,476	1,380	480
Story	97,117	14	12,921	10,189	407	424	251*
Woodbury	103,107	17	16,150	12,134	1,100*	993	539

\*denotes highest volume in 10 years

\*\* Linn County was allocated two additional attorney positions starting in July 2020, which will take the total to 21 attorneys

Note: The attorney counts do not include the elected attorney, as some positions are full time and others are part time. The caseloads of elected prosecutors varies and is often limited due to required administrative duties.

### Caseload Comparison

There is a lack of consistent local, regional and national data to do a head-to-head, statistically relevant caseload analyses for Scott County, as requested by County Attorney Walton. So, Vera Causa Group devised a formula to determine how the SCAO compared to other similar Iowa counties in terms of volume of charges and convictions per prosecuting attorney. VCG consulted with Jessica A. Reynolds, Executive Director of the Iowa County Attorneys Association, to verify the formula as a sound approach to the analysis.

#### VCG Formula:

Average number of disposed charges per case = Three (3) Charges

Number of disposed cases in each county divided by number of attorneys in each office = estimated attorney caseload.

Number of convictions per case = Three (3) Convictions

<sup>14</sup> Disposed Charges and Convictions by County, Iowa Department of Human Rights, Division of Criminal & Juvenile Justice Planning

Number of cases in which convictions are secured divided by the number of attorneys in each office = estimated attorney conviction caseload

Figures 4 and 5 demonstrate the how the volumes in caseloads for Scott County far exceed other comparable Iowa county attorney's offices in both volume of disposed charges and convictions per prosecutors.

Figure 4

**2019 Disposed Charges by Volume and Number of Attorneys<sup>15</sup>**

(Highest Value in Each Column is Represented in Red)

Prosecutor Jurisdiction	Population	Attorneys	Disposed Charges	Disposed Charges Per Attorney	VCG Formula 3 Charges = 1 Case	Average # of Cases Per Attorney Calendar Year 2019
Scott County	172,943	15	33,493	<b>2,233</b>	11,164	<b>744</b>
Black Hawk	131,228	15	18,708	1,247	6,236	415
Dubuque	97,311	10	14,642	1,464	4,880	488
Johnson	151,140	14	17,747	1,268	5,915	422
Linn	226,706	19	27,250	1,434	9,083	478
Polk	<b>490,161</b>	<b>54.5</b>	<b>67,192</b>	1,233	<b>22,397</b>	411
Pottawattamie	93,206	14	19,389	1,385	6,463	462
Story	97,117	14	12,921	923	4,307	308
Woodbury	103,107	17	16,150	950	5,383	316

Of nine comparable counties in Iowa:

- SCAO has the highest number of disposed charges per attorney.
- SCAO has the highest number of cases per attorney (utilizing the VCG formula).
- Polk County has more than twice the population and three times more attorneys than Scott County, yet Scott County has 45% more disposed charges per attorney than Polk County.

<sup>15</sup> Disposed Charges by County, Iowa Department of Human Rights, Division of Criminal & Juvenile Justice Planning



**Figure 5**  
**2019 Convictions by Volume and Number of Attorneys<sup>16</sup>**  
 (Highest Value in Each Column is Represented in Red)

Prosecutor Jurisdiction	Population	Attorneys	Convictions	Convictions Per Attorney	VCG Formula 3 Convictions = 1 Case	Convictions/ Cases Per Attorney
Scott County	172,943	15	22,102	<b>1,473</b>	7,367	<b>491</b>
Black Hawk	131,228	15	15,303	1,020	5,101	340
Dubuque	97,311	10	9,947	995	3,316	332
Johnson	151,140	14	13,690	978	4,563	326
Linn	226,706	19	19,302	1,015	6,434	339
Polk	<b>490,161</b>	<b>54.5</b>	<b>50,748</b>	931	<b>16,916</b>	310
Pottawattamie	93,206	14	13,052	932	4,351	311
Story	97,117	14	10,189	728	3,396	243
Woodbury	103,107	17	12,134	714	4,044	238

Of nine comparable counties in Iowa:

- SCAO has the highest number of convictions per attorney.
- SCAO has the highest number of cases per attorney (utilizing the VCG formula).
- Polk County has more than twice the population and three times more attorneys as Scott County, yet Scott County has 63% more convictions per attorney than Polk County.

### 3. Comparing Scott County with Similar Midwest Counties

In addition to comparing the SCAO caseload with similar Iowa counties, we wanted to review similarly situated counties in the region. Utilizing a commercial data aggregating service, *Sperling's Best Places*<sup>17</sup>, we identified several counties that were comparable to Scott County in terms of population, cost of living and crime rate<sup>18</sup>. We also narrowed our search to counties that, like

<sup>16</sup> Convictions by County, Iowa Department of Human Rights, Division of Criminal & Juvenile Justice Planning

<sup>17</sup> Sperling's Best Places, [www.bestplaces.net](http://www.bestplaces.net), is a commercial data aggregator that has been analyzing data about people and places and rating them for major publications for over 30 years. Their work has been featured in Forbes, The New York Times, USA Today, The Washington Post and Newsweek, among other news outlets. Their data is sourced from their firm's own original research and analysis, as well as from government and respected private organizations. A complete list Sperling's data sources is available here <https://www.bestplaces.net/docs/datasource.aspx>

<sup>18</sup> In order to facilitate comparison, the Sperling analysts have developed an index for cost of living, property crime and violent crime. Their cost of living index is based on a US average of 100. An amount below 100 indicates that the cost of living in that jurisdiction is cheaper than the US average. An amount above 100 indicates that the jurisdiction's cost of living is higher than the US average.

The Sperling analysts have the same methodology for property and violent crime, ranking each on a scale of 1 (low crime) to 100 (high crime.) For property crime the U.S. average is 22.7, and for violent crime the US average is 35.4.

Scott County, have a medium size city as their center of population. Finally, we only included counties in our study if we were able to find public information on their attorney staffing levels.

Figure 6 indicates how Scott County compares to the following midwestern jurisdictions:

- St. Joseph’s County, Indiana (South Bend)
- Olmsted County, MN (Rochester)
- Peoria County, IL (Peoria)
- Cass County, ND (Fargo)
- Boone County, MO (Columbia)
- Vanderburgh County, IN (Evansville)
- Winnebago County, IL (Rockford)
- Ingham County, MI (Lansing)

**Figure 6**

**Comparing Scott County with Similar Counties in Region**

County	City/ Jurisdiction	Elected Prosecutor	County Population	City Population	Violent Crime Score (US Avg = 22.7)	Property Crime Score (US Avg = 35.4)	Cost of Living Score (US Avg = 100)	# of Attorneys
Scott County, IA	Davenport, Iowa/ Scott County, IA	Scott County Attorney, Mike Walton	172,943	102,268	35.8	63.3	81.7	15
St. Joseph’s County, IN	South Bend, Indiana	St. Joe County Prosecutor, Kenneth P. Cotter	271,826	101,928	42.1	69.3	68.4	25
Olmsted County, MN	Rochester, MN	Olmsted County Attorney, Mark Ostrem	158,293	112,683	11.0	32.3	94.1	24
Peoria County, IL	Peoria, IL	Jodi M. Hoos, State’s Attorney, Peoria County, IL	179,179	115,424	36.6	56.1	74.6	33*
Cass County, ND	Fargo, ND	Cass County State’s Attorney, Birch P. Burdick	181,923	118,099	26.5	43.0	91.9	18
Boone County, MO	Columbia, MO	County Prosecutor, Dan Knight	180,463	118,620	26.7	45.8	87.9	16
Vanderburgh County, IN	Evansville, IN	Nicolas Hermann, Prosecutor of the 1st Judicial District	181,451	119,806	34.2	70.9	78.5	19
Linn County, IA	Cedar Rapids, IA	Jerry Vander Sanden, Linn County Attorney	226,706	130,330	19.9	53.6	81.6	19
Winnebago County, IL	Rockford, IL	Marilyn Hite Ross, State’s Attorney	282,572	148,640	72	57.1	75.3	48*
Ingham County, MI	Lansing, MI	Carol A. Siemon, Ingham County Prosecutor	292,406	115,222	55.7	45	76.5	37

\*As of 2017

\*\*Authorized attorney manpower

It is noteworthy that all of the jurisdictions listed in Figure 6 have a higher attorney staff than SCAO. While there could be numerous local nuances to account for the higher number of

prosecutors in these jurisdictions, this data could also support the conclusion that other similar jurisdictions have seen fit to increase their levels of prosecution resources to deal with comparable crime rates.

## IV. Issues and Recommendations

### A. Issue: Attorney Workload and Insufficient Levels of Staffing

There is no question that the SCAO is significantly understaffed at all levels. The office does not have the sufficient number of prosecutors or staff members to best manage their rising caseloads. As a result, the office is having morale issues due to caseload overload. People are frustrated, and turnover is high, especially among prosecutors. In the last six years, 12 attorneys have left the office, and seven of those attorneys left the office in the last two years. This unwanted turnover impacts the most serious crimes in the office, as those crimes are managed by the most experienced attorneys. The office works to hire former legal interns as new hires, which is wonderful, except that doesn't address the issues created by the loss of experienced attorneys. Currently, there are five major case attorneys in District Court to handle the violent crime cases, and two attorneys are projected to retire in the next two years.

In addition, the number of experienced attorney applicants have decreased in recent years. SCAO leadership believes that this is due to the overwhelming caseload in the office.

Employees rightfully fear that the high volume of cases and the current staffing levels could drive mistakes and circumvent justice. (This is not happening yet due to the dedication of the team, but it is inevitable if caseloads continue to rise without a corresponding increase in staffing.) The attorneys work nights and weekends to keep up because they have myriad clerical duties in addition to their legal responsibilities.

In addition, the amount of work per case has increased dramatically due to the amount of video footage that must be reviewed from BWCs, squad car cameras, surveillance cameras, etc. Prosecutors are legally and ethically obligated to review this footage, which can take many hours per case.

The Scott County Attorney's Office only has two victim specialists who primarily focus on statutorily required compliance due to the heavy workload. This tasks attorneys with doing all of the victim and witness coordination, which takes up a tremendous amount of their time.

### Recommendation

**Increase Staffing:** The staffing of SCAO, both legal and non-legal, needs to be increased to a level commensurate with the growing workload. It is impressive that the office has not had a

major catastrophe as a result of being stretched too thin, but such an outcome is inevitable if staffing levels do not change, especially if caseloads continue to rise.

We recommend that the SCAO seek funding to raise the number of personnel to a level maintained by other similar counties in Iowa. The staffing levels in the following positions need to be increased:

- **Attorneys.** Over the next three years, Scott County should increase the number of attorneys by 11 attorneys to match the attorney staffing levels at other Iowa County Attorney's Offices and to compensate for rising caseloads and increased utilization of video evidence. This level of staffing puts SCAO on par with Polk County in terms of workload/caseload, which is in the middle of the pack of comparable Iowa offices. Other jurisdictions in the country have also made increases to prosecutor manpower to accommodate the workload related to BWC.<sup>19</sup>
- **Investigators.** The SCAO only has one investigator at the present time. Additional investigators could perform a variety of tasks to free up attorney time, including interviewing witnesses and victims, collecting evidence, coordinating with crime labs on evidence analysis, locating and transporting witnesses to court proceedings and helping attorneys prepare exhibits for trial.
- **Victim Services** The volume of cases in the Scott County Attorney's Office creates a situation in which it is very difficult to keep up with the thousands of victims and witnesses involved in criminal prosecutions in the way the office should. The office needs at least two more people to assist prosecutors with victims and witnesses. Additional victim/witness assistance resources will aid prosecutors by handling victim notification of case status, gaining victims' cooperation, preparing victims for trial, arranging transportation for victims, and completing/obtaining victim impact statements. The office currently has only two dedicated staff members working in this area and the caseload demands more. Without sufficient dedicated Victim Services resources, which is considered a best practice in prosecution across the country, prosecutors are left chasing down victims and witnesses for depositions and court proceedings in addition to managing the trauma associated with being a crime victim or witness.
- **Diversion Programs and Alternative Sentencing Programs.** Dedicate two attorneys to help manage the diversion programs and specialty courts in Scott County. Specialty Courts such as Drug, OWI, Mental Health, Veterans and are designed to seek justice and provide opportunities for rehabilitation, while saving finite prosecution and prison resources for individuals who don't pose a serious threat to citizens. Scott County has several good programs right now that are offered, but many of these programs have waiting lists of participants eager to get into these programs.

**Case Management:** In addition to increased staffing, we recommend the follow strategies for making the office more efficient in case management:

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<sup>19</sup> According to a December 2019 news report from NBC12 in Central Virginia, lawmakers in the Virginia General Assembly passed legislation requiring localities to hire one new prosecutor for every 75 body cameras the city or county has in use.

- Rethink case intake procedures to ensure that un-prosecutable cases are identified and weeded out early in the process. Attorney staff expressed frustration that “weak” cases were allowed to proceed through the system until the eve of trial, thus wasting scarce office resources. More selectivity early on would help reduce caseloads. This is work that must be done by attorneys.
- Consider establishment of specialized units within the office that correspond to police department units. This specialization could make working with police agencies more efficient and would have the potential of improving police work and reports through better working relationships.

## B. Issue: Rising Crime in Scott County

A significant increase in case filings is apparent from the analysis of the court data.<sup>20</sup> SCAO’s criminal filings reached a 10-year high in 2019, and the employee interviews indicated that the upward trend has not decreased. Although research of county-wide crime trends was beyond the scope of this project, it is reasonable to conclude that there is a corresponding rise in crime throughout Scott County, and specifically in the City of Davenport. Rising crime can stretch the resources of law enforcement and prosecutors. An increased crime rate can also have a major impact on economic development of a region in a community is perceived to be an unsafe place to live, work or raise a family.

## Recommendation

Many communities across the country have found that increased communication and teamwork among the law enforcement stakeholders has paid dividends in more efficient handling of crime and, in some cases, reduction of crime. We recommend that the County Attorney explore the idea of establishing a county-wide Coordinated Crime Reduction Strategy Team. This would entail convening representatives of the various law enforcement agencies serving Scott County and meeting as a committee on a regular basis. The goal of this committee would be to identify crime drivers in the county and develop strategies for dealing with these drivers on the streets and in the courtroom. It is also recommended that the community be educated on their role in preventing crime. An engaged citizenry is often the most powerful crime fighting tool in any community.

## C. Issue: Jury Trial Docketing System

Many defendants in Iowa choose to go to trial, which is their constitutional right. This, however, puts a lot of pressure on prosecutors, defense lawyers and the court system. In Scott County, it is not uncommon to be assigned a trial on a Thursday, for an upcoming Monday. Sometimes prosecutors are trying to prepare five to eight cases at the same time for an upcoming trial docket. This means that prosecutors work each weekend prior to trial

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<sup>20</sup> Disposed Charges by County, Iowa Department of Human Rights, Division of Criminal & Justice Planning.  
[https://disposedcharges.iowa.gov/asp/selection.asp?table\\_in=1](https://disposedcharges.iowa.gov/asp/selection.asp?table_in=1)

preparing for a case that may or may not go to trial on a Monday. The work to get witnesses and victims scheduled for trial on such short notice is putting an undue burden on the prosecutor's office.

## Recommendation

The courts should work with the SCAO and the public defender's office to create a more manageable docketing system to decrease the overload of work for lawyers. While the SCAO has no ability to force the courts to change their docketing procedures, we recommend that they ask the court and the defense bar to join with them in the creation of a Criminal Justice Coordinating Council, which could work to identify inefficiencies in the system. Jurisdictions across the country that have implemented this approach have seen positive results for all stakeholders.

###

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

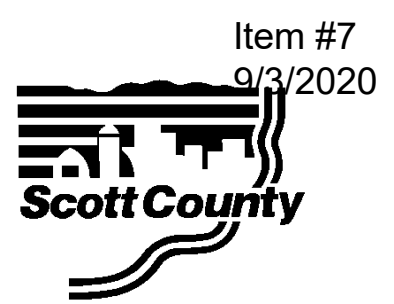
APPROVAL OF TABLE OF ORGANIZATION CHANGES TO THE ATTORNEY'S  
OFFICE AS DISCUSSED DURING THE FISCAL YEAR 2021 BUDGET REVIEW  
PROCESS

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. That the table of organization for the Attorney's Office be  
increased by 2.0 FTE Assistant Attorneys (total 9.0 FTE).

Section 2. This resolution shall take effect January 1, 2021.

**Community Services Department**  
600 W. 4<sup>th</sup> St.  
Davenport, Iowa 52801



**(563) 326-8723      Fax (563) 326-8730**

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August 24, 2020

TO: Mahesh Sharma, County Administrator

FROM: Lori A. Elam, Community Services Director

RE: Authorized Agency Agreement  
Community Health Care (CHC)

Enclosed is the proposed FY21 Agreement with Community Health Care.

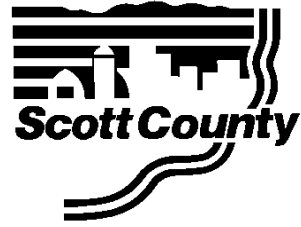
The dates and contractual amounts reflect the Board's decisions during the budget review process. The county will provide \$302,067 for primary health care for Community Services clients.

The contract was reviewed by the agency. I will be available at the Board of Supervisor's meeting for any questions.



**Community Services Department**

600 W. 4<sup>th</sup> St.  
Davenport, Iowa 52801



**(563) 326-8723      Fax (563) 326-8730**

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**Date:** July 1, 2020

**Agreement Parties:** Scott County  
600 West 4<sup>th</sup> Street  
Davenport, IA 52801

Community Health Care, Inc.  
500 W. River Drive  
Davenport, IA 52801

**Agreement Amount:** \$302,067

**Purpose:** Provision of comprehensive, ambulatory health care programs with particular emphasis on low and fixed income populations for Scott County.

**Agreement Period:** This Agreement shall commence on July 1, 2020 and shall continue in full force and effect until June 30, 2021, unless either party wishes to terminate this agreement and provides the other party a written (90) day notice of termination.

Community Health Care, Inc. agrees to perform the work and to provide the services described in the Agreement for the consideration herein. The parties hereto have executed this contract on the day and year last specified below.

**For and on behalf of the Scott County  
Board of Supervisors:**

**For and on behalf of Community Health Care, Inc.  
Board of Directors:**

**By:** \_\_\_\_\_  
**Tony Knobbe, Chairman**

**By:** \_\_\_\_\_  
**Anthony Schwenke, Chairman**

**Date:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**ATTEST:**

\_\_\_\_\_  
**Roxanna Moritz  
Scott County Auditor**

## I. Identification of Parties

- A. The Chairperson of the Scott County Board of Supervisors is the Authorized County Official for this Agreement. The Authorized County Official must approve any changes in the terms, conditions, or amounts specified in this agreement. Negotiations concerning this agreement should be referred to the Chairperson at telephone (563) 326-8749 or [board@scottcountyiowa.com](mailto:board@scottcountyiowa.com). The Scott County Board of Supervisors hereinafter will be referred to as Scott County.
- B. The President of the Board of Directors is the Authorized Community Health Care, Inc. Official for this Agreement. This individual is responsible for financial and administrative matters of this agreement. Negotiations concerning this agreement should be referred to the President at telephone (563) 336-3000. Community Health Care, Inc. hereinafter will be referred to as CHC.

## II. Term of Agreement

- A. The effective date and initial term of this Agreement shall begin on July 1, 2020 and shall continue until June 30, 2021. If either party wishes to terminate this agreement, said party shall deliver to the other party a ninety (90) day written notice of termination.
- B. This agreement may be amended in whole or in part, by mutual consent of the parties, provided that no such amendment shall become effective unless in writing and properly executed by the parties.

## III. Scope of Services

- A. CHC shall provide medical, dental, mental health, laboratory and x-ray, pharmacy, and health education/nutrition services as needed to those Scott County Community Services participants. It is understood and agreed that, in the event CHC or the county experiences funding reductions, either party may discontinue or modify the aforementioned services provided a ninety (90) days notice of its intent to discontinue or modify services is given to the other party. CHC will work with Community Services patients to establish a medical and dental home at CHC. CHC will provide education about other health services and programs available in Scott County to all Community Services patients.
- B. Scott County recognizes CHC's authority to charge a minimum co-payment fee to eligible clients. However, CHC agrees to exempt clients referred by the Scott County Community Services Department from the co-payment fee schedule.
- C. CHC agrees to honor prescriptions authorized by appropriate specialists provided that the client is a CHC patient and was referred by CHC to the appropriate specialist. Charges for such prescriptions shall be in accordance with item #III. B. of the agreement.

- D. CHC agrees to honor psycho-therapeutic prescriptions authorized by the staff of Vera French Community Mental Health Center as well as other mental health providers for clients referred by Scott County Community Services and who have established their medical care with CHC. Prescriptions will be co-signed by CHC staff at the discretion of the Primary Care Provider providing services to the patient. Charges for such prescriptions shall be in accordance with item #III.B. of this agreement.
- E. CHC agrees to honor prescriptions authorized by outside physicians for clients referred by the Scott County Community Services Department after they have seen a CHC physician. Charges for such prescriptions shall be in accordance with item #III.B. of this agreement.
- F. Payment under this contract for Scott County Community Services is understood to be exclusive of any prescription for AZT or Clozapine. Payment for these pharmaceuticals will be approved on an individual basis by the Scott County Community Services Department.
- G. Pharmaceutical services are provided based on the Medicaid formulary and any additional pharmaceuticals included in the CHC formulary.
- H. CHC agrees to track the number of clients with/without medical insurance and how many accept assistance to be enrolled in some form of insurance. CHC agrees to track the number of clients above and below the Federal Poverty level of 150%. CHC agrees to track with cost of care for the referred Scott County Community Services clients who have no insurance.

#### IV. Manner of Financing

- A. Scott County shall make payment to CHC for the performance of its covenants in the amount of \$302,067.00 payable in twelve (12) monthly allotments of \$25,172.25. Each installment shall be made available on the first day following the first monthly meeting of the Scott County Board of Supervisors.
- B. Scott County and CHC each acknowledge that the payments herein to be made are to supplement and not supplant other available sources of income to CHC, such as fees collected for services provided to individual patients.

#### V. Liability and Indemnification

- A. Scott County shall be named as an additional insured under the comprehensive liability policy maintained by CHC and providing minimum coverage of \$1 million. A copy of the certificate of insurance shall be on file in the Office of the County Administrator.
- B. CHC shall hold harmless from and indemnify Scott County against all claims, suits, actions, costs, attorney fees, expenses, damages, judgments, or decrees, incurred by any reason of any person or persons or property being damaged or injured by CHC or any agent or employee of CHC.

## VI. Reports

- A. CHC agrees to submit the following reports to Scott County:
- i. Certificate of insurance: Annually at the time of renewal
  - ii. A revised budget estimate and program performance projections if different from the original request: Within thirty (30) days of the signing of this agreement
  - iii. First quarter indicators: October 31, 2020
  - iv. Second quarter indicators: January 31, 2021
  - v. Third quarter indicators: April 30, 2021
  - vi. Fourth quarter indicators: August 31, 2021
  - vii. Certified Public Accountant Audit report: 150 days from the end of the agency's fiscal year
  - viii. Minutes, or a summary thereof, the monthly meetings of the CHC Board of Directors.
  - ix. Notification of any significant changes in funding, salary levels, staffing or programming; including the expansion of an existing program, addition of staff positions or the addition of any new funding source and/or program in a timely manner.
  - x. All of CHC's financial and statistical records related to this agreement will be open to Scott County.

## VII. Additional Conditions

- A. CHC shall comply with all applicable laws and regulations pertaining to its operation, and shall not discriminate in providing services on the basis of race, color, creed, national origin, sex, handicapped condition or religious affiliation.
- B. None of the funds provided through this Agreement shall be used for any partisan political activity nor shall they be used to further the election of any candidate for political office.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON  
\_\_\_\_\_  
DATE  
\_\_\_\_\_  
SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

SEPTEMBER 3, 2020

APPROVAL OF FY21 CONTRACTUAL AGREEMENT BETWEEN COMMUNITY  
HEALTH CARE AND SCOTT COUNTY

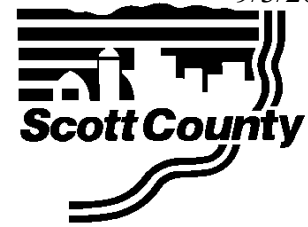
BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. That the FY21 contractual agreement between Scott County and Community Health Care for provision of comprehensive health care programs with emphasis on low and fixed income populations for Scott County is hereby approved.

Section 2. That the Chairman is hereby authorized to sign said agreement.

Section 3. This resolution shall take effect July 1, 2020.

**Community Services Department**  
600 W. 4<sup>th</sup> St.  
Davenport, Iowa 52801



**(563) 326-8723      Fax (563) 326-8730**

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August 24, 2020

To:      Mahesh Sharma, County Administrator  
From:    Lori A. Elam, Community Services Director  
Re:      Approval of Tax Suspension Request

The County has received a tax suspension request to have property taxes currently owed suspended as follows:

**REQUESTED TAX SUSPENSION:**

Darryl Hoffman  
7171 W. 60<sup>th</sup> St. Lot #88  
Davenport, IA 52804

Suspend: 2019 property taxes due September 2020 and March 2021 in the amount of \$148.00.

The application meets the Board Suspension Policy requirements. It is recommended that the Board suspend these taxes at their next Board meeting.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES THAT THIS  
RESOLUTION HAS BEEN FORMALLY APPROVED BY THE BOARD  
OF SUPERVISORS ON \_\_\_\_\_  
DATE

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SCOTT COUNTY AUDITOR

**RESOLUTION**  
**SCOTT COUNTY BOARD OF SUPERVISORS**  
**SEPTEMBER 3, 2020**

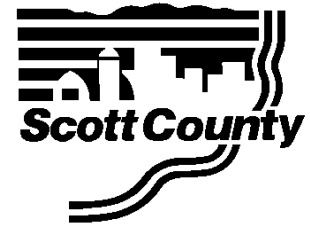
**SUSPENDING THE 2019 PROPERTY TAXES FOR DARRYL HOFFMAN, 7171 W. 60<sup>TH</sup> ST., LOT #88,  
DAVENPORT, IOWA, IN THE AMOUNT OF \$148.00.**

**BE IT RESOLVED by the Scott County Board of Supervisors as follows:**

- Section 1. The 2019 property taxes due September 2020 and March 2021 for Darryl Hoffman, 7171 W. 60<sup>th</sup> St., Lot #88, Davenport, Iowa, in the amount of \$148.00 are hereby suspended.
- Section 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.
- Section 3. This resolution shall take effect immediately.

**Community Services Department**

600 West 4<sup>th</sup> Street  
Davenport, Iowa 52801



**(563) 326-8723      Fax (563) 326-8730**

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August 24, 2020

To:      Mahesh Sharma, County Administrator

From:    Lori A. Elam, Community Services Director

Re:      Approval of Tax Suspension Request

The County has received the following tax suspension request to have property taxes currently owed suspended as follows:

**REQUESTED TAX SUSPENSION:**

Tommy Miller  
15 Crestwood Terrace  
Davenport, IA 52803

Suspend: The 2019 property taxes due September 2020 and March 2021 in the amount of \$2,356.00.

The applications meet the Board Suspension Policy requirements. It is recommended that the Board suspend the taxes at their next Board meeting.



THE COUNTY AUDITOR'S SIGNATURE CERTIFIES THAT THIS  
RESOLUTION HAS BEEN FORMALLY APPROVED BY THE BOARD  
OF SUPERVISORS ON \_\_\_\_\_  
DATE

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SCOTT COUNTY AUDITOR

**RESOLUTION**  
**SCOTT COUNTY BOARD OF SUPERVISORS**  
**September 3, 2020**

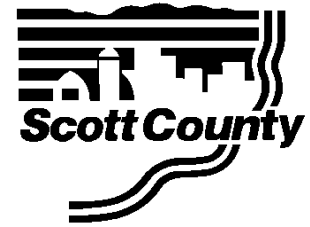
**SUSPENDING THE 2019 PROPERTY TAXES DUE SEPTEMBER 2020 AND MARCH 2021 FOR  
TOMMY MILLER, 15 CRESTWOOD TERRACE, DAVENPORT, IOWA, IN THE AMOUNT OF \$2,356.00.**

**BE IT RESOLVED by the Scott County Board of Supervisors as follows:**

- Section 1. The 2019 property taxes, due September 2020 and March 2021 for Tommy Miller, 15 Crestwood Terrace, Davenport, Iowa, in the amount of \$2,356.00 are hereby suspended.
- Section 2. The County Treasurer is hereby directed 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.
- Section 3. This resolution shall take effect immediately.

**Community Services Department**

600 W. 4<sup>th</sup> St.  
Davenport, Iowa 52801



**(563) 326-8723      Fax (563) 326-8730**

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August 24, 2020

To:      Mahesh Sharma, County Administrator

From:    Lori A. Elam, Community Services Director

Re:      Approval of Tax Suspension Request

The County has received a tax suspension request to have property taxes currently owed suspended as follows:

**REQUESTED TAX SUSPENSION:**

Patricia Osborn  
521 West Columbia Avenue  
Davenport, IA 52803

Suspend: The 2018 property taxes due September 2019 and March 2020 in the amount of \$2,196.00 including interest.

The application meets the Board Suspension Policy requirements. It is recommended that the Board suspend these taxes at their next Board meeting.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES THAT THIS  
RESOLUTION HAS BEEN FORMALLY APPROVED BY THE BOARD  
OF SUPERVISORS ON \_\_\_\_\_  
DATE

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SCOTT COUNTY AUDITOR

**R E S O L U T I O N**  
**SCOTT COUNTY BOARD OF SUPERVISORS**  
**September 3, 2020**

**SUSPENDING THE 2018 PROPERTY TAXES DUE SEPTEMBER 2019 AND MARCH 2020 FOR  
PATRICIA OSBORN, 521 WEST COLUMBIA AVENUE, DAVENPORT, IOWA, IN THE AMOUNT OF  
\$2,196.00 INCLUDING INTEREST.**

**BE IT RESOLVED by the Scott County Board of Supervisors as follows:**

- Section 1. The 2018 property taxes due September 2019 and March 2020 for Patricia Osborn, 521 West Columbia Avenue, Davenport, Iowa, in the amount of \$2,196.00 including interest are hereby suspended.
- Section 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.
- Section 3. This resolution shall take effect immediately.

**OFFICE OF THE COUNTY ADMINISTRATOR**

600 West Fourth Street  
Davenport, Iowa 52801-1003

Office: (563) 326-8702  
Fax: (563) 328-3285  
www.scottcountyiowa.com



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August 20, 2020

TO: Mahesh Sharma, County Administrator

FROM: David Farmer, CPA, MPA Director of Budget and Administrative Services

RE: Non-Congregate Care Sheltering Amendments

Scott County administratively entered into COVID FEMA Public Assistance agreement to provide funding for Humility Homes, The Salvation Army, and Family Resources in March 2020. The funding included Federal, 75% of project costs, and State, pass through funding, 10% of project costs, while the 15% costs was paid by the local entities. The funding was used to pay for the non-congregate sheltering within Scott County for high-risk groups individuals who may be at risk of passing the COVID-19 Virus to others through a lack of social distancing.

With the State of Iowa's creation of the Local Government Relief Fund, the state's portion of funding is transitioning from 10% of costs to 25% percent of costs, relieving the local entity of the 15% match. Scott County provides the state and federal funding upfront and is reimbursed after project approval by FEMA. Any expenditures not approved at FEMA will be recouped by the County's General Fund or from the Not-For Profit Partner.

Scott County is responsible, as the local government grantor, for FEMA contract compliance, monitors weekly participation levels, and audits any claimed expenditures. Additionally 30-day monthly approvals by Iowa Homeland Security and FEMA are required to be filed and approved.

Our recommendation is to approve the amended agreements for the 100% state and federal pass through funding, and apply the funds to the FEMA public assistance program.

CC: Lori Elam, Director of Community Services

Grant Agreement between Scott County and Humility Homes and Services  
Scott County Grant FEMA-4483-DR-IA; PA ID 163-99163-00;  
Request for Non-Congregate Sheltering

The Parties to this agreement are Scott County Government (henceforth “Scott County”) and Humility Homes and Services (henceforth known as Local Shelter).

The conditions of this agreement are set forth below:

**1. The Purpose of the Project**

The purpose of the project is to provide non-congregate shelter care, food and security for homeless individuals and at risk individuals in Scott County during the Covid-19 pandemic starting March 20, 2020. The non-congregate shelter care provides a temporary, safe place for the individuals to reside, reduces the chances of developing Covid-19 symptoms through self-isolation, and dramatically reduces the chances of spreading the virus to others in the community. It allows individuals under the care of Local Shelter to follow the CDC’s social distancing recommendations.

**2. Amount & Time Periods**

Scott County hereby agrees to provide reimbursement funds in the amount of 85% of eligible non-congregate to the Local Shelter to carry out the non-congregate care as described in the Project Proposal.

Funds granted are available for program expenditures as shown in the Housing Summary Financial Analysis dated 4/17/2020, Attachment A.

The effective period for the grant is from March 20, 2020 through to May 18, 2020. The contract may be extended in a 30 day periods at the approval of Federal Emergency Management Agency and Scott County.

Any expenditure incurred before or after the effective period of the grant is not allowable.

**3. Obligations and Disbursements**

Food must be delivered to the hotels, for the individuals under shelter care as a common meal site would violate the CDC recommendations of social distancing. The individuals must also not leave the hotels to socialize as that too, defeats the social distancing rules and need for self-isolation.

Additional security is needed as there are multiple hotel sites being used for the non-congregate shelter care. The additional security is needed to maintain safety at all hotels and to ensure social distancing recommendations are followed.

Laundry services are needed as the hotels sites do not have such service and it is vital to have individuals remain in their hotel rooms as much as possible to reduce possible Covid-19 exposure in the community.

Additional mileage costs will be incurred as staff need to go to the hotel sites daily to check in with the individuals and provide services.

All other eligible expenditures will be reviewed and approved by Scott County for submission to Iowa Homeland Security.

Disbursements will be provided following the submission and approval of the monthly Financial Report and receipts.

Disbursements will only be made once this agreement is signed.

#### **4. Financial Record Keeping**

All financial reports and statements are to be prepared in accordance with generally accepted cash accounting principles.

All original receipts, paid bills and financial records substantiating grant expenditures must be submitted with the Financial Report. The County will retain copies of all receipts for their records.

#### **5. Financial Reporting Requirements**

A monthly financial report from the Local Shelter will be provided to Scott County by the 15th day of the next month for the previous month's expenditure, following the specified format. Reimbursements will be reviewed and submitted for payment which may take 14-30 days.

A financial report will be submitted by each Local Shelter at the end of the project.

#### **6. Program Reporting Requirements**

Each Local Shelter will submit the number of individuals served (non-congregate shelterees):

- By age groups: 0-2 yrs; 3-6 yrs; 7-12 yrs; 13-17 yrs; 18-21 yrs; 22-65 yrs; and 66+ yrs
- With disabilities or access and functional needs
- Referred to State or Non-Governmental Organization programs for assistance
- Number of household pets, assistance and service animals sheltered and type of shelter
- Length of stay per household unit
- Number of meals and other services provided

#### **7. Auditing**

Subject to local accounting requirements, the Local Shelter will retain all documentation relevant to an audit for ten years after the final financial settlement of the project. These may include:

- expense ledgers related to the project
- all invoices and receipts for expenses
- all bank statements, showing receipt of funds from the County and disbursement on project activities
- all original staff contracts, monthly payroll and timesheets

#### **8. Obligations and Modification**

The Local Shelter agrees to spend the funds granted by Scott County, in accordance with the agreed budget and program of activities. Any modifications to the agreed budget or to the agreed program of activities must have written authorization by Scott County.

Funds disbursed, but not expended, will revert back to Scott County upon completion of the grant period or termination of the agreement.

## **9. Termination**

In the event of termination, the County reserves the right to take such action as may be necessary to recover any obligated funds or unauthorised expenditures.

The County reserves the right to terminate the contract for cause or convenience. Costs incurred will be reimbursed up until the said termination date.

## **10. Liability**

Scott County does not assume liability for any claims for damages arising out of this grant.

## **11. Attachments**

All attachments to the Grant agreement are hereby incorporated as part of the Agreement.  
Attachment A – Budget

## **12. Acknowledgements**

Scott County and the Local Shelter acknowledge the funding is 75% federal funds Public Assistance Funding and 10% state of Iowa funds public assistance fund and 15% local funds. The federal funding is Public Assistance- CFDA 97.036.

## **13. Clean Air Act**

1. The contractor agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act, as amended, 42 U.S.C. § 7401 et seq.
2. The contractor agrees to report each violation to the Scott County, Iowa and understands and agrees that the Local Shelter will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.
3. The contractor agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with Federal assistance provided by FEMA.

### Federal Water Pollution Control Act

1. The contractor agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251 et seq.
2. The contractor agrees to report each violation to the Scott County, Iowa and understands and agrees that the Local Shelter will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.

3. The contractor agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with Federal assistance provided by FEMA.

#### **14. Suspension and Debarment**

(1) This contract is a covered transaction for purposes of 2 C.F.R. pt. 180 and 2 C.F.R. pt. 3000. As such, the contractor is required to verify that none of the contractor's principals (defined at 2 C.F.R. § 180.995) or its affiliates (defined at 2 C.F.R. § 180.905) are excluded (defined at 2 C.F.R. § 180.940) or disqualified (defined at 2 C.F.R. § 180.935).

(2) The contractor must comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, and must include a requirement to comply with these regulations in any lower tier covered transaction it enters into.

(3) This certification is a material representation of fact relied upon by Scott County and Local Shelter. If it is later determined that the contractor did not comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, in addition to remedies available to Scott County and Local Shelter, the Federal Government may pursue available remedies, including but not limited to suspension and/or debarment.

(4) The bidder or proposer agrees to comply with the requirements of 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C while this offer is valid and throughout the period of any contract that may arise from this offer. The bidder or proposer further agrees to include a provision requiring such compliance in its lower tier covered transactions.

#### **15. Byrd Anti-Lobbying Amendment, 31 U.S.C. Section 1352 (as amended)**

Contractors who apply or bid for an award of \$100,000 or more shall file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, officer or employee of Congress, or an employee of a Member of Congress in connection with obtaining any Federal contract, grant, or any other award covered by 31 U.S.C. § 1352. Each tier shall also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the recipient, who in turn will, forward the certification(s) to the awarding agency.

Required Certification. If applicable, contractors must sign and submit to the non-federal entity the following certification.

APPENDIX A, 44 C.F.R. PART 18 – CERTIFICATION REGARDING LOBBYING  
Certification for Contracts, Grants, Loans, and Cooperative Agreements  
The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.



2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Contractor, \_\_\_\_\_, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. Chap. 38, Administrative Remedies for False Claims and Statements, apply to this certification and disclosure, if any.

Signature of Contractor's Authorized Official: \_\_\_\_\_

Name and Title of Contractor's Authorized Official: \_\_\_\_\_

Date: \_\_\_\_\_

## 16. Procurement of Recovered Materials

In the performance of this contract, the Contractor shall make maximum use of products containing recovered materials that are EPA-designated items unless the product cannot be acquired: 1. Competitively within a timeframe providing for compliance with the contract performance schedule; 2. Meeting contract performance requirements; or 3. At a reasonable price.

Information about this requirement, along with the list of EPA- designated items, is available at EPA's Comprehensive Procurement Guidelines web site, <https://www.epa.gov/smm/comprehensive-procurement-guideline-cpg-program>.

The Contractor also agrees to comply with all other applicable requirements of Section 6002 of the Solid Waste Disposal Act."

## 17. Access to Records

The following access to records requirements apply to this contract:

- (1) The Contractor agrees to provide Scott County Iowa, the FEMA Administrator, the Comptroller General of the United States, or any of their authorized representatives, access to any books, documents, papers, and records of the Contractor which are directly pertinent

to this contract for the purposes of making audits, examinations, excerpts, and transcriptions.

(2) The Contractor agrees to permit any of the foregoing parties to reproduce by any means whatsoever or to copy excerpts and transcriptions as reasonably needed.

(3) The Contractor agrees to provide the FEMA Administrator or his authorized representatives access to construction or other work sites pertaining to the work being completed under the contract.

(4) In compliance with the Disaster Recovery Act of 2018, the Scott County, Iowa and the Contractor acknowledge and agree that no language in this contract is intended to prohibit audits or internal reviews by the FEMA Administrator or the Comptroller General of the United States.

**18. DHS SEAL, LOGO, and FLAGS**

The contractor shall not use the DHS seal(s), logos, crests, or reproductions of flags or likenesses of DHS agency officials without specific FEMA pre-approval.

**19. Compliance with Federal Law, Regulations, and Executive Orders**

This is an acknowledgement that FEMA financial assistance will be used to fund all or a portion of the contract. The contractor will comply with all applicable Federal law, regulations, executive orders, FEMA policies, procedures, and directives.

**20. No Obligation by Federal Government**

The Federal Government is not a party to this contract and is not subject to any obligations or liabilities to the non-Federal entity, contractor, or any other party pertaining to any matter resulting from the contract.

**21. Program Fraud, and False or Fraudulent Statements or Related Acts**

The Contractor acknowledges that 31 U.S.C. Chap. 38 (Administrative Remedies for False Claims and Statements) applies to the Contractor's actions pertaining to this contract."

**Humility Homes and Services Representative:** \_\_\_\_\_

**Scott County Representative:** \_\_\_\_\_

**Date:** \_\_\_\_\_

AMENDMENT  
Grant Agreement between Scott County and Humility Homes and Services  
Scott County Grant FEMA-4483-DR-IA; PA ID 163-99163-00;  
Request for Non-Congregate Sheltering

The Parties to this amended agreement are Scott County Government (henceforth “Scott County”) and Humility Homes and Services (henceforth known as Local Shelter).

The conditions of this amended agreement are set forth below:

**1. Amount & Time Periods**

Scott County hereby agrees to provide reimbursement funds in the amount of 100% of eligible non-congregate to the Local Shelter to carry out the non-congregate care as described in the Project Proposal.

The effective period for the grant is from March 20, 2020 through to May 18, 2020. The contract was extended in a 30 day periods at the approval of Federal Emergency Management Agency and Scott County a total of 4 times. Additional extensions will be submitted in 30-day increments. Future reimbursements will be 100% of eligible non-congregate care.

Any expenditure incurred before or after the effective period of the grant is not allowable.

**2. Acknowledgements**

Scott County and the Local Shelter acknowledge the funding is 75% federal funds Public Assistance Funding and 25% state of Iowa funds public assistance fund.  
The federal funding is Public Assistance- CFDA 97.036.

**Signature of Humility Homes and Services Representative:** \_\_\_\_\_

**Signature of Scott County Representative:** \_\_\_\_\_

**Date:** \_\_\_\_\_

Grant Agreement between Scott County and Family Resources  
Scott County Grant FEMA-4483-DR-IA; PA ID 163-99163-00;  
Request for Non-Congregate Sheltering

The Parties to this agreement are Scott County Government (henceforth “Scott County”) and Family Resources (henceforth known as Local Shelter).

The conditions of this agreement are set forth below:

**1. The Purpose of the Project**

The purpose of the project is to provide non-congregate shelter care, food and security for homeless individuals, at-risk individuals and families, and survivors of violent crimes in Scott County during the Covid-19 pandemic starting March 20, 2020. The non-congregate shelter care provides a temporary, safe place for the individuals to reside, reduces the chances of developing Covid-19 symptoms through self-isolation, and dramatically reduces the chances of spreading the virus to others in the community. It allows individuals, under the care of the Local Shelter, to follow the CDC’s social distancing recommendations.

**2. Amount & Time Periods**

Scott County hereby agrees to provide reimbursement funds in the amount of 85% of eligible non-congregate to the Local Shelter to carry out the non-congregate care as described in the Project Proposal.

Funds granted are available for program expenditures as shown in the Housing Summary Financial Analysis dated 4/17/2020, Attachment A.

The effective period for the grant is from March 20, 2020 through to May 18, 2020. The contract may be extended in a 30 day periods at the approval of Federal Emergency Management Agency and Scott County.

Any expenditure incurred before or after the effective period of the grant is not allowable.

**3. Obligations and Disbursements**

Food must be delivered to the hotels, for the individuals under shelter care as a common meal site would violate the CDC recommendations of social distancing. The individuals must also not leave the hotels to socialize as that too, defeats the social distancing rules and need for self-isolation.

Laundry services are needed as the hotels sites do not have such service and it is vital to have individuals remain in their hotel rooms as much as possible to reduce possible Covid-19 exposure in the community.

Additional mileage costs will be incurred as staff need to go to the hotel sites daily to check in with the survivors and provide services.

All other eligible expenditures will be reviewed and approved by Scott County for submission to Iowa Homeland Security.

Disbursements will be provided following the submission and approval of the monthly Financial Report and receipts.

Disbursements will only be made once this agreement is signed.

#### **4. Financial Record Keeping**

All financial reports and statements are to be prepared in accordance with generally accepted cash accounting principles.

All original receipts, paid bills and financial records substantiating grant expenditures must be submitted with the Financial Report. The County will retain copies of all receipts for their records.

#### **5. Financial Reporting Requirements**

A monthly financial report from the Local Shelter will be provided to Scott County by the 15th day of the next month for the previous month's expenditure, following the specified format. Reimbursements will be reviewed and submitted for payment which may take 14-30 days.

A financial report will be submitted by each Local Shelter at the end of the project.

#### **6. Program Reporting Requirements**

Each Local Shelter will submit the number of individuals served (non-congregate shelterees):

- By age groups: 0-2 yrs; 3-6 yrs; 7-12 yrs; 13-17 yrs; 18-21 yrs; 22-65 yrs; and 66+ yrs
- With disabilities or access and functional needs
- Referred to State or Non-Governmental Organization programs for assistance
- Number of household pets, assistance and service animals sheltered and type of shelter
- Length of stay per household unit
- Number of meals and other services provided

#### **7. Auditing**

Subject to local accounting requirements, the Local Shelter will retain all documentation relevant to an audit for ten years after the final financial settlement of the project. These may include:

- expense ledgers related to the project
- all invoices and receipts for expenses
- all bank statements, showing receipt of funds from the County and disbursement on project activities
- all original staff contracts, monthly payroll and timesheets

#### **8. Obligations and Modification**

The Local Shelter agrees to spend the funds granted by Scott County, in accordance with the agreed budget and program of activities. Any modifications to the agreed budget or to the agreed program of activities must have written authorization by Scott County.

Funds disbursed but not expended will revert back to Scott County upon completion of the grant period or termination of the agreement.

#### **9. Termination**

In the event of termination, the County reserves the right to take such action as may be necessary to recover any obligated funds or unauthorised expenditures. The County reserves

the right to terminate the contract for cause or convenience. Costs incurred will be reimbursed up until the said termination date.

#### **10. Liability**

Scott County does not assume liability for any claims for damages arising out of this grant.

#### **11. Attachments**

All attachments to the Grant agreement are hereby incorporated as part of the Agreement.  
Attachment A – Budget

#### **12. Acknowledgements**

Scott County and the Local Shelter acknowledge the funding is 75% federal funds Public Assistance Funding and 10% state of Iowa funds public assistance fund and 15% local funds. The federal funding is Public Assistance- CFDA 97.036.

#### **13. Clean Air Act**

1. The contractor agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act, as amended, 42 U.S.C. § 7401 et seq.
2. The contractor agrees to report each violation to the Scott County, Iowa and understands and agrees that the Local Shelter will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.
3. The contractor agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with Federal assistance provided by FEMA.

#### **Federal Water Pollution Control Act**

1. The contractor agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251 et seq.
2. The contractor agrees to report each violation to the Scott County, Iowa and understands and agrees that the Local Shelter will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.
3. The contractor agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with Federal assistance provided by FEMA.

#### **14. Suspension and Debarment**

(1) This contract is a covered transaction for purposes of 2 C.F.R. pt. 180 and 2 C.F.R. pt. 3000. As such, the contractor is required to verify that none of the contractor's principals (defined at 2 C.F.R. § 180.995) or its affiliates (defined at 2 C.F.R. § 180.905) are excluded (defined at 2 C.F.R. § 180.940) or disqualified (defined at 2 C.F.R. § 180.935).

(2) The contractor must comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, and must include a requirement to comply with these regulations in any lower tier covered transaction it enters into.

(3) This certification is a material representation of fact relied upon by Scott County and Local Shelter. If it is later determined that the contractor did not comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, in addition to remedies available to Scott County and Local Shelter, the Federal Government may pursue available remedies, including but not limited to suspension and/or debarment.

(4) The bidder or proposer agrees to comply with the requirements of 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C while this offer is valid and throughout the period of any contract that may arise from this offer. The bidder or proposer further agrees to include a provision requiring such compliance in its lower tier covered transactions.

#### **15. Byrd Anti-Lobbying Amendment, 31 U.S.C. Section 1352 (as amended)**

Contractors who apply or bid for an award of \$100,000 or more shall file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, officer or employee of Congress, or an employee of a Member of Congress in connection with obtaining any Federal contract, grant, or any other award covered by 31 U.S.C. § 1352. Each tier shall also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the recipient, who in turn will forward the certification(s) to the awarding agency.

Required Certification. If applicable, contractors must sign and submit to the non-federal entity the following certification.

#### APPENDIX A, 44 C.F.R. PART 18 – CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed

by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Contractor, Family Resources, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. Chap. 38, Administrative Remedies for False Claims and Statements, apply to this certification and disclosure, if any.

Signature of Contractor's Authorized Official: 

Name and Title of Contractor's Authorized Official: President and CEO \_\_\_\_\_

Date: 5/7/20 \_\_\_\_\_

## 16. Procurement of Recovered Materials

In the performance of this contract, the Contractor shall make maximum use of products containing recovered materials that are EPA-designated items unless the product cannot be acquired: 1. Competitively within a timeframe providing for compliance with the contract performance schedule; 2. Meeting contract performance requirements; or 3. At a reasonable price.

Information about this requirement, along with the list of EPA- designated items, is available at EPA's Comprehensive Procurement Guidelines web site, <https://www.epa.gov/smm/comprehensive-procurement-guideline-cpg-program>.

The Contractor also agrees to comply with all other applicable requirements of Section 6002 of the Solid Waste Disposal Act.”

## 17. Access to Records

The following access to records requirements apply to this contract:

(1) The Contractor agrees to provide Scott County Iowa, the FEMA Administrator, the Comptroller General of the United States, or any of their authorized representatives, access to any books, documents, papers, and records of the Contractor which are directly pertinent to this contract for the purposes of making audits, examinations, excerpts, and transcriptions.

(2) The Contractor agrees to permit any of the foregoing parties to reproduce by any means whatsoever or to copy excerpts and transcriptions as reasonably needed.

(3) The Contractor agrees to provide the FEMA Administrator or his authorized representatives access to construction or other work sites pertaining to the work being completed under the contract.

(4) In compliance with the Disaster Recovery Act of 2018, the Scott County, Iowa and the Contractor acknowledge and agree that no language in this contract is intended to prohibit audits or internal reviews by the FEMA Administrator or the Comptroller General of the United States.

## 18. DHS SEAL, LOGO, and FLAGS



The contractor shall not use the DHS seal(s), logos, crests, or reproductions of flags or likenesses of DHS agency officials without specific FEMA pre-approval.

**19. Compliance with Federal Law, Regulations, and Executive Orders**

This is an acknowledgement that FEMA financial assistance will be used to fund all or a portion of the contract. The contractor will comply with all applicable Federal law, regulations, executive orders, FEMA policies, procedures, and directives.

**20. No Obligation by Federal Government**

The Federal Government is not a party to this contract and is not subject to any obligations or liabilities to the non-Federal entity, contractor, or any other party pertaining to any matter resulting from the contract.

**21. Program Fraud, and False or Fraudulent Statements or Related Acts**

The Contractor acknowledges that 31 U.S.C. Chap. 38 (Administrative Remedies for False Claims and Statements) applies to the Contractor's actions pertaining to this contract."

**Family Resources Representative:**  \_\_\_\_\_

**Scott County Representative:** \_\_\_\_\_

**Date:** \_\_\_\_\_

AMENDMENT

Grant Agreement between Scott County and Family Resources  
Scott County Grant FEMA-4483-DR-IA; PA ID 163-99163-00;  
Request for Non-Congregate Sheltering

The Parties to this amended agreement are Scott County Government (henceforth “Scott County”) and Family Resources (henceforth known as Local Shelter).

The conditions of this amended agreement are set forth below:

**1. Amount & Time Periods**

Scott County hereby agrees to provide reimbursement funds in the amount of 100% of eligible non-congregate to the Local Shelter to carry out the non-congregate care as described in the Project Proposal.

The initial effective period for the grant was from March 20, 2020 through May 18, 2020. The contract was extended in a 30 day periods at the approval of Federal Emergency Management Agency and Scott County a total of 4 times. Additional extensions will be submitted in 30-day increments. Future reimbursements will be 100% of eligible non-congregate care.

Any expenditure incurred before or after the effective period of the grant is not allowable.

**2. Acknowledgements**

Scott County and the Local Shelter acknowledge the funding is 75% federal funds Public Assistance Funding and 25% state of Iowa funds public assistance funds. The federal funding is Public Assistance- CFDA 97.036.

**Signature of Family Resources Representative:** \_\_\_\_\_

**Signature of Scott County Representative:** \_\_\_\_\_

**Date:** \_\_\_\_\_

Grant Agreement between Scott County and Salvation Army  
Scott County Grant FEMA-4483-DR-IA; PA ID 163-99163-00;  
Request for Non-Congregate Sheltering

The Parties to this agreement are Scott County Government (henceforth “Scott County”) and Salvation Army (henceforth known as Local Shelter).

The conditions of this agreement are set forth below:

**1. The Purpose of the Project**

The purpose of the project is to provide non-congregate shelter care, food and security for homeless individuals, children and families as well as at-risk individuals, in Scott County during the Covid-19 pandemic starting March 20, 2020. The non-congregate shelter care provides a temporary, safe place for the individuals to reside, reduces the chances of developing Covid-19 symptoms through self-isolation, and dramatically reduces the chances of spreading the virus to others in the community. It also allows individuals under the care of Local Shelter to follow the CDC’s social distancing recommendations while waiting for test results.

**2. Amount & Time Periods**

Scott County hereby agrees to provide reimbursement funds in the amount of 85% of eligible non-congregate to the Local Shelter to carry out the non-congregate care as described in the Project Proposal.

Funds granted are available for program expenditures as shown in the Housing Summary Financial Analysis dated 4/17/2020, Attachment A.

The effective period for the grant is from March 20, 2020 through to May 18, 2020. The contract may be extended in a 30 day periods at the approval of Federal Emergency Management Agency and Scott County.

Any expenditure incurred before or after the effective period of the grant is not allowable.

**3. Obligations and Disbursements**

Food must be delivered to the hotels, for the individuals under shelter care as a common meal site violates the CDC recommendations of social distancing. The individuals must also not leave the hotels to socialize as that too, defeats the social distancing rules and need for self-isolation.

Additional mileage costs will be incurred as staff need to go to the hotel sites daily to check in with the individuals and provide services.

All other eligible expenditures will be reviewed and approved by Scott County for submission to Iowa Homeland Security.

Disbursements will be provided following the submission and approval of the monthly Financial Report and receipts.

Disbursements will only be made once this agreement is signed.

#### **4. Financial Record Keeping**

All financial reports and statements are to be prepared in accordance with generally accepted cash accounting principles.

All original receipts, paid bills and financial records substantiating grant expenditures must be submitted with the Financial Report. The County will retain copies of all receipts for their records.

#### **5. Financial Reporting Requirements**

A monthly financial report from the Local Shelter will be provided to Scott County by the 15th day of the next month for the previous month's expenditure, following the specified format. Reimbursements will be reviewed and submitted for payment which may take 14-30 days.

A financial report will be submitted by each Local Shelter at the end of the project.

#### **6. Program Reporting Requirements**

Each Local Shelter will submit the number of individuals served (non-congregate shelterees):  
By age groups: 0-2 yrs; 3-6 yrs; 7-12 yrs; 13-17 yrs; 18-21 yrs; 22-65 yrs; and 66+ yrs  
With disabilities or access and functional needs  
Referred to State or Non-Governmental Organization programs for assistance  
Number of household pets, assistance and service animals sheltered and type of shelter  
Length of stay per household unit  
Number of meals and other services provided

#### **7. Auditing**

Subject to local accounting requirements, the Local Shelter will retain all documentation relevant to an audit for ten years after the final financial settlement of the project. These may include:

- expense ledgers related to the project
- all invoices and receipts for expenses
- all bank statements, showing receipt of funds from the County and disbursement on project activities
- all original staff contracts, monthly payroll and timesheets

#### **8. Obligations and Modification**

The Local Shelter agrees to spend the funds granted by Scott County, in accordance with the agreed budget and program of activities. Any modifications to the agreed budget or to the agreed program of activities must have written authorization by Scott County.

Funds disbursed but not expended will revert back to Scott County upon completion of the grant period or termination of the agreement.

## **9. Termination**

In the event of termination, the County reserves the right to take such action as may be necessary to recover any obligated funds or unauthorised expenditures.

The County reserves the right to terminate the contract for cause or convenience. Costs incurred will be reimbursed up until the said termination date.

## **10. Liability**

Scott County does not assume liability for any claims for damages arising out of this grant.

## **11. Attachments**

All attachments to the Grant agreement are hereby incorporated as part of the Agreement.  
Attachment A – Budget

## **12. Acknowledgements**

Scott County and the Local Shelter acknowledge the funding is 75% federal funds Public Assistance Funding and 10% state of Iowa funds public assistance fund and 15% local funds. The federal funding is Public Assistance- CFDA 97.036.

## **13. Clean Air Act**

1. The contractor agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act, as amended, 42 U.S.C. § 7401 et seq.
2. The contractor agrees to report each violation to the Scott County, Iowa and understands and agrees that the Local Shelter will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.
3. The contractor agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with Federal assistance provided by FEMA.

### **Federal Water Pollution Control Act**

1. The contractor agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251 et seq.
2. The contractor agrees to report each violation to the Scott County, Iowa and understands and agrees that the Local Shelter will, in turn, report each violation as required to assure notification to the Federal Emergency Management Agency, and the appropriate Environmental Protection Agency Regional Office.
3. The contractor agrees to include these requirements in each subcontract exceeding \$150,000 financed in whole or in part with Federal assistance provided by FEMA.

#### **14. Suspension and Debarment**

(1) This contract is a covered transaction for purposes of 2 C.F.R. pt. 180 and 2 C.F.R. pt. 3000. As such, the contractor is required to verify that none of the contractor's principals (defined at 2 C.F.R. § 180.995) or its affiliates (defined at 2 C.F.R. § 180.905) are excluded (defined at 2 C.F.R. § 180.940) or disqualified (defined at 2 C.F.R. § 180.935).

(2) The contractor must comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, and must include a requirement to comply with these regulations in any lower tier covered transaction it enters into.

(3) This certification is a material representation of fact relied upon by Scott County and Local Shelter. If it is later determined that the contractor did not comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, in addition to remedies available to Scott County and Local Shelter, the Federal Government may pursue available remedies, including but not limited to suspension and/or debarment.

(4) The bidder or proposer agrees to comply with the requirements of 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C while this offer is valid and throughout the period of any contract that may arise from this offer. The bidder or proposer further agrees to include a provision requiring such compliance in its lower tier covered transactions.

#### **15. Byrd Anti-Lobbying Amendment, 31 U.S.C. Section 1352 (as amended)**

Contractors who apply or bid for an award of \$100,000 or more shall file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, officer or employee of Congress, or an employee of a Member of Congress in connection with obtaining any Federal contract, grant, or any other award covered by 31 U.S.C. § 1352. Each tier shall also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the recipient, who in turn will, forward the certification(s) to the awarding agency.

Required Certification. If applicable, contractors must sign and submit to the non-federal entity the following certification.

APPENDIX A, 44 C.F.R. PART 18 – CERTIFICATION REGARDING LOBBYING  
Certification for Contracts, Grants, Loans, and Cooperative Agreements  
The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or

employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Contractor, \_\_\_\_\_, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. Chap. 38, Administrative Remedies for False Claims and Statements, apply to this certification and disclosure, if any.

Signature of Contractor's Authorized Official: \_\_\_\_\_

Name and Title of Contractor's Authorized Official: \_\_\_\_\_

Date: \_\_\_\_\_

## 16. Procurement of Recovered Materials

In the performance of this contract, the Contractor shall make maximum use of products containing recovered materials that are EPA-designated items unless the product cannot be acquired: 1. Competitively within a timeframe providing for compliance with the contract performance schedule; 2. Meeting contract performance requirements; or 3. At a reasonable price.

Information about this requirement, along with the list of EPA- designated items, is available at EPA's Comprehensive Procurement Guidelines web site, <https://www.epa.gov/smm/comprehensive-procurement-guideline-cpg-program>.

The Contractor also agrees to comply with all other applicable requirements of Section 6002 of the Solid Waste Disposal Act."

## 17. Access to Records

The following access to records requirements apply to this contract:

- (1) The Contractor agrees to provide Scott County Iowa, the FEMA Administrator, the Comptroller General of the United States, or any of their authorized representatives, access to any books, documents, papers, and records of the Contractor which are directly pertinent to this contract for the purposes of making audits, examinations, excerpts, and transcriptions.

(2) The Contractor agrees to permit any of the foregoing parties to reproduce by any means whatsoever or to copy excerpts and transcriptions as reasonably needed.

(3) The Contractor agrees to provide the FEMA Administrator or his authorized representatives access to construction or other work sites pertaining to the work being completed under the contract.

(4) In compliance with the Disaster Recovery Act of 2018, the Scott County, Iowa and the Contractor acknowledge and agree that no language in this contract is intended to prohibit audits or internal reviews by the FEMA Administrator or the Comptroller General of the United States.

**18. DHS SEAL, LOGO, and FLAGS**

The contractor shall not use the DHS seal(s), logos, crests, or reproductions of flags or likenesses of DHS agency officials without specific FEMA pre-approval.

**19. Compliance with Federal Law, Regulations, and Executive Orders**

This is an acknowledgement that FEMA financial assistance will be used to fund all or a portion of the contract. The contractor will comply with all applicable Federal law, regulations, executive orders, FEMA policies, procedures, and directives.

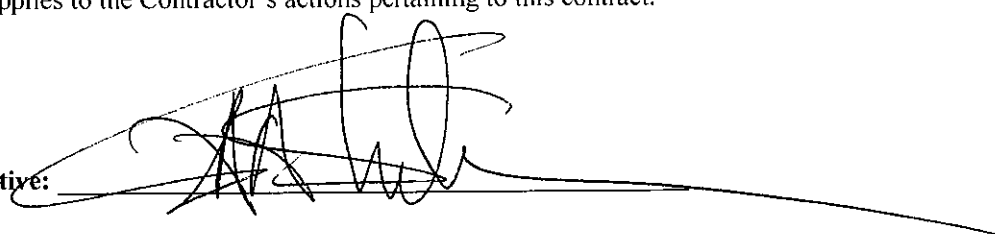
**20. No Obligation by Federal Government**

The Federal Government is not a party to this contract and is not subject to any obligations or liabilities to the non-Federal entity, contractor, or any other party pertaining to any matter resulting from the contract.

**21. Program Fraud, and False or Fraudulent Statements or Related Acts**

The Contractor acknowledges that 31 U.S.C. Chap. 38 (Administrative Remedies for False Claims and Statements) applies to the Contractor's actions pertaining to this contract."

Salvation Army Representative: \_\_\_\_\_



Scott County Representative: \_\_\_\_\_

Date: \_\_\_\_\_



AMENDMENT  
Grant Agreement between Scott County and Salvation Army  
Scott County Grant FEMA-4483-DR-IA; PA ID 163-99163-00;  
Request for Non-Congregate Sheltering

The Parties to this amended agreement are Scott County Government (henceforth “Scott County”) and Salvation Army (henceforth known as Local Shelter).

The conditions of this amended agreement are set forth below:

**1. Amount & Time Periods**

Scott County hereby agrees to provide reimbursement funds in the amount of 100% of eligible non-congregate to the Local Shelter to carry out the non-congregate care as described in the Project Proposal.

The initial effective period for the grant was from March 20, 2020 through to May 18, 2020. The contract was extended in a 30 day periods at the approval of Federal Emergency Management Agency and Scott County a total of 4 times. Additional extensions will be submitted in 30-day increments. Future reimbursements will be 100% of eligible non-congregate care.

Any expenditure incurred before or after the effective period of the grant is not allowable.

**2. Acknowledgements**

Scott County and the Local Shelter acknowledge the funding is 75% federal funds Public Assistance Funding and 25% state of Iowa funds public assistance fund. The federal funding is Public Assistance- CFDA 97.036.

**Signature of Salvation Army Representative:** \_\_\_\_\_

**Signature of Scott County Representative:** \_\_\_\_\_

**Date:** \_\_\_\_\_

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

SEPTEMBER 3, 2020

APPROVING CONTRACT AMENDMENTS FOR NON-CONGREGATE SHELTERING

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. Scott County is in support of Non-Congregate Sheltering with Scott County, Iowa entered into FEMA Public Assistance pass through funding for The Salvation Army; Family Resources, Inc.; and Humility Homes and Services, Inc.

Section 2. The State of Iowa increased the state share of reimbursable expenditures from 10% to 25% for FEMA public assistance funds. The additional percentage of expenditures will be reimbursed at the 25% rate.

Section 3. The Community Services Director is authorized to sign the contract amendment.

Section 4. This resolution shall take effect immediately.

**OFFICE OF THE COUNTY ADMINISTRATOR**

600 West Fourth Street  
Davenport, Iowa 52801-1003

Office: (563) 326-8702  
Fax: (563) 328-3285  
www.scottcountyiowa.gov



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August 24, 2020

TO: Mahesh Sharma, County Administrator

FROM: David Farmer, CPA, MPA, Director of Budget and Administrative Services

RE: Local Government Relief Fund – Acceptance and Planned Use

Scott County is qualified to be a sub-recipient of the state of Iowa for COVID-19 emergency funds. The funds may be used to cover costs that:

- A. Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- B. Were not accounted for in the budget most recently approved as of March 27, 2020, for the government entity;
- C. Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and
- D. Have not been reimbursed or where reimbursement has not been requested from another source of funds including, but not limited to, other federal programs.

Scott County has qualified for \$2,192,572.59 based on \$12.68 per capita population within the county. There are three examples of necessary expenditures that can easily apply to Scott County.

1. Related necessary expenditures are payroll costs for public health and public safety employees for services dedicated to mitigating or responding to the COVID-19 public health emergency. As a matter of administrative convenience in the light of the emergency nature of the program, an applicant may presume 25% payroll costs for public health employees and 25% of payroll costs for public safety employees are payments for services substantially dedicated to mitigating or responding to the COVID-19 public health emergency.
2. Software or technology infrastructure to allow for local services to be provided while social distancing.
3. Equipment used for the conduct of meetings by telephonic or electronic means also qualifies for the use of funds.

After an initial review, Scott County has qualifying expenditures through payroll and benefit expenditures through the Sheriff, Juvenile Detention and Health Department expenditures through the period of March 1 through August 31. Additional expenditures for the months of August and September.

Scott County is projected to have reduced revenues related to charges for services (conservation) and interest income in fiscal year 2021. This revenue stream is not revenue replacement funding, but will compensate the county for redirected efforts of public health and safety within the county during the pandemic.

I recommend that Scott County accept the sub grant funds for public safety and public health expenditures. The funds will qualify as federal funds for the 2020 and 2021 fiscal year. If funds are expended in an inappropriate manner, the County will be liable to return the funds plus any interest.

I will be at the September 3, 2020 Board of Supervisor meeting for any additional questions.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES THAT  
THIS RESOLUTION HAS BEEN FORMALLY APPROVED BY  
THE BOARD OF SUPERVISORS ON \_\_\_\_\_  
DATE

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

**RESOLUTION**  
**SCOTT COUNTY BOARD OF SUPERVISORS**  
**September 3, 2020**

**RESOLUTION REQUESTING REIMBURSEMENT FROM THE  
IOWA COVID-19 GOVERNMENT RELIEF FUND**

A resolution by Scott County to request reimbursement for eligible costs related to the COVID-19 public health emergency from the Iowa COVID-19 Government Relief Fund.

**WHEREAS**, the United States Congress approved the Coronavirus Aid, Relief, and Economic Security (CARES) Act to provide economic relief related to the COVID-19 pandemic.

**WHEREAS**, Governor Kim Reynolds allocated \$125 million of the State of Iowa's CARES Act funding to local governments for direct expenses incurred in response to the COVID-19 emergency.

**WHEREAS**, local government funding reimbursements may only be used for necessary expenditures incurred due to the COVID-19 pandemic, were not accounted for in the current fiscal year county budget, were incurred during the time period of March 1, 2020 through December 30, 2020 and have not been reimbursed from other sources.

**NOW, THEREFORE BE IT RESOLVED BY THE SCOTT COUNTY BOARD OF SUPERVISORS**, Scott County requests reimbursement of \$2,192,572.59 in eligible expenditures in response to the COVID-19 public health emergency.

**BE IT FURTHER RESOLVED**, Scott County affirms that the above requests for reimbursement follow all formal published Federal and State of Iowa guidance on how the funds should be spent, and understand if the reimbursements are misrepresented, the local government will be liable for any applicable penalty and interest.

HEREBY RESOLVED by the Board of Supervisors for Scott County on this 3<sup>rd</sup> day of September, 2020.

\_\_\_\_\_  
Tony Knobbe  
Chair, Board of Supervisors

Attested: \_\_\_\_\_  
Auditor, Roxanna Moritz

SCOTT COUNTY BOARD OF SUPERVISORS	
RODNEY LITTLE TRUST,  PETITIONER,  VS.  INTERSTATE POWER AND LIGHT COMPANY AKA ALLIANT ENERGY,  RESPONDENT.	PETITION

The Rodney Little Trust, by and through its undersigned counsel, pursuant to Iowa law, hereby petitions the Scott County Board of Supervisors to establish a compensation commission to determine the damages arising from the construction of a natural gas transmission pipeline by Interstate Power & Light Company aka Alliant Energy (“Alliant”) on or about property owned by the Rodney Little Trust, and in support thereof, states:

1. Amy Groenenboom is the Trustee of the Rodney Little Trust.
2. In 2016, Alliant installed a natural gas transmission pipeline in Scott County (the “Pipeline”).
3. Alliant’s home office is 200 1<sup>st</sup> St. SE, Cedar Rapids, IA 52401.
4. The Rodney Little Trust owns multiple parcels of real property in or about Scott County on or about which the Pipeline was installed, legally described as:

The Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) and all lying North of the highway of the West half of the Southwest Quarter (W ½ SW ¼) of Section Twenty-Seven (27); the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼); and the East Fifteen (15) acres of the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of Section Twenty-eight (28); and the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of Section Thirty-three (33) all in Township Eighty (80) North, Range Five (5) East of the 5<sup>th</sup> P.M., subject to easements of records.

(Collectively, the “Rodney Little Trust Property”).

5. The Property suffered significant damage due to the installation of the Pipeline, including, but not limited to, damage to, the land, itself, and the Rodney Little Trust Property's ability to produce crops due to severe compaction.

6. Alliant and/or its employees, agents, and contractors, is the entity which caused the damage to the Rodney Little Trust Property.

WHEREFORE, Petitioner, the Rodney Little Trust, respectfully requests that the Scott County Board of Supervisors, by resolution, approve the Petition, to permit the Rodney Little Trust to commence proceedings by filing an application with the Chief Judge of the 7<sup>th</sup> Judicial District of the State of Iowa for the appointment of a compensation commission.

BRICK GENTRY P.C.

By:  /s/ Daniel P. Kresowik  
Daniel P. Kresowik                      A00008910  
Erin C. Herbold-Swalwell            AT0008933  
6701 Westown Parkway, Suite 100  
West Des Moines, IA 50266  
Telephone: 515-274-1450  
Facsimile: (515) 288-1488  
Email: [dan.kresowik@brickgentrylaw.com](mailto:dan.kresowik@brickgentrylaw.com)  
Email: [erin.herbold-swalwell@brickgentrylaw.com](mailto:erin.herbold-swalwell@brickgentrylaw.com)

ATTORNEYS FOR THE RODNEY LITTLE  
TRUST

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

## R E S O L U T I O N

### SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

Approving the petition of Rodney Little Trust for a compensation commission to determine damages arising from the installation of pipeline

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

- Section 1. Rodney Little Trust has filed a petition with the Board making a complaint against Interstate Power & Light Company aka Alliant Energy for the significant damage due to installation of a natural gas transmission pipeline.
- Section 2. Rodney Little Trust has exhausted all attempts to resolve this matter with Alliant Energy.
- Section 3. Per Iowa code Section 479.46, the Rodney Little Trust has submitted a petition with a description of damages.
- Section 4. The Board approves this petition to allow the Rodney Little Trust to commence proceeding by filing an application with the chief judge for the appointment of the compensation commission.
- Section 5. This resolution shall take effect immediately.



SCOTT COUNTY BOARD OF SUPERVISORS	
<p>RATTLESNAKE RANCH L.L.C,</p> <p style="text-align: center;">PETITIONER,</p> <p>VS.</p> <p>INTERSTATE POWER AND LIGHT COMPANY AKA ALLIANT ENERGY,</p> <p style="text-align: center;">RESPONDENT.</p>	<p>PETITION</p>

Rattlesnake Ranch L.L.C (“Rattlesnake Ranch”), by and through its undersigned counsel, pursuant to Iowa law, hereby petitions the Scott County Board of Supervisors to establish a compensation commission to determine the damages arising from the construction of a natural gas transmission pipeline by Interstate Power & Light Company aka Alliant Energy (“Alliant”) on or about property owned by Rattlesnake Ranch, and in support thereof, states:

1. Charles Joseph Carter and Charles Edward Carter are the members/managers of Rattlesnake Ranch.
2. In 2016, Alliant installed a natural gas transmission pipeline in Scott County (the “Pipeline”).
3. Alliant’s home office is 200 1<sup>st</sup> St. SE, Cedar Rapids, IA 52401.
4. Rattlesnake Ranch owns multiple parcels of real property in or about Scott County on or about which the Pipeline was installed, legally described as:

Tract One

The East Half of the Northwest Quarter of the Southeast Quarter; the Northeast Quarter of the Southeast Quarter; the Northeast Quarter of the Northeast Quarter; the Southeast Quarter of the Northeast Quarter; the Northwest Quarter of the Northeast Quarter; the Southwest Quarter of the Northeast Quarter; the West Half of the Northwest Quarter of the Southeast

Quarter; all in Section 21, Township 80 North, Range 5 East of the 5th P.M. situated in Scott County, Iowa.

Tract Two

The Northwest Quarter of the Northwest Quarter; the Southwest Quarter of the Northwest Quarter; and the Northwest Quarter of the Southwest Quarter; all in Section 22, Township 80 north, Range 5 East of the 5<sup>th</sup> P.M., situated in Scott County, Iowa.

Tract Three

Lot 6 in the Southwest Quarter of Section 15, Township 80 North, Range 5 East of the 5<sup>th</sup> P.M., situated in Scott County, Iowa.

Tract Four

Lot 4 being part of the Northeast Quarter of the Southeast Quarter; Lot 4 being part of the Southeast Quarter of the Southeast Quarter; Southwest Quarter of the Southeast Quarter; South 22 acres of the East 32 acres in Lot 2; North 10 Acres in the East Half of Lot Two; and North 46 acres of Lot 3 being a part of the Southeast Quarter, all in Section 16, Township 80 North, Range 5 East of the 5<sup>th</sup> P.M., situated in Scott County, Iowa.

(Collectively, the “Rattlesnake Ranch Property”).

5. The Rattlesnake Ranch Property suffered significant damage due to the installation of the Pipeline, including, but not limited to, damage to, the land, itself, and the Property’s ability to produce crops due to severe compaction.

6. Alliant and/or its employees, agents, and contractors, is the entity which caused the damage to the Property.

WHEREFORE, Petitioner, Rattlesnake Ranch, L.L.C, respectfully requests that the Scott County Board of Supervisors, by resolution, approve the Petition, to permit Rattlesnake Ranch, L.L.C to commence proceedings by filing an application with the Chief Judge of the 7<sup>th</sup> Judicial District of the State of Iowa for the appointment of a compensation commission.

BRICK GENTRY P.C.

By: /s/ Daniel P. Kresowik

Daniel P. Kresowik A00008910

Erin C. Herbold AT0008933

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West Des Moines, IA 50266

Telephone: 515-274-1450

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Email: [erin.herbold@brickgentrylaw.com](mailto:erin.herbold@brickgentrylaw.com)

ATTORNEYS FOR RATTLESNAKE RANCH,  
LLC

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

## R E S O L U T I O N

### SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

Approving the petition of Rattlesnake Ranch, LLC for a compensation commission to determine damages arising from the installation of pipeline

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

- Section 1. Rattlesnake Ranch, LLC has filed a petition with the Board making a complaint against Interstate Power & Light Company aka Alliant Energy for the significant damage due to installation of a natural gas transmission pipeline.
- Section 2. Rattlesnake Ranch, LLC has exhausted all attempts to resolve this matter with Alliant Energy.
- Section 3. Per Iowa code Section 479.46, the Rattlesnake Ranch, LLC has submitted a petition with a description of damages.
- Section 4. The Board approves this petition to allow the Rattlesnake Ranch, LLC to commence proceeding by filing an application with the chief judge for the appointment of the compensation commission.
- Section 5. This resolution shall take effect immediately.

SCOTT COUNTY BOARD OF SUPERVISORS	
<p>SCHMALZ FAMILY TRUST,</p> <p style="text-align: center;">PETITIONER,</p> <p>VS.</p> <p>INTERSTATE POWER AND LIGHT COMPANY AKA ALLIANT ENERGY,</p> <p style="text-align: center;">RESPONDENT.</p>	<p>PETITION</p>

The Schmalz Family Trust, by and through its undersigned counsel, pursuant to Iowa law, hereby petitions the Scott County Board of Supervisors to establish a compensation commission to determine the damages arising from the construction of a natural gas transmission pipeline by Interstate Power & Light Company aka Alliant Energy (“Alliant”) on or about property owned by the Schmalz Family Little Trust, and in support thereof, states:

1. John C. Schmalz, Wesley C. Schmalz, and Eleanor Schmalz Barker are the Trustees of the Schmalz Family Trust.
2. In 2016, Alliant installed a natural gas transmission pipeline in Scott County (the “Pipeline”).
3. Alliant’s home office is 200 1<sup>st</sup> St. SE, Cedar Rapids, IA 52401.
4. The Schmalz Family Trust owns multiple parcels of real property in or about Scott County on or about which the Pipeline was installed, legally described as:

The South Half of the Southwest Quarter of Section 22, Township 80 North, Range 5 East the 5<sup>th</sup> P.M. and the North Half of the Northwest Quarter of Section 27, Township 80 North, Range 5 East of the 5<sup>th</sup> P.M., and the Northwest Quarter of the Northeast Quarter of Section 22, Township 80 North, Range 5 East of the 5<sup>th</sup> P.M.

(Collectively, the “Schmalz Family Trust Property”).

5. The Property suffered significant damage due to the installation of the Pipeline, including, but not limited to, damage to, the land, itself, and the Schmalz Family Trust Property's ability to produce crops due to severe compaction.

6. Alliant and/or its employees, agents, and contractors, is the entity which caused the damage to the Schmalz Family Trust Property.

WHEREFORE, Petitioner, the Schmalz Family Trust, respectfully requests that the Scott County Board of Supervisors, by resolution, approve the Petition, to permit the Schmalz Family Trust to commence proceedings by filing an application with the Chief Judge of the 7<sup>th</sup> Judicial District of the State of Iowa for the appointment of a compensation commission.

BRICK GENTRY P.C.

By:     /s/ Daniel P. Kresowik      
Daniel P. Kresowik                   A00008910  
Erin C. Herbold                     AT0008933  
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West Des Moines, IA 50266  
Telephone: 515-274-1450  
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Email: [dan.kresowik@brickgentrylaw.com](mailto:dan.kresowik@brickgentrylaw.com)  
Email: [erin.herbold@brickgentrylaw.com](mailto:erin.herbold@brickgentrylaw.com)

ATTORNEYS FOR THE SCHMALZ FAMILY  
TRUST

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SCOTT COUNTY AUDITOR

## R E S O L U T I O N

### SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

Approving the petition of Schmalz Family Trust for a compensation commission to determine damages arising from the installation of pipeline

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

- Section 1. Schmalz Family Trust has filed a petition with the Board making a complaint against Interstate Power & Light Company aka Alliant Energy for the significant damage due to installation of a natural gas transmission pipeline.
- Section 2. Schmalz Family Trust has exhausted all attempts to resolve this matter with Alliant Energy.
- Section 3. Per Iowa code Section 479.46, the Schmalz Family Trust has submitted a petition with a description of damages.
- Section 4. The Board approves this petition to allow the Schmalz Family Trust to commence proceeding by filing an application with the chief judge for the appointment of the compensation commission.
- Section 5. This resolution shall take effect immediately.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON  
\_\_\_\_\_  
DATE  
\_\_\_\_\_  
SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

APPROVAL OF APPOINTMENT OF LORI ROCHAU TO THE  
PLANNING AND ZONING COMMISSION

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. That the appointment of Lori Rochau, rural Davenport, to the Planning and Zoning Commission for an unexpired five (5) year term expiring on January 10, 2025 is hereby approved.

Section 2. This resolution shall take effect immediately.



THE COUNTY AUDITOR'S SIGNATURE CERTIFIES  
THAT THIS RESOLUTION HAS BEEN FORMALLY  
APPROVED BY THE BOARD OF SUPERVISORS ON  
\_\_\_\_\_  
DATE  
\_\_\_\_\_  
SCOTT COUNTY AUDITOR

R E S O L U T I O N

SCOTT COUNTY BOARD OF SUPERVISORS

September 3, 2020

APPROVAL OF APPOINTMENT OF KURT STEWARD TO THE  
PLANNING AND ZONING COMMISSION

BE IT RESOLVED BY the Scott County Board of Supervisors as follows:

Section 1. That the appointment of Kurt Steward, Dixon, to the Planning and Zoning Commission for an unexpired five (5) year term expiring on January 10, 2024 is hereby approved.

Section 2. This resolution shall take effect immediately.

**THE COUNTY AUDITOR'S SIGNATURE  
CERTIFIES THAT THIS RESOLUTION  
HAS BEEN FORMALLY APPROVED BY THE  
BOARD OF SUPERVISORS ON \_\_\_\_\_.  
DATE**

**SCOTT COUNTY AUDITOR**

## **R E S O L U T I O N**

### **SCOTT COUNTY BOARD OF SUPERVISORS**

September 3, 2020

**APPROVAL OF WARRANTS IN THE AMOUNT OF \$1,098,198.15 AND  
PURCHASING CARD TRANSACTIONS IN THE AMOUNT OF \$122,012.78**

BE IT RESOLVED by the Scott County Board of Supervisors as follows:

- Section 1. The Scott County Board of Supervisors approves for payment all warrants numbered 307003 through 307211 as submitted and prepared for payment by the County Auditor, in the total amount of \$1,098,198.15.
- Section 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 \$122,012.78.
- Section 3. This resolution shall take effect immediately.

**Scott County Board of Supervisors  
FY21 Revenue Update  
as of September 2, 2020**

	x		x	x	x	x	x	x	x	
	Gaming Revenue - Isle - Bettendorf	Gaming Revenue Rhythm City - Davenport	Total Gaming Revenue (a)	Recorder Revenue (b)	Road Use Tax (c)	Local Option Sales Tax (d)	County Interest Income (e)	Building Permits (f)	Sheriff Revenue (charges for service) (g)	Attorney - Fine Collection (h)
FY08 Actual	\$ 533,124	\$ 282,400	\$ 815,524	\$ 1,280,960	\$ 2,866,918	\$ 3,860,101	\$ 1,368,847	\$ 224,349	\$ 721,151	\$ 4,831
FY09 Actual	\$ 455,173	\$ 293,747	\$ 748,920	\$ 1,154,872	\$ 2,230,212	\$ 3,691,392	\$ 677,558	\$ 180,441	\$ 891,134	\$ 35,681
FY10 Actual	\$ 398,550	\$ 277,705	\$ 676,255	\$ 1,131,048	\$ 2,881,248	\$ 3,637,825	\$ 160,348	\$ 144,490	\$ 687,387	\$ 38,120
FY11 Actual	\$ 365,606	\$ 218,976	\$ 584,582	\$ 1,170,087	\$ 2,538,277	\$ 3,863,575	\$ 198,421	\$ 165,808	\$ 1,065,648	\$ 136,357
FY12 Actual	\$ 363,148	\$ 233,692	\$ 596,840	\$ 1,236,569	\$ 3,034,128	\$ 4,052,754	\$ 162,822	\$ 175,418	\$ 1,156,250	\$ 212,304
FY13 Actual	\$ 362,134	\$ 217,370	\$ 579,504	\$ 1,459,116	\$ 3,047,171	\$ 4,098,552	\$ 105,866	\$ 276,898	\$ 1,247,146	\$ 465,540
FY14 Actual	\$ 324,197	\$ 202,817	\$ 527,014	\$ 1,137,407	\$ 3,159,347	\$ 4,268,291	\$ 94,698	\$ 418,498	\$ 1,392,034	\$ 412,697
FY15 Actual	\$ 317,121	\$ 211,260	\$ 528,381	\$ 1,114,090	\$ 3,395,847	\$ 4,403,167	\$ 98,379	\$ 367,857	\$ 1,631,188	\$ 443,110
FY16 Actual	\$ 351,653	\$ 217,406	\$ 569,059	\$ 1,122,695	\$ 4,034,682	\$ 4,390,604	\$ 119,500	\$ 309,642	\$ 1,126,520	\$ 446,474
FY17 Actual	\$ 386,578	\$ 306,878	\$ 693,456	\$ 1,174,627	\$ 4,216,321	\$ 4,786,393	\$ 209,098	\$ 215,191	\$ 932,490	\$ 391,652
FY18 Actual	\$ 346,659	\$ 331,974	\$ 678,633	\$ 1,122,786	\$ 4,058,484	\$ 4,404,685	\$ 440,066	\$ 216,054	\$ 1,132,815	\$ 398,920
FY19 Actual	\$ 329,022	\$ 354,178	\$ 683,200	\$ 1,089,509	\$ 4,283,190	\$ 4,454,258	\$ 893,994	\$ 230,528	\$ 1,151,238	\$ 429,107
FY20 Actual	\$ 253,235	\$ 324,434	\$ 577,669	\$ 1,235,106	\$ 4,497,873	\$ 5,006,394	\$ 598,962	\$ 290,232	\$ 1,048,840	\$ 423,139
<b>FY21 Budget</b>	<b>\$ 330,000</b>	<b>\$ 350,000</b>	<b>\$ 680,000</b>	<b>\$ 1,088,000</b>	<b>\$ 4,192,812</b>	<b>\$ 4,800,000</b>	<b>\$ 800,000</b>	<b>\$ 241,500</b>	<b>\$ 1,069,600</b>	<b>\$ 400,000</b>
<b>FY21 Amended Budget</b>	<b>\$ 330,000</b>	<b>\$ 350,000</b>	<b>\$ 680,000</b>	<b>\$ 1,088,000</b>	<b>\$ 4,192,812</b>	<b>\$ 4,800,000</b>	<b>\$ 800,000</b>	<b>\$ 241,500</b>	<b>\$ 1,069,600</b>	<b>\$ 400,000</b>
FY21 YTD \$\$	\$ 50,167	\$ 74,935	\$ 125,102	\$ 230,674	\$ 365,432	\$ 412,836	\$ 3,068	\$ 78,111	\$ 115,923	\$ 67,813
FY21 YTD %	15.20%	21.41%	18.40%	21.20%	8.72%	8.60%	0.38%	32.34%	10.84%	16.95%
Annualized %	16.67%	16.67%	16.67%	17.08%	8.33%	8.33%	8.33%	17.08%	15.00%	16.67%
<b>Over/(Under) Budget % YTD</b>	<b>-1.46%</b>	<b>4.74%</b>	<b>1.73%</b>	<b>4.12%</b>	<b>0.38%</b>	<b>0.27%</b>	<b>-7.95%</b>	<b>15.26%</b>	<b>-4.16%</b>	<b>0.29%</b>
<b>Over/(Under) Budget \$\$ YTD</b>	<b>\$ (4,833)</b>	<b>\$ 16,602</b>	<b>\$ 11,769</b>	<b>\$ 44,807</b>	<b>\$ 16,031</b>	<b>\$ 12,996</b>	<b>\$ (63,599)</b>	<b>\$ 36,855</b>	<b>\$ (44,517)</b>	<b>\$ 1,146</b>

	General Fund	Capital Fund	Secondary Roads Fund
FY 21 Original Budget	\$ 8,399,100	\$ 680,000	\$ 4,192,812
FY 21 Amended Budget	\$ 8,399,100	\$ 680,000	\$ 4,192,812
FY 21 YTD \$\$	\$ 908,425	\$ 125,102	\$ 365,432
<b>Over/(Under) Budget \$ YTD</b>	<b>\$ (12,311)</b>	<b>\$ 11,769</b>	<b>\$ 16,031</b>
<b>% above or below Original Budget</b>	<b>-89%</b>	<b>-82%</b>	<b>-91%</b>

	2021 YTD	2021 % of Amended Budget	Change from Prior
<b>General Fund Revenues</b>			
40 - Taxes Levied on Property	\$ 207,764	0.4%	\$ -
41 - Other County Taxes/TIF Revenues	413,560	6.5%	412,836
42 - Intergovernmental	397,948	6.9%	375,831
44 - Licenses & Permits	217,295	28.4%	58,007
45 - Charges for Services	837,498	13.9%	134,989
47 - Use of Money & Property	20,206	2.3%	(49,905)
48 - Fines Forfeitures and Miscellaneous Revenue	128,832	13.7%	11,414
49 - Other Financing Sources	-	0.0%	-
	<u>2,223,103</u>	<u>3.0%</u>	<u>943,172</u>
Less Internal Transfer	-		
<b>GAAP Revenues</b>	<b>\$ 2,223,103</b>		

	2021 YTD	2021 % of Amended Budget	Change from Prior
<b>Original Budget Amendment Revenues</b>	<b>\$ 67,890,812</b>		
<b>General Fund Expenditures</b>			
Public Safety & Legal Services	\$ 4,031,807	14.7%	\$ 975,140
Public Safety & Legal Services - SECC	2,050,000	25.0%	1,366,667
Physical Health & Social Services	1,195,690	17.1%	393,488
County Environment & Education	871,845	18.1%	196,421
Government Services to Residents	528,410	17.5%	188,030
Administration	2,661,777	19.8%	387,365
Transfers	242,500	1.9%	161,667
	<u>11,582,030</u>	<u>15.4%</u>	<u>3,668,777</u>
Less Internal Transfer	-		
<b>GAAP Expenditures</b>	<b>\$ 11,582,030</b>		

<b>Original Budget Amendment Expenditures / Transfers out</b>	<b>\$ 68,020,812</b>		
<b>Net Change</b>	<b>\$ (9,358,927)</b>		
<b>Estimated Unassigned Fund Balance</b>	<b>\$ 3,366,114</b>		
<b>Estimated percentage of unassigned fund balance</b>	<b>5.3%</b>		

- (a) Amounts affected by RIF credit, program ended FY15
- (b) Recorder Revenue had high amounts of revenue in FY 12 and 13, most significantly marriage licenses.
- (c) The State increased the Road Use Tax in March 2015 after the original budget development.
- (d) A true- up distribution occurs in November of year for the prior June 30, but is recognized as current year revenue according to GAAP. The FY 20 amount was \$571,964.
- (e) Interest Income is allocated to multiple funds. - Report is General Fund only and is reallocated by June 30.
- (f) Building permits include the renewal of permits for permits previously issued and not completed.
- (g) Sheriff Charges for Services includes Care and Keep Charges
- (h) State amended program guidelines for budget year 2016 and again for FY 2017.