

**TENTATIVE AGENDA**  
**SCOTT COUNTY BOARD OF SUPERVISORS**  
**August 1 - 7, 2022**

**Tuesday, August 2, 2022**

**Committee of the Whole - 8:00 am**  
**Board Room, 1st Floor, Administrative Center AND WEBEX/VIRTUAL OPTION**

The public may join this meeting in person OR by phone/computer/app by using the information below. Contact 563-326-8702 with any questions.

TO JOIN BY PHONE 1-408-418-9388

ACCESS CODE: 2497 1518701 PASS CODE: 1234

OR you may join via Webex. Go to [www.webex.com](http://www.webex.com) and JOIN meeting using the same Access Code and Pass Code above.

See the Webex Instructions in packet for a direct link to the meeting.

- \_\_\_ 1. Roll Call: Beck, Croken, Kinzer, Knobbe, Maxwell
  
- \_\_\_ 2. Public Comment as an Attendee.  
By Phone:  
\*3 to raise/lower hand, \*6 to unmute (host must unmute you first)  
  
By Computer:  
Bottom right of screen, you will find Participants and Chat, in this area you will find the hand icon, use the hand icon to raise and lower your hand.

**Facilities & Economic Development**

- \_\_\_ 3. Secondary Roads contract for Hot Mix Asphalt (HMA) Patching Project, award to Valley Construction Company contingent on submitted unit prices.  
(Item 03) Consent Agenda Consideration
  
- \_\_\_ 4. Temporary road closure on 10th Avenue between 290th Street and the north corporate limits of the City of New Liberty. (Item 04) Consent Agenda Consideration
  
- \_\_\_ 5. Secondary Roads contract for Intersections Improvement Project CST-061-5(149)--4C-82 with Hawkeye Paving contingent on the unit prices listed in the contract. (Item 05) Consent Agenda Consideration
  
- \_\_\_ 6. Secondary Roads participation in a Safe Streets and Roads for All (SS4A) Grant Application to develop and supply safety action plans to all 99 Iowa counties.  
(Item 06) Consent Agenda Consideration
  
- \_\_\_ 7. Third and final reading of an ordinance to amend Chapter 6, Section 6-29, D(7) & G of the Scott County Code relative to Lighting. All lighting shall be provided in accordance with the provisions of Section 6-29(G) of this Code.
  
- \_\_\_ 8. Discussion of the City of LeClaire TIF letter to P&D.  
(Item 08) Consent Agenda Consideration

## **Human Resources**

- \_\_\_ 9. Staff appointment. (Item 09) Consent Agenda Consideration

## **Health & Community Services**

- \_\_\_ 10. Purchase of COVID-19 advertising on cable, internet, and streamlining services be approved with OnMedia. (Item 10) Consent Agenda Consideration
- \_\_\_ 11. Second Amended 28E Agreement for Eastern Iowa Menal Health/Disability Services Region. (Item 11) Consent Agenda Consideration

## **Finance & Intergovernmental**

- \_\_\_ 12. First of three readings to amend ordinance chapter 37, Election Precincts, section 37-2.E. (Item 12)
- \_\_\_ 13. 2022 Homestead, Military Tax Credit, and Disabled Veterans Homestead Applications recommended for allowance and disallowance by the Davenport City Assessor and the Scott County Assessor Offices. (Item 13) Consent Agenda Consideration
- \_\_\_ 14. FY23 JAG Grant application. (Item 14) Consent Agenda Consideration
- \_\_\_ 15. Policy 30 Update. (Item 15) Consent Agenda Consideration
- \_\_\_ 16. Micro Purchase Threshold. (Item 16) Consent Agenda Consideration
- \_\_\_ 17. Receipt of Allocation from National Opioid Settlement. (Item 17) Consent Agenda Consideration

## **Other Items of Interest**

- \_\_\_ 18. Friends of MLK Enhance Iowa CAT Grant matching request. (Item 18) Consent Agenda Consideration
- \_\_\_ 19. Beer/liquor license renewal for Kwik Star #1071, 13888 118th Avenue, Davenport.
- \_\_\_ 20. Adjourned. Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

**Thursday, August 4, 2022**

**Regular Board Meeting - 5:00 pm  
Board Room, 1st Floor, Administrative Center AND WEBEX/VIRTUAL OPTION**

The public may join this meeting in person OR by phone/computer/app by using the information below. Contact 563-326-8702 with any questions.

TO JOIN BY PHONE 1-408-418-9388

ACCESS CODE: 2487 072 1621 PASS CODE: 1234

OR you may join via Webex. Go to [www.webex.com](http://www.webex.com) and JOIN meeting using the same Access Code and Pass Code above.

See the Webex Instructions in packet for a direct link to the meeting.

**Instructions for *Unmuting Phone Line* during Board Meeting teleconference**

To gain the moderator’s attention, **press \*3 from your phone OR the raise hand icon** on computer or mobile device (for location of raise hand icon, see below). Phone lines will be placed on mute during the meeting. Participants may unmute their line using the mute icon or \*6 on their phone after being recognized by the Chair.

**Meeting # 2497 151 8701**

**Password #1234**

**Connect via Computer or application:**

Host: [www.webex.com](http://www.webex.com) Meeting number: **above** Password: **1234**

Or use direct link to meeting:

<https://scottcountyiowa.webex.com/scottcountyiowa/onstage/g.php?MTID=e72eca4927be63d0fdc8d6ae9cb6dcb04>

**Connect via telephone: 1-408-418-9388** Meeting number: **above** Password: **1234**


**Telephone / Cell Phones Connections:**

Telephones lines will be placed on mute during the meeting. Participants may “raise their hand” by using \*3 to gain attention of the host.



When called upon for comments by the Board,


1. The host will then unmute the participant’s line at the appropriate time.
2. A user must have his or her own device unmuted.
3. The user may then unmute his or her conference line by keying \* 6
4. After conversation, please lower your hand. (\*3 again)


**Computer / Application Connections:**

If connected via web application or computer, the user should look for the **Raise Hand**  raise hand symbol and click to appear raised so the host may acknowledge you.

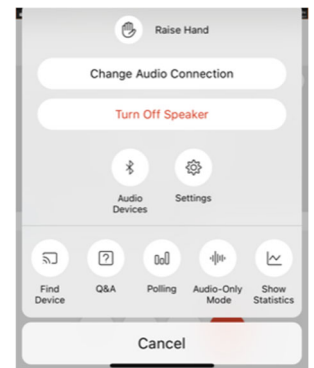
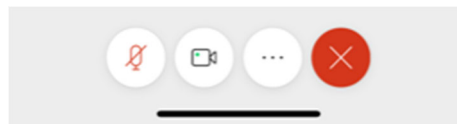
1. The host will then unmute the participant’s line at the appropriate time.
2. A user must have his or her own device unmuted.
3. The user may then unmute his or her conference line by clicking the microphone symbol.
4. After conversation, please lower your hand. (\*3 again)

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.

To find the **raise hand icon**, you may need to click on ...



**SCOTT COUNTY ENGINEER'S OFFICE**

950 E. Blackhawk Trail  
Eldridge, Iowa 52748

(563) 326-8640  
FAX – (563) 328-4173  
E-MAIL - engineer@scottcountyiowa.gov  
WEB SITE - www.scottcountyiowa.gov

Item 03  
08/02/2022



ANGELA K. KERSTEN, P.E.  
County Engineer

ELLIOTT R. PENNOCK, E.I.T.  
Assistant County Engineer

TARA YOUNGERS  
Senior Administrative Assistant

MEMO

TO: Mahesh Sharma  
County Administrator

FROM: Angie Kersten, P.E.  
County Engineer

SUBJ: Hot Mix Asphalt (HMA) Maintenance Patching Project

DATE: July 26, 2022

The Scott County Secondary Roads Department requested quotes for the construction of a HMA Maintenance Patching Project. The project consists of scarifying existing severely deteriorated asphalt and placing HMA at the following locations:

- On Y30: north and south bridge approaches at the I-80 overpass bridge
- On 190<sup>th</sup> Avenue ~ 0.4 miles south of 270<sup>th</sup> Street

The request for quotes was sent to all local contractors that perform this type of work. In addition, the notice of work was published in the Iowa Department of Transportation letting bulletin and in the Associated General Contractors of Iowa letting bulletin. The following quote was received:

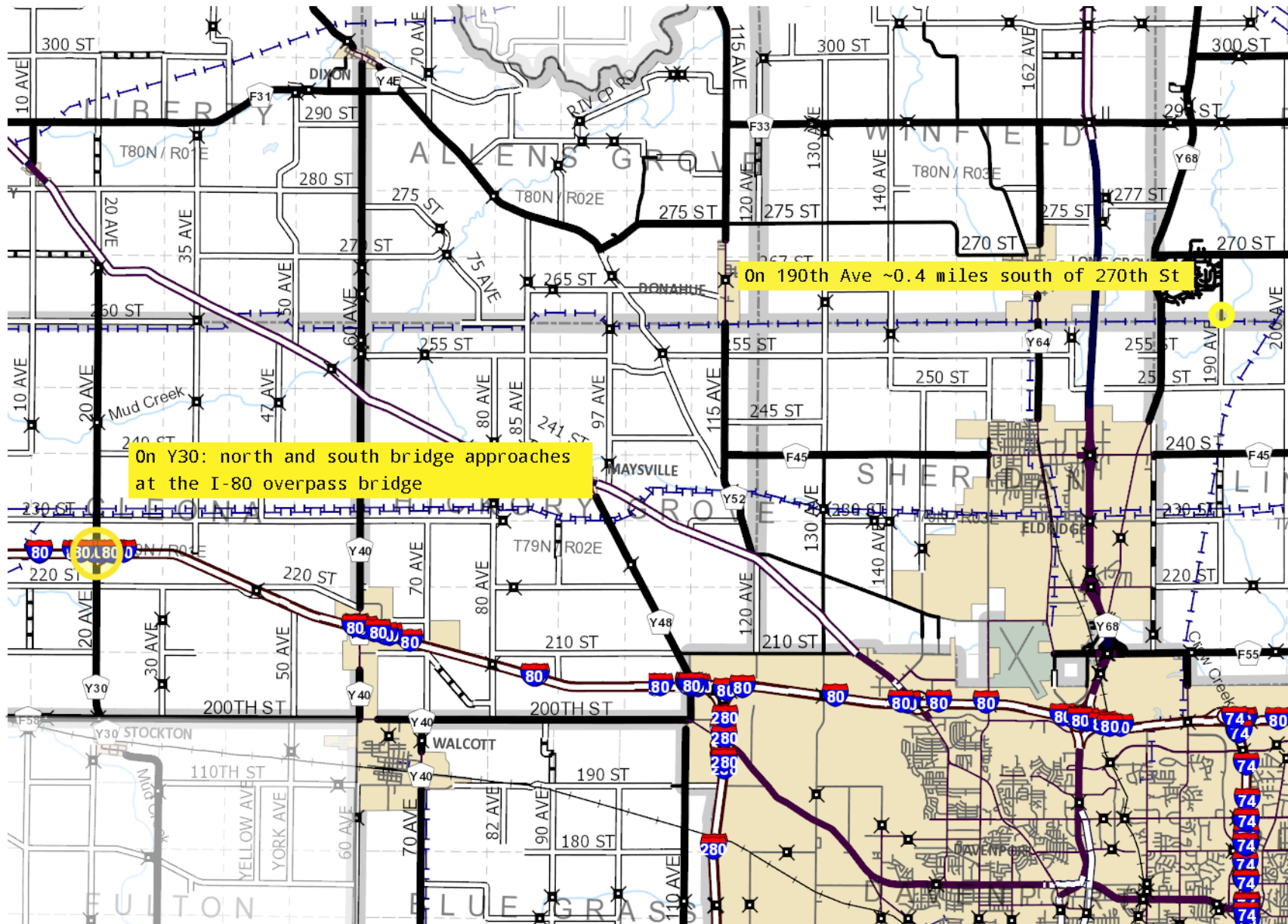
Valley Construction Company, Rock Island, IL: \$206,606.00

The Engineer's Estimate of Costs for this project was \$226,342.00. We have approximately \$400,000 remaining in our FY2023 budget for HMA maintenance. I recommend entering into a contract with Valley Construction Company contingent on the unit prices submitted in their quote. Included with this memo is a project location map.

# HMA Patching Project (FY2023)

Scott - ICEASB Easy Map

10:24 AM, Tue, Jul 26, 2022



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

August 4, 2022

AWARD OF CONTRACT FOR SCOTT COUNTY SECONDARY ROADS

HMA MAINTENANCE PATCHING PROJECT

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

Section 1. That the contract for HMA Maintenance Patching Project be awarded to Valley Construction Company contingent on the submitted unit prices.

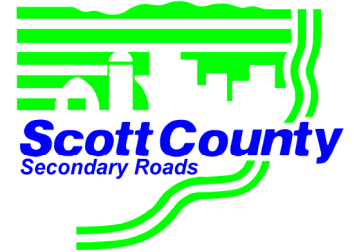
Section 2. That the County Engineer be authorized to sign the contract documents on behalf of the Board.

Section 3. That this resolution shall take effect immediately.

**SCOTT COUNTY ENGINEER'S OFFICE**

950 E. Blackhawk Trail  
Eldridge, Iowa 52748

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ANGELA K. KERSTEN, P.E.  
County Engineer

ELLIOTT R. PENNOCK, E.I.T.  
Assistant County Engineer

TARA YOUNGERS  
Senior Administrative Assistant

MEMO

TO: Mahesh Sharma  
County Administrator

FROM: Angie Kersten, P.E.  
County Engineer

SUBJECT: Approval of a Temporary Road Closure on 10<sup>th</sup> Avenue

DATE: July 26, 2022

This resolution is to approve a temporary road closure on 10<sup>th</sup> Avenue between 290<sup>th</sup> Street and the north corporate limits of the City of New Liberty. The New Liberty Volunteer Fire Department requests the road closure to facilitate their annual steak fry.

For the past few years they have hosted several additional activities that have resulted in a large turn-out and the road closure has went smoothly. Without closing the road, the limited off-road parking could potentially result in cars attempting to park in unsafe locations along and near 10<sup>th</sup> Avenue and Hwy 130.

The request is to temporarily close 10<sup>th</sup> Avenue on August 27, 2022, from 9:00 a.m. to 11:00 p.m. The New Liberty Volunteer Fire Department will work with the Iowa Department of Transportation to mark a detour route on Hwy 130. They will also provide traffic control and return the roadway to its normal condition prior to re-opening the closure.

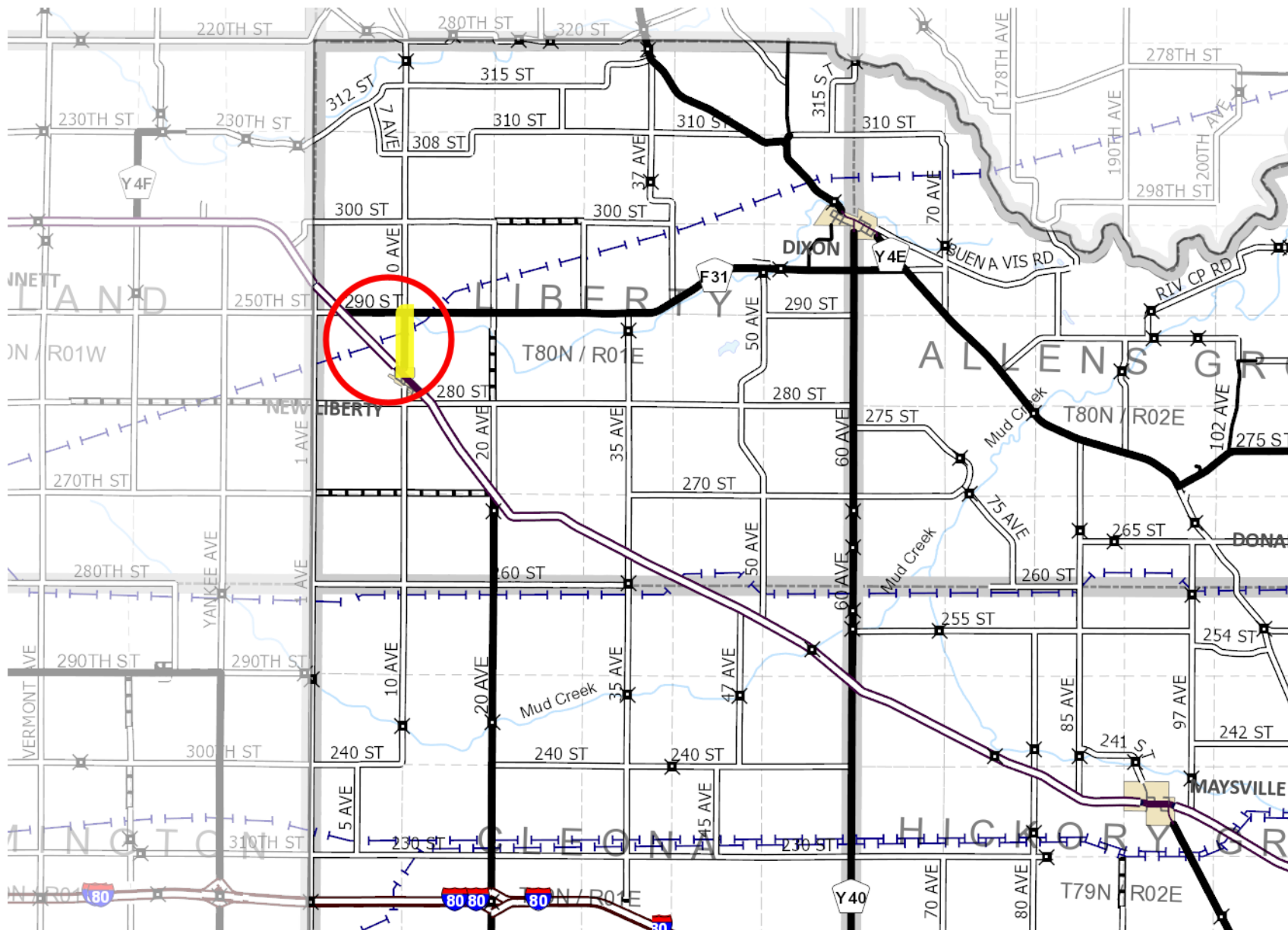
I recommend approval of the temporary closure. Attached to this memo is a location map.



# Temporary Road Closure Location Map

Scott - ICEASB Easy Map

9:49 AM, Wed, Jul 15, 2020



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

August 4, 2022

APPROVAL OF TEMPORARY ROAD CLOSURE FOR NEW LIBERTY VOLUNTEER  
FIRE DEPARTMENT ANNUAL STEAK FRY ON AUGUST 27, 2022

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

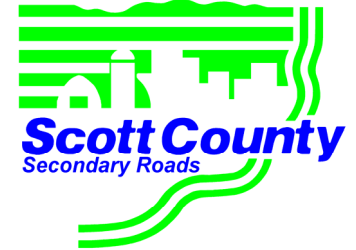
Section 1. That the request from the New Liberty Volunteer  
Fire Department to close 10<sup>th</sup> Avenue from 290<sup>th</sup> Street south  
to the north corporate limit of the City of New Liberty  
on August 27, 2022, from 9:00 a.m. to 11:00 p.m. be  
approved.

Section 2. That this resolution shall take effect  
immediately.

**SCOTT COUNTY ENGINEER'S OFFICE**

950 E. Blackhawk Trail  
Eldridge, Iowa 52748

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WEB SITE - [www.scottcountyiowa.gov](http://www.scottcountyiowa.gov)



ANGELA K. KERSTEN, P.E.  
County Engineer

ELLIOTT R. PENNOCK, E.I.T.  
Assistant County Engineer

TARA YOUNGERS  
Senior Administrative Assistant

MEMO

TO: Mahesh Sharma  
County Administrator

FROM: Angie Kersten, P.E.  
County Engineer

SUBJ: Construction Contract for Intersections Improvement Project CST-061-5(149)--4C-82

DATE: July 26, 2022

This resolution is to approve a contract for construction of Intersections Improvement Project CST-061-5(149)--4C-82. The intersection improvements include building a right turn lane on 110<sup>th</sup> Avenue at the north leg of the intersection with U.S. Highway 61, building a right turn lane on 140<sup>th</sup> Street Place at the east leg of the intersection with 110<sup>th</sup> Avenue, building a restricted crossing U-turn median on U.S. Highway 61 at the intersection with 112<sup>th</sup> Avenue/Oak Street, and making minor improvements to both the north and south legs of the intersection of 112<sup>th</sup> Avenue/Oak Street with U.S. Highway 61.

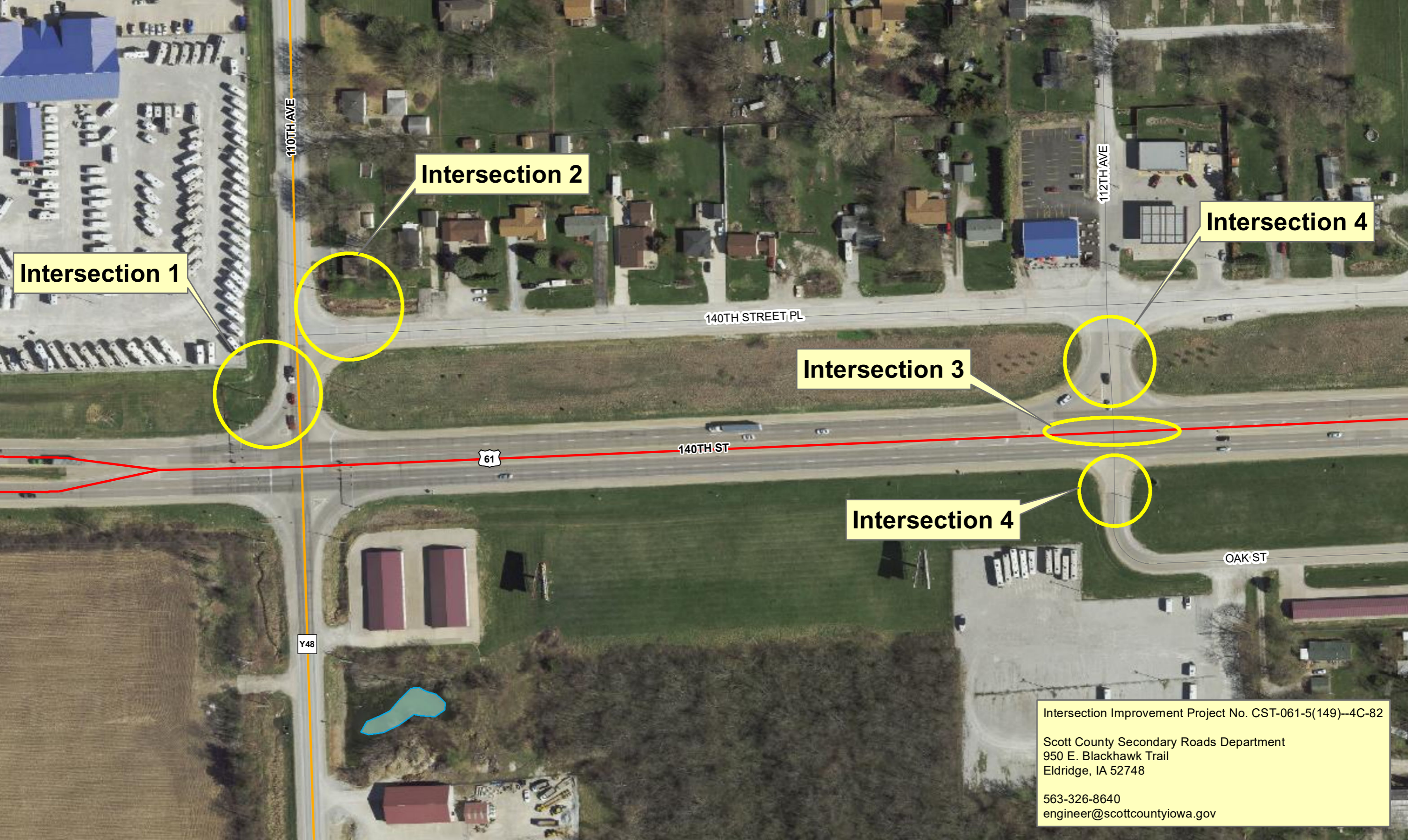
This project was advertised in the Quad City Times and the notice of work was sent to all local contractors that perform this type of work. In addition, the notice of work was published in the Iowa Department of Transportation letting bulletin and in the Associated General Contractors of Iowa letting bulletin.

This project was let on July 26, 2022. The bids received were as follows:

Hawkeye Paving Corporation	\$576,993.00
McCarthy Improvement Company	\$696,197.49

The Engineer's Estimate of Costs for the project is \$653,270.20. This project is in FY2023 of our Budget and Five-Year Construction Program. Construction project costs will be paid by our department with local funds. The Iowa Department of Transportation will reimburse our department for 55% of the construction costs up to a maximum amount of \$200,000 with funds through the County-State Traffic Engineering Program (C-STEP), a cooperative program for safety improvements on the rural portion of the State Primary Road System.

I recommend entering into a contract with Hawkeye Paving Corporation contingent on the unit prices listed in the contract. Included with this memo is a project location map.



**Intersection 1**

**Intersection 2**

**Intersection 3**

**Intersection 4**

**Intersection 4**

110TH AVE

112TH AVE

140TH STREET PL

140TH ST

OAK ST

61

Y48

Intersection Improvement Project No. CST-061-5(149)--4C-82  
Scott County Secondary Roads Department  
950 E. Blackhawk Trail  
Eldridge, IA 52748  
563-326-8640  
engineer@scottcountyiowa.gov

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

August 4, 2022

AWARD OF CONTRACT FOR SCOTT COUNTY SECONDARY ROADS  
INTERSECTIONS IMPROVEMENT PROJECT CST-061-5(149)--4C-82

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

Section 1. That the contract for Intersections Improvement Project CST-061-5(149)--4C-82 be awarded to Hawkeye Paving Corporation contingent on the unit prices listed in the contract.

Section 2. That the Chairperson be authorized to sign the contract documents on behalf of the Board.

Section 3. That this resolution shall take effect immediately.

**SCOTT COUNTY ENGINEER'S OFFICE**

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Eldridge, Iowa 52748

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Item 06  
08/02/2022



ANGELA K. KERSTEN, P.E.  
County Engineer

ELLIOTT R. PENNOCK, E.I.T.  
Assistant County Engineer

TARA YOUNGERS  
Senior Administrative Assistant

MEMO

TO: Mahesh Sharma  
County Administrator

FROM: Angie Kersten, P.E.  
County Engineer

SUBJ: Participating in a Federal-Aid Grant Application to Update Road Safety Action Plan

DATE: July 26, 2022

As part of the new federal transportation bill, Infrastructure and Investment Jobs Act (IIJA), there is over 5 billion dollars of roadway safety funding available in the form of Safe Streets and Roads for All (SS4A) grants, over the 5 years of the bill. Eligible activities include:

- Developing or updating a safety action plan.
- Conducting planning, design, and development activities in support of a safety action plan.
- Constructing projects and strategies identified in a safety action plan.

In order to apply for a SS4A grant, a county must have a safety action plan in place that meets certain requirements. Our department does have a local road safety plan that was developed in 2019. However, this plan does not meet all of the requirements for SS4A grants to construct projects identified in the plan.

In an effort to ensure that all Iowa counties are eligible to receive SS4A grant funds, the Iowa County Engineers Association (ICEA) is working with the Iowa Department of Transportation Traffic & Safety Bureau to submit an all-county joint SS4A grant application to develop and supply an eligible safety action plan to all 99 counties. As part of this grant application, the recommended funding will be 80% SS4A federal-aid matched with 20% Highway Safety Improvement Program (HSIP) - Secondary Program (state-aid). If successful, there would be a zero cost to any participating county. These plans can cost \$30,000 - \$50,000 if done individually at some later point in time.

I recommend participating in this all-county joint application for SS4A grant funding to update our local road safety action plan. The SS4A grant application is due by September 15, 2022. If our application is successful, we would expect to receive an updated safety action plan in 2023 and then be eligible to apply for additional SS4A grant funding for construction of safety improvement projects.

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

SCOTT COUNTY BOARD OF SUPERVISORS

August 4, 2022

PARTICIPATION IN SAFE STREETS AND ROADS FOR ALL  
(SS4A) GRANT APPLICATION TO DEVELOP AND SUPPLY  
SAFETY ACTION PLANS TO ALL 99 COUNTIES IN IOWA

WHEREAS, as part of the new Federal Transportation Bill, Infrastructure Investment and Jobs Act (IIJA), there is over \$1B of roadway safety funding available in the form of Safe Streets and Roads for All (SS4A) grants. To be an eligible applicant for this new safety funding, a county must have an eligible Action Plan in place; and

WHEREAS, the Iowa County Engineers Association (ICEA) plans to apply for a SS4A grant to develop and supply all 99 counties in Iowa with an eligible Action Plan at no cost to the counties. ICEA encourages all 99 counties to participate in this grant application; and

WHEREAS, the Scott County Board of Supervisors will commit to achieve significant declines in roadway fatalities and serious injuries in Scott County; and

WHEREAS, the Scott County Board of Supervisors recognizes the Action Plan and will assist the County Engineer's department in achieving the goal of a dramatic decrease in roadway fatalities and serious injuries and zero roadway fatalities and serious injuries by the years 2030 and 2050, respectively; and

WHEREAS, the Scott County Board of Supervisors, after consulting with the Scott County Engineer, desires to participate in a joint SS4A grant to develop and receive an eligible Action Plan for Scott County.

THEREFORE BE IT RESOLVED by the Board of Supervisors of Scott County that this County does hereby request to be included in

the statewide SS4A grant to develop Action Plans for all 99 counties in Iowa.

Dated at Scott County, Iowa \_\_\_\_ day of \_\_\_\_\_ , \_\_\_\_\_

**Scott County Board of Supervisors:**

Ken Beck, Chairman

John Maxwell, Vice-Chair

Ken Croken, Supervisor

Brinson Kinzer, Supervisor

Tony Knobbe, Supervisor

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ATTEST:

By \_\_\_\_\_  
Scott County Auditor,  
Kerri Tompkins

seal



Prepared by: Scott County Planning & Development, 600 West Fourth Street, Davenport Iowa

SCOTT COUNTY ORDINANCE NO. 22 - \_\_\_\_\_

AN ORDINANCE TO AMEND A PORTION OF SECTION 6-29 SITE PLAN REVIEW REGULATIONS OF THE ZONING ORDINANCE FOR UNINCORPORATED SCOTT COUNTY.

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

**Section 1.** Amend Section 6-29 SITE PLAN REVIEW REGULATIONS of the Zoning Ordinance for Unincorporated Scott County by adding:

**Section 6-29(D)(7)** All lighting shall be provided in accordance with the provisions of Section 6-29(G) of this Code.

**Section 6-29(G) Lighting.** All lighting shall be provided in accordance with the following provisions:

- (1) Lighting Plan: All proposed lighting is required to be shown on a lighting plan. The plan shall show all light poles, lights mounted on buildings, small bollard or monument lights and all other lighting to be installed on the property. Information to be included on the plan or as an attachment with the plan:
  - a. Details on the pole, luminaire, and foundation details including pole height, height of building-mounted lights, mounting height, and height of the luminaire.
  - b. Specifications for luminaires and lamp types, and poles, including photographs or drawings of proposed light fixtures.
  - c. Elevations of the site including all structures and luminaires sufficient to determine the total cut-off angle of all luminaires and their relationship to abutting parcels may be required.
  - d. A Photometric plan that shows the foot-candle measurement at all lot lines.
- (2) Maximum Brightness.
  - a. The maximum allowable foot-candle at any lot line is one foot-candle.
  - b. When additional security lighting is required for security reasons in excess of the foot-candle limit imposed by item 1 above, additional lighting may be allowed based on evidence for the need for additional security through site plan review.
  - c. No glare onto adjacent properties is permitted.
- (3) Luminaire with Cut-Off Standards.
  - a. To be considered a cut-off luminaire, the cut-off angle must be 75° or less.

- b. The maximum total height of a cut-off luminaire, either freestanding or attached to a structure, is 40 feet in the “C-2” and “I” Districts and 35 feet in all other districts.
  - c. A cut-off luminaire must be designed to completely shield the light source from an observer 3.5 feet above the ground at any point along an abutting lot line.
- (4) Luminaire with No Cut-Off Standards. Decorative and/or architectural lighting with no cut-off is allowed and subject to the following standards:
- a. A luminaire is considered to have no cut-off if it is unshielded or has a cut-off angle greater than 75°.
  - b. The maximum permitted total height of a luminaire with no cut-off is 15 feet.
- (5) Exceptions to Lighting Standards.
- a. Up-lighting of buildings is allowed but all light must be directed onto the facade of the structure and cannot glare onto other properties.
  - b. Because of their unique requirements for nighttime visibility and limited hours of operation, outdoor recreational facilities (public or private) such as, but not limited to, football fields, soccer fields, baseball fields, softball fields, tennis courts, golf driving ranges, show areas, and other similar uses are exempt from the requirements of this section. Recreational facilities are permitted a total luminaire height of 65 feet in any district. Luminaires greater than 65 feet in total height may only be approved by special use permit.
  - c. Temporary uses.
  - d. Holiday and seasonal lighting is not subject to the requirements of this section.
- (6) Prohibited Lighting.
- a. Flickering or flashing lights are prohibited.
  - b. Searchlights, laser source lights, or any similar high intensity lights are prohibited.
  - c. Neon or LED lighting to outline doors, windows, architectural features, and building facades is prohibited.

**Section 2.** The County Auditor is directed to record this ordinance in the County Recorder's Office.

**Section 3.** Severability Clause. If any of the provisions of this Ordinance are for any reason illegal or void, then the lawful provisions of the Ordinance, which are separate from said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

**Section 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 final passage and publication as by law provided.

Public Hearing / First Consideration \_\_\_\_\_,

Second Consideration \_\_\_\_\_,

Third Consideration \_\_\_\_\_,

\_\_\_\_\_  
Ken Beck, Chair  
Scott County Board of Supervisors

Attested by: \_\_\_\_\_

Kerri Tompkins, County Auditor

Published on \_\_\_\_\_



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

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

July 26, 2022

To: Board of Supervisors  
CC: Mahesh Sharma, County Administrator  
From: Chris Mathias, Planning & Development Director

**Re: City of LeClaire's proposed amendment to the City's Urban Renewal Area #1 and creation of Rodgers 1<sup>st</sup> Addition Urban Renewal Plan in order to authorize the use of tax increment financing for a commercial redevelopment.**

The City of LeClaire has notified Scott County of a proposed amendment to the City's Urban Renewal Area #1 and the creation of the Rodgers 1<sup>st</sup> Addition Urban Renewal Plan in order to authorize the use of tax increment financing for a commercial redevelopment. The amendment removes Lot Two (2) of Rodgers 1<sup>st</sup> Addition from Urban Renewal Area #1. This allows the creation of Rodger's 1<sup>st</sup> Addition Urban Renewal Plan which will consist of that same Lot 2 of Rodgers 1<sup>st</sup> Addition.

The Rodger's 1<sup>st</sup> Addition Urban Renewal Plan would allow the reimbursement of no more than \$4.95 million from the TIF to GRT QC Property, LLC (or a related entity) for two projects. 1) A \$5 million renovation of the exterior and interior of a building in which Fareway Stores, Inc. will operate as a grocery store. 2) The \$1,000,000 development of a separate commercial building on an outlot which will create and retain jobs in the City.

While the plan does list public infrastructure costs as a possible item to receive funding, no public improvements are planned at this time. The project is capped at a maximum \$4.95 million TIF incentive and the development agreement is for 15 years.

The Board has already passed a TIF policy that provides guidance on this matter. Based on that policy, I believe that the Board will support this use of TIF funds. However, my letter will include a couple aspects of the project where I believe the Board will have some concerns. I have drafted a letter that includes this same language for the Board's consideration and I will be available to answer questions and take direction from you on that letter at the August 2<sup>nd</sup> COW.

# DRAFT

July 26, 2022

Mayor Dennis Gerard  
LeClaire City Council Members  
LeClaire City Hall  
325 Wisconsin Street  
LeClaire, IA 52753

RE: City of LeClaires's proposed amendment to LeClaire Urban Renewal Area #1 and creation of Rodgers 1<sup>st</sup> Addition Urban Renewal Plan in order to authorize the use of tax increment financing for a commercial redevelopment.

Dear Mayor Gerard:

Thank you for the opportunity to comment on the City of LeClaire's most recent proposed amendment to its Urban Renewal Area Plan, as well as the creation of the Rodgers 1<sup>st</sup> Addition Urban Renewal Plan. The Scott County Board of Supervisors has reviewed the information provided by your City Staff. The Board supports the use of Tax Increment Financing when it is used as an economic development incentive for businesses adding primary jobs that strengthen the local and regional economy. It is understood that the development agreement associated with the new Rodgers 1<sup>st</sup> Addition Plan will facilitate the construction of a full service grocery store, something that the City of LeClaire currently lacks. While LeClaire is not officially labeled as a "food desert" by the USDA, it could certainly be considered a low food access location and this project is a great addition for the residents of LeClaire.

While Dennis Bockenstedt has commented that no public improvements are planned with the grocery store or commercial outlot project, the plan does show public improvements as a possible cost that could be reimbursed with this money. It should be pointed out that the Board does not support the use of TIF money to fund public improvements. The plan also includes the details on a commercial outlot building that will be developed with TIF incentives. In regards to this building, the Board is opposed to the use of TIF as an economic development incentive for retail or service sector businesses that compete with other existing businesses for the same Quad Cities Area markets.

The Scott County Board of Supervisors wants to continue the spirit of cooperation with the City of LeClaire on economic development projects and we look forward to working with you in the future.

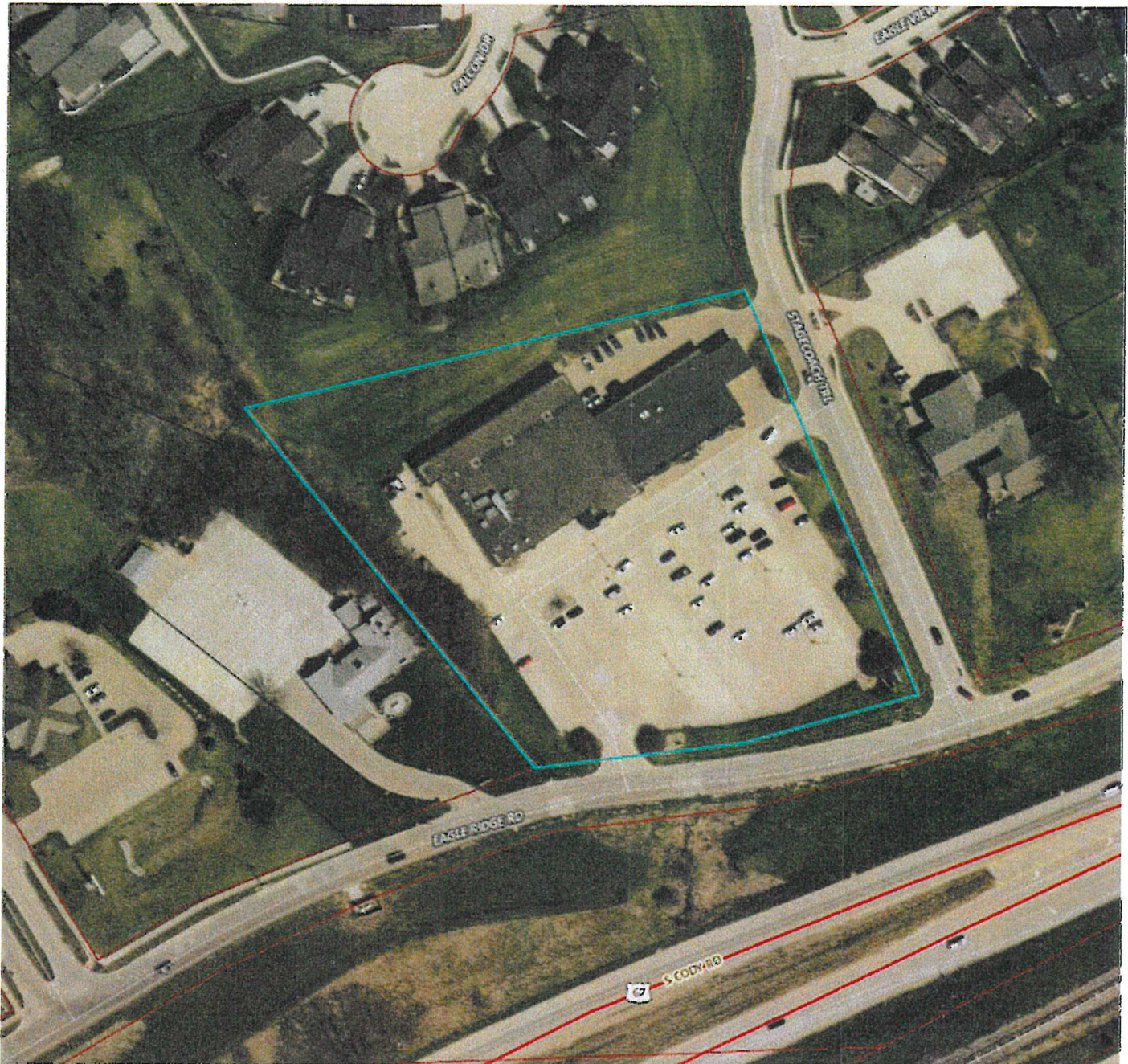
Sincerely,

Ken Beck, Chair  
Scott County Board of Supervisors

# DRAFT

cc: Scott County Board of Supervisors  
Mahesh Sharma, Scott County Administrator  
Dennis Bockenstedt, LeClaire City Administrator

# EXHIBIT 1

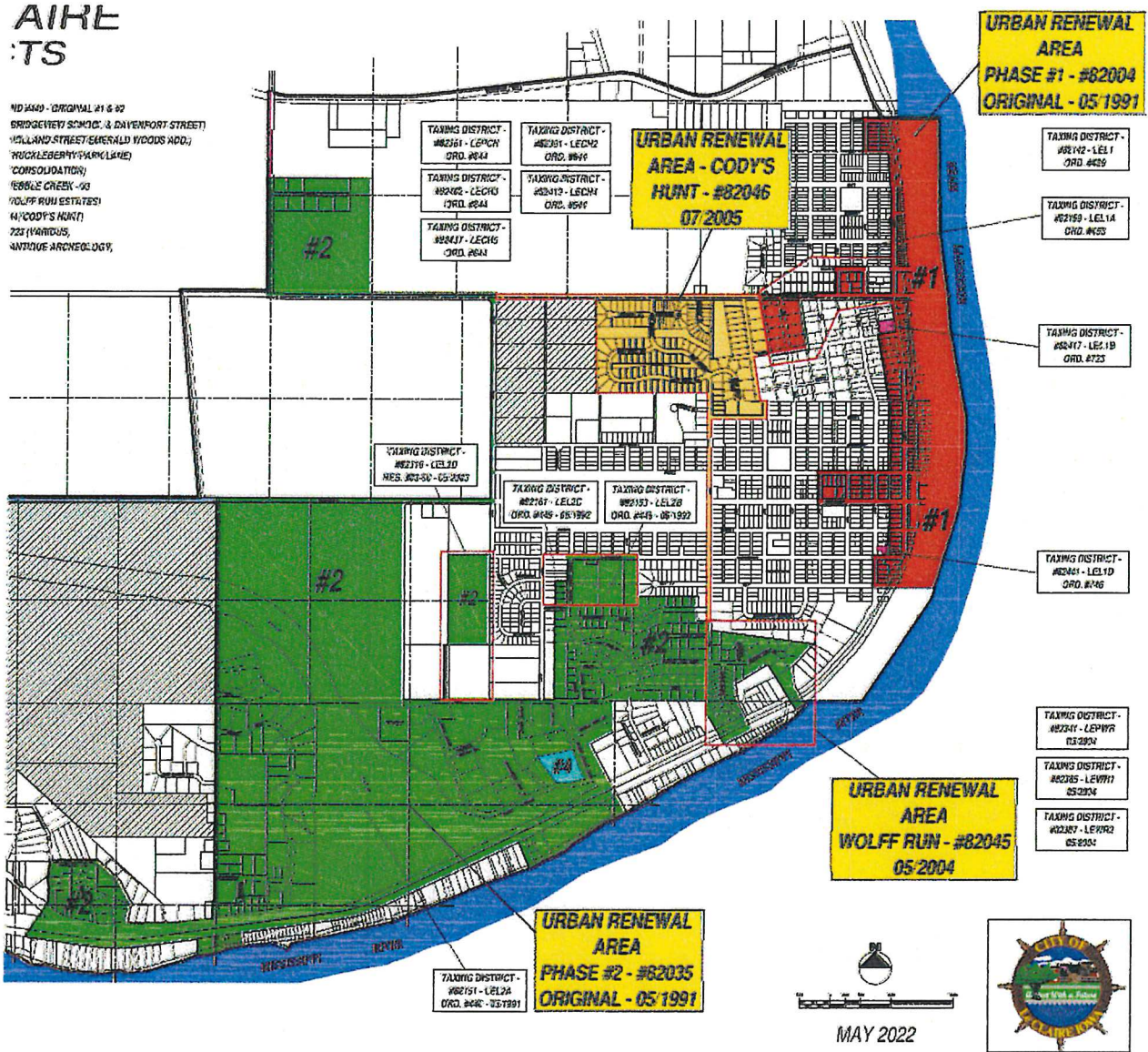


# EXHIBIT 1

## EXHIBIT C

### MAP OF AREA AFTER REMOVAL OF THE 2022 REMOVED PROERPTY

[2022 Removed Property designated as #4]



02050784-1\23373-007



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

August 04, 2022

### APPROVAL OF STAFF APPOINTMENT

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

Section 1. The hiring of Justin Stites for the position of Senior Victim & Witness Specialist with the County Attorney's office at entry level rate.

08/02/2022



## Scott County Health Department

600 W. 4<sup>th</sup> Street | Davenport, IA 52801-1003 | P. 563-326-8618 | F. 563-326-8774  
 health@scottcountyiowa.gov | www.scottcountyiowa.gov/health

July 25, 2022

To: Mahesh Sharma, County Administrator  
 From: Amy Thoreson, Health Director

Re: Purchase of COVID-19 Advertisements Utilizing OnMedia Advertising

The Health Department received a budget amendment of \$188,030.50 of federal funds from the Iowa Department of Health to our current Public Health Preparedness and Response contract for Immunization Vaccine Equity. The amendment is to 1) develop, cultivate, and/or strengthen community-based partnerships to reach disproportionately affected populations; 2) improve access to COVID-19 vaccines; and 3) improve and expand vaccine messaging/education. We brought a proposal for bus ads to the Board of Supervisors in May and now we are bringing a request for a digital marketing campaign.

The Scott County Health Department's Health Promotion team has been working with OnMedia on a proposal designed to reach diverse audiences through advertisements on cable, internet, and streaming services for a six-month period. Details of the proposal are below.

Tactic	Description	Total Cost
Cable Ads	Galavision, Univision, BET	\$7,200
Internet Ads	Internet Ads with Geo Fences and Keyword Targeting	\$7,500
Data Sets	Access to Data Sets to Target Messaging by Location and Audience	\$2,790
Streaming Audio Ads	Advertisements that Play Across Streaming Platforms	\$9,000
Production	Development of Content, Including Spanish Translation (Any funds not utilized in production will be converted into advertising dollars)	\$1,350

**TOTAL: \$27,840**

Health Promotion Team members, Brooke Barnes, Deputy Director and Jessica Redden, Child Care Nurse Consultant, will be at the Committee of the Whole meeting to answer any questions.



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

August 4, 2022

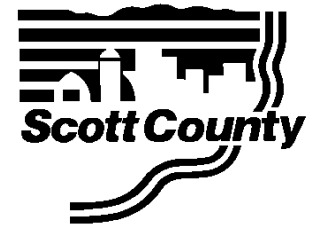
A RESOLUTION APPROVING THE ONMEDIA PROPOSAL FOR COVID-19  
ADVERTISING UTILIZING CABLE, INTERNET, AND STREAMING SERVICES IN  
THE AMOUNT OF \$27,840.

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

- Section 1. That the proposal of the purchase of COVID-19 advertising on cable, internet, and streamlining services be approved with OnMedia in the amount of \$27,840.
- Section 2. 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**

---

July 25, 2022

TO: Mahesh Sharma, County Administrator

FROM: Lori A. Elam, CEO Eastern Iowa MHDS Region

RE: Second Amended 28E Agreement for Eastern Iowa MH/DS Region

The Governing Board of the Eastern Iowa MH/DS Region approved the second amended 28E Agreement on 7/18/2022. The amended agreement was required due to the changes from the passage of Senate File 619.

The most significant changes include the adding of language related to pooling of funds and the management of the regional finances. There were Iowa Code references added as well.

The second amended 28E Agreement will be filed with the state once all five counties have approved it.

**SECOND AMENDED INTERGOVERNMENTAL (28E) AGREEMENT**

**FOR**

**EASTERN IOWA MENTAL HEALTH-DISABILITY SERVICES REGION**

The Second Amended Intergovernmental 28E Agreement is entered into this \_\_\_ day of \_\_\_\_\_, 2022, by Cedar County, Clinton County, Jackson County, Muscatine County and Scott County; collectively hereinafter referred to as “member counties”; as indicated by the actions of each having adopted this Amended Agreement by resolution of their respective governing bodies, and hereby join together to create the Eastern Iowa Mental Health-Disability Services Region, hereinafter referred to as “Region”, to serve as a separate legal entity pursuant to Iowa Code Chapter 28E and Iowa Code Section 331.388 et seq., and any amendments thereto.

In consideration of the mutual covenants and agreements hereinafter set forth, the member parties agree as follows:

**SECTION 1: IDENTITY OF THE PARTIES**

The undersigned counties are political subdivisions and constitute “public agencies” as defined in Iowa Code section 28E.2. The member counties are Cedar County, Clinton County, Jackson County, Muscatine County and Scott County. County membership may, however, change from time to time as provided in this Agreement and the current member counties at any time shall be referred to as the “member counties” in this Agreement.

**SECTION 2: PURPOSE, GOALS AND OBJECTIVES**

The member counties entered into this 28E Agreement to create a mental health and disability service regional administrative entity as described in the Iowa Code §331.388 et seq.; to provide local access to mental health and disability services (MHDS) for adults and behavioral health services for children; to ensure MHDS services are available so as to meet the Department of Human Services (DHS) Performance Based Contract statewide outcomes and; to engage in any other related activity in which an Iowa 28E organization may lawfully be engaged.

### SECTION 3: TERM AND TERMINATION

#### 3.0 Term

This Agreement shall be effective upon the ratification of all member counties as listed in Section 1 and this Agreement is filed with the Iowa Secretary of State as required by Iowa Code section 28E.8.

#### 3.1 Termination

The term of this Agreement shall be perpetual, unless terminated by:

- a) a repeal or amendment of the Iowa Code sections that results in the elimination of a statutory requirement for mental health services to be provided through a regional format; or
- b) a majority of the member counties approve the termination of the region; or
- c) a majority of the member counties after providing notice no later than November 15<sup>th</sup> that the county's Board of Supervisors has passed a resolution indicating its intent to withdraw from the Region.

#### Dissolution of Region

In the event the Agreement is terminated as provided in Section 3.1, the Governing Board shall begin dissolving the Region effective for the succeeding June 30<sup>th</sup>.

#### Distribution of Assets

In the event this Agreement is terminated and the Region is dissolved, all property of the Region shall be liquidated for cash value and placed in the combined/Fiscal Agent account. All assets of the Region shall be disbursed by code back to the State of Iowa or as otherwise required. If member counties provide notice of their intent to withdraw from the Region, any asset division will be made pursuant to Section 5.4 of this agreement.

## SECTION 4: GOVERNANCE

4.0 Governing Board of Directors The Governing Board of Directors shall contain the following Directors, “County-Appointed” and “Committee-Appointed”:

- a) Each member county shall appoint one of its supervisors to serve as a Director on the Governing Board as well as an “alternate” who would fill in during an absence. The Director shall serve at the pleasure of the County Board Chair appointing the Director. Any Director appointed under this section may be removed for any reason by the county appointing the Director, upon written notice to the Region’s Governing Board, which notice shall designate a successor Director to fill the vacancy. The Directors appointed in this section will be referred to as “County-Appointed” Directors.
- b) One adult person who utilizes mental health and disability services, or is an actively involved relative of such a person, shall serve as a “Committee-Appointed” Director. The person shall be appointed by the Region’s Adult Advisory Committee described in Section 4.5, with such appointment to become effective upon confirmation by the Region’s Governing Board. This Director shall serve a two (2) year term, if interested re-appointed, serving a maximum of three (3) terms.
- c) One individual representing adult service providers in the Region shall serve as a “Committee-Appointed” Director. The person shall be appointed by the Region’s Adult Advisory Committee described in Section 4.5, with such appointment to become effective upon confirmation by the Region’s Governing Board. This Director shall serve as an ex-officio, non-voting Director. This Director shall serve a two (2) year term, if interested re-appointed, serving a maximum of three (3) terms.
- d) One individual representing children’s behavioral health service providers in the Region shall serve as a “Committee-Appointed” Director, as he/she shall be appointed by the Region’s Children’s Advisory Committee described in Section 4.5. This appointment will be effective upon confirmation by the Region’s Governing Board. This Director shall serve as an ex-officio, non-voting Director. This Director shall serve a two (2) year term, if interested re-appointed, serving a maximum of three (3) terms.
- e) One individual representing the education system in the Region shall serve as a “Committee-Appointed” Director. This Director shall be appointed by the Region’s Children’s Advisory Committee described in Section 4.5, with such appointment effective upon confirmation by the Region’s Governing Board. This Director shall serve a two (2) year term, if interested re-appointed, serving a maximum of three (3) terms.

- f) One person, who is a parent of a child who utilizes children’s behavioral health services or an actively involved relative of such child in the Region, shall serve as a “Committee-Appointed” Director. This Director shall be appointed by the Region’s Children’s Advisory Committee described in Section 4.5, with such appointment effective upon confirmation by the Region’s Governing Board. This Director shall serve a two (2) year term, and if interested re-appointed, serving a maximum of three (3) terms.
- g) The membership of the Governing Board shall not include employees of the Department of Human Services or a nonelected employees of the county.

#### 4.1 Director Vacancies

- a) County-Appointed Directors: If a vacancy occurs during the term of a “County-Appointed” Director, the vacancy shall be filled within thirty (30) days of its occurrence by the county board chair having the right of appointment.
- b) Advisory Committees-Appointed Directors: If a vacancy occurs during the term of a “Committee-Appointed” Director due to death, change in status warranting appointment, or resignation, the vacancy shall be filled within thirty (30) days of its occurrence by the committee having the right of appointment. Such appointment to fill a vacancy shall become effective upon the confirmation of the Governing Board and shall be for the remaining term of the Director being replaced.

4.2 Voting Procedures for Governing Board Members A quorum must be present in order for the Governing Board to take action. A quorum shall be two thirds of all Directors. The Governing Board shall take action by approval from the majority of the Directors present. Voting shall be done by roll call vote. Proxy voting is prohibited, however, a Governing Board Director or designated Alternate (described in section 4.0 (a) may attend via electronic means and be considered present for purposes of quorum and voting.

Electronic meetings must follow Iowa Code Chapter 21.8:

- 1. A Governmental body may conduct a meeting by electronic means only in circumstances where such a meeting in person is impossible or impractical and only if the governmental body complies with all of the following:
  - a. The governmental body provides public access to the conversation of the meeting to the extent reasonably possible.



- b. The governmental body complies with section 21.4 of Iowa Code. For the purposes of this paragraph, the place of the meeting is the place from which the communication originates or where public access is provided to the conversation.
  - c. The majority of the governmental body must be present (in person) for the meeting.
  - d. Minutes are kept of the meeting. The minutes shall include a statement explaining why a meeting in person was impossible or impractical.
- 2. A meeting conducted in compliance with this section shall not be considered in violation of this chapter.
  - 3. A meeting by electronic means may be conducted without complying with paragraph “a” of subsection 1 if conducted in accordance with all of the requirements for a closed session contained in Iowa Code section 21.5.

4.3 Board Officers. At the first meeting of each calendar year, the Governing Board shall elect a Chair, Vice-Chair and Secretary to serve in the new calendar year. Board Officers shall only be County-Appointed Directors.

- a) The Chair shall preside at the Board’s meetings, preserve order and enforce this Agreement. The Chair shall perform such other duties as are usually exercised by the Chair of a Governing Board or as specifically authorized by this 28E Agreement, any bylaws or the Management Plan.
- b) The Vice-Chair shall preside and act in the capacity of the Chair in the absence of the Chair.
- c) The Secretary shall ensure that a complete and accurate record of the Governing Board’s actions (minutes of all Governing Board meetings) and proceedings are kept. In the absence of the Chair and Vice-Chair, the Secretary shall act in their capacity.

4.4 Powers of the Governing Board. Except as otherwise provided in this Agreement, the Region shall be under the direction and control of the Governing Board and the Chief Executive Officer (CEO). The Governing Board shall serve as the Regional Administrative Entity, as defined in Iowa Code Section 331.390(1).

The Governing Board shall have all of the following powers:

- a) Any powers and authority granted to the Region by Iowa Code Chapter 28E or Iowa Code §331.390 et seq. to do and perform any acts authorized by the Code of Iowa, under, through or by means of its officers, agents and employees, or by contracts with any person or entity;

- b) To appoint, supervise and remove the Chief Executive Officer (CEO) upon the vote of the super majority of Governing Board Directors;
- c) To contract with any public or private entity to provide all necessary services;
- d) To authorize the acquisition, holding, disposal of, and leasing such real and personal property it deems necessary to fulfill the purposes of this Agreement;
- e) To accept, receive and administer grants or other funds or gifts for the purposes of carrying out the functions of this agreement; and to review and approve the expenditures of all funds budgeted;
- f) To approve the Annual Service and Budget Plan for the following fiscal year beginning July 1 as well as the Annual Report (summary of previous fiscal year) and any other reports required by the Department of Human Services (DHS);
- g) To establish a system of accounting and budgeting, and a system for receiving payments;
- h) To retain legal counsel, accountants and other professional individuals needed in order to fulfill the purposes of this Agreement;
- i) To sue and be sued;
- j) To make and enforce bylaws or rules and regulations for the management and operation of the Region's business and affairs;
- k) To consult with representatives of Federal, State and local agencies and departments, and their officers and employees, and to contract with such agencies and departments;
- l) Act as oversight and hear any appeals of decisions made by the Region's Management Team;
- m) To establish the times and places for business meetings pursuant to Iowa Code Chapter 21 the agenda shall be posted in the building of the location of the meeting. Other counties may post in the same way they post agendas for their board meetings for informational purposes. All meetings will be governed by Roberts Rules of Order, Revised unless otherwise provided; and
- n) To exercise any other power or do any other legal act necessary to discharge its obligations and fulfill the purposes of this Agreement.

The Governing Board may delegate any of these powers to staff of the Region or staff of member counties serving the Region as the board deems necessary. The board may adopt such policies, rules, regulations and actions consistent with law or this Agreement.

4.5 Committees Members of any committee of the Region shall be appointed by the Region's Governing Board. Committee members shall serve at the pleasure of the Governing Board.

- a) The Adult Advisory Committee, as confirmed by the Eastern Iowa MHDS Governing Board, shall include individuals who utilize services or actively involved relatives of such individuals and service providers as stated in Iowa Code Section §331.390(e) and a Director from the

Governing Board. The committee shall include the Management Team as ex officio non-voting members. The advisory committee shall advise the Governing Board as requested and shall also make designations to the Governing Board as described above. A quorum shall be the majority of the committee members.

b) The Children's Advisory Committee, as confirmed by the Eastern Iowa MHDS Governing Board, shall have up to nine (9) members as stated in Iowa Code Section §331.390(f). The committee members shall be: parents of children who utilize services or actively involved relatives of such children, a member of the education system, an early childhood advocate, a child welfare advocate, a children's behavioral health service provider, a member of juvenile court, a pediatrician, a child care provider, a local law enforcement representative and regional Governing Board members. The committee shall include the Management Team as ex officio non-voting members. The Child Advisory committee shall advise the Governing Board as requested and shall also make designations to the Governing Board as described above. A quorum shall be the majority of the committee members.

c) The Governing Board may take action to create additional committees for various other purposes it deems appropriate and to determine the extent and purpose of said committees.

d) All meetings shall comply with Iowa Code Chapter 21 and Section 4.4(m) of this agreement.

#### 4.6 Methods for Dispute Resolution

In the event an internal dispute arises amongst or between the Governing Board, the Chief Executive Officer or any of the member counties, which cannot be resolved, the following dispute resolution shall be used:

a) Mediation shall be conducted pursuant to Chapter 679C of the Iowa Code. If the dispute still remains unresolved, arbitration shall be conducted pursuant to Chapter 679A of the Iowa Code. The cost of mediation shall be split between the Region and the county.

## 5. MEMBERS

### 5.0 Specification, Requirements, Obligations, Expectations of Member Counties

The member counties agree to the following:

- a) To respond to reasonable requests to make local records available to the Region for the purposes of this Agreement;
- b) To support the effective collaboration of other county functions related to the provision of contracted services;
- c) To provide county staff as agreed to between the member county and the Governing Board for the effective provision of regional services; and
- d) To abide by decisions of the Governing Board.
- e) To abide by the terms of the Memorandum of Understanding (MOU) detailing the funding of administrative expenses for member counties.

### 5.1 Decisions that Require an Individual Member Votes

The Governing Board shall not have authority to, and they covenant and agree that they shall not do, or cause the Region to do, any of the following acts without the prior consent of the Boards of Supervisors of a majority of the member counties:

- a) Permit any new member counties (unless the new member counties are required by the State);
- b) Remove any member county (other than a voluntary withdrawal of a county as provided below);
- c) Terminate or amend this Agreement; or
- d) Dissolve the Eastern Iowa MHDS Region.

### 5.2 Member Voting Procedure

Any questions related to the issues listed in Section 5.1 may be presented to the member counties by resolution of the Governing Board by first adopting a recommendation on the issue and then submitting it to the individual member counties. A separate explanation of the reasons for the recommendation may be included. Each member county desiring to vote upon the proposal shall do so by resolution of its Board of Supervisors and return of the same to the Region's Governing Board Chair a certified copy of the resolution stating the county's vote within thirty (30) days of the date that the county received a copy of the proposal. Any member county not voting upon the proposal within this time frame shall be considered to have approved the

proposal. If the proposal receives approval by majority of the member votes, it shall become effective immediately unless otherwise specified by resolution.

### 5.3 Additional Member Counties

If a county wishes to become a member county of the Region after the effective date, the county must make a written request to the Region's Governing Board. Such request will then be addressed through the Member Voting Procedure set forth in Section 5.2. If a new county's request is approved through such procedure, such new membership will not become effective until:

- a) the county provides a signature page to this Agreement and a resolution from its Board of Supervisors that it agrees to abide by the terms of this Agreement as set out herein and possess legal power and authority to do so; and
- b) if the new written county's request has been properly approved and it has submitted the documentation in Section 5.3(a) prior to November 15<sup>th</sup>, then such membership shall become effective on the first day of the next fiscal year. If all of these requirements are not met until after November 15, the membership shall become effective one year from the first day of the next fiscal year. The timing requirements in this subsection may be waived by the Governing Board for cause, including in the event the Region is required by law or by the Iowa Department of Human Services to accept a new member county.

### 5.4 Member County Withdrawal / Removal

#### a) Member County Withdrawal

Any member county, by resolution of its Board of Supervisors, may withdraw from the Region by giving written notice to the Governing Board of the Region no later than November 15 prior to the end of the fiscal year the withdrawal will be effective. Services shall continue to be provided to the withdrawing member county until the date of withdrawal. In the event a member county withdraws, the Region's cash flow amount shall be divided by the percentage of each county's population according to the Region's population indicated in the Annual Service and Budget Plan, and the amount for the member county withdrawing will be returned to the State of Iowa or as otherwise requested.

b) Member County Removal

If the Governing Board feels it is in the best interest of the Region for a member county to be removed from the Region, the Governing Board will pass a resolution to that effect and proceed under the Member Voting Procedure set forth in Section 5.2. Upon removal, a member county shall not be entitled to any repayment for funds, including "Transfer" funds, services or property provided to the Region.

## **6. STAFF**

### **6.0 Selection Process for Chief Executive Officer**

The Governing Board shall appoint an individual to serve "at will" as the region's mental health and disability services administrator, known as the Chief Executive Officer (CEO). The CEO shall serve at the pleasure of the Governing Board. The CEO shall be considered a shared employee of the Region/County, for employment purposes the CEO shall be considered an employee of the county employer of record. The CEO shall be the primary point of contact for the region. The CEO may perform duties for the member county as outlined in an agreement between the region and the county employer of record. Compensation will be determined based on a split between regional duties and county duties.

### **6.1 Performance Evaluation of Chief Executive Officer**

The Governing Board shall conduct annual evaluations of the Chief Executive Officer (CEO). The Governing Board may conduct additional evaluations of the Chief Executive Officer at any time, if it is deemed necessary. All evaluations shall be summarized in writing. In the event the CEO resigns, retires or otherwise has his or her employment terminated, the Governing Board shall, in consultation with the county employer of record and CEO Shared Duties Agreement, appoint an acting CEO which may be a member county Disability Coordinator.

### **6.2 General Functions and Responsibilities of Staff**

- a) The Chief Executive Officer will be responsible for duties including but not limited to the primary contact for the region to the Department of Human Services (DHS), submit required reports to DHS, sign various reports and plans after Governing Board approval, oversee contracts entered into by the Governing Board, prepare agendas and minutes of the Governing Board and the Regional Adult and Children's Advisory Committees, ensure

the Region is meeting all requirements in the Performance Based contract, as well as other duties as directed by the Governing Board.

- b) The Chief Executive Officer may employ or contract with persons or entities (including contracting with member counties for member county employees to provide services to the Region) to perform services to meet the needs of the Region. However, the terms of all employment or contracts shall be approved by the Governing Board.
- c) The Management Team shall consist of Coordinators of Disability Services (as defined in Iowa Code Section 331.390(3)b) of each member county whose duties shall include activities such as assisting the Chief Executive Officer, reviewing exceptions to policies, ensuring that timely data is collected and submitted to the CEO for inclusion in reports, reporting accurate financial data, developing and submitting annual county budgets, coordinating and recommending the regional budget, monitoring of revenues and expenditures, assuring evidence based practices are used, and making recommendations for agenda items before the Governing Board and Regional Advisory Committees. The Management Team shall also consist of one or more Coordinators of Children’s Behavioral Health Services.
- d) The Region may contract for services for functions and responsibilities including but not limited to:
  - 1) Communications;
  - 2) Strategic Plan Development;
  - 3) Risk Management;
  - 4) Annual audit;
  - 5) Provider Network- development, contracting, quality and performance;
  - 6) Quality Assurance; and Fidelity Reviews
  - 7) Information Technology
  - 8) HIPAA
  - 9) Marketing
  - 10) Legal Counsel
  - 11) Trainings

## 7. REGION FINANCES

### 7.0 Management & Expenditure of Funding

a) The Governing Board through its budget adoption authorizes expenditures of funds at the county and regional level. The Region's funds are all pooled and used to fund all services deemed appropriate by the Governing Board. The Management Team will assist in preparation of the Region's annual budget. The Management Team will recommend new services as well as the projected cost.

### b) Administrative Funding and Resources:

Administrative services and costs shall be a component of the Region's budget. The Management Team will be expected to do a time study with each employee who completes regional work every October to determine administrative costs and support the budget.

### c) Use of Savings for Reinvestment

The Region shall comply with Chapters 12B and 12C of the Iowa Code for deposit and investment of Region funds. Through the Region's budgeting process, it shall strive to maintain the appropriate amount of fund balance per Iowa code section.

### 7.1 Process for Annual Independent Audit

The Region's account shall be audited annually by a certified public accountant certified in the state of Iowa, as selected by the Governing Board. The annual audit shall be submitted to the Department of Human Services within the month in which the Region's Governing Board take action to approve it.

## 8. SCOPE & AMENDMENTS

### 8.0 Amendments

The Governing Board is authorized to make non-substantive amendments to this Agreement with a two-thirds vote of board members present. All other amendments to this Agreement shall be conducted through the member approval process described in Section 5.3 and in compliance with Iowa Code Chapter 28E, which includes filing all amendments with the Iowa Secretary of State.



### 8.1 Entire Agreement

This Agreement represents the entire 28E Agreement of the Region. All Agreements shall be submitted to the Department of Human Services. The Department shall approve the Agreement if it complies with the requirements in Iowa Code 331.392.

### 8.2 Invalidity

If any one or more provisions of this Agreement are declared unconstitutional or contrary to law, the validity of the remainder hereof shall not be affected.

### 8.3 No Waiver

The waiver by any party of a breach or violation of any provisions of this Agreement shall not operate as or be construed to be a waiver of any subsequent breach.

SIGNATURE PAGE

IN WITNESS WHEREOF, \_\_\_\_\_ COUNTY EXECUTES THIS SECOND AMENDED 28E AGREEMENT, FOR THE EASTERN IOWA MENTAL HEALTH-DISABILITY SERVICES REGION

EFFECTIVE \_\_\_\_\_ :

BY: \_\_\_\_\_  
(print name)  
\_\_\_\_\_ Board of Supervisors, Chairperson

ATTEST: \_\_\_\_\_  
(print name)  
\_\_\_\_\_ County Auditor

ACKNOWLEDGMENT BY NOTARY

STATE OF IOWA                    )  
  )ss.  
\_\_\_\_\_ COUNTY                )

On this \_\_\_\_\_ day of \_\_\_\_\_, 2022, before me the undersigned, a Notary Public in and for said County and State, personally appeared \_\_\_\_\_ and \_\_\_\_\_, to me personally known, who, being duly sworn, did say that they are the Chairperson of the Board of Supervisors and County Auditor of \_\_\_\_\_ County, Iowa respectively; that the seal affixed hereto is the seal of said County; that said instrument was signed and sealed on behalf of the said \_\_\_\_\_ County, Iowa, by authority of its Board of Supervisors and that said \_\_\_\_\_ and \_\_\_\_\_ as such officers, acknowledge the execution of said instrument to be the voluntary act and deed of said County, it and by them voluntarily executed.

\_\_\_\_\_  
Notary Public In and For Said County  
And State of Iowa

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

AUGUST 4, 2022

APPROVING THE SECOND AMENDED INTERGOVERNMENTAL (28E) AGREEMENT  
FOR EASTERN IOWA MENTAL HEALTH/DISABILITY SERVICES REGION

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

Section 1. That the second amended 28E agreement between Scott County, Cedar County, Clinton County, Jackson County, and Muscatine County has included the language for pooling of funds, clarifies who can serve as a Governing Board member, clarifies the management of regional finances, and adds various code sections for references,

Section 2. And that the changes in the second amended 28E Agreement are hereby accepted and approved.

Section 3. This resolution shall take effect immediately.

**Scott County Auditor's Office**  
**Auditor Kerri Tompkins**  
600 W. 4<sup>TH</sup> Street  
Davenport, Iowa 52801  
Ph: (563) 326-8631 Fax: (563) 326-8601  
[www.scottcountyiowa.gov](http://www.scottcountyiowa.gov)



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July 20, 2022

To: Scott County Board of Supervisors  
From: Kerri Tompkins, Scott County Auditor  
RE: Amendment to Precinct Ordinance

Earlier this year the Office of Iowa Secretary of State discovered that the City of LeClaire had a typographical error in its precinct ordinance, and asked LeClaire to amend the ordinance. The error in the LeClaire ordinance referenced 16th Street instead of 26th Street. The ordinance dates from 2011 and LeClaire submitted the same ordinance as the precinct boundaries from the 2011 did not change. On May 16, 2022 LeClaire amended the ordinance to correct the error.

Consequently, the Scott County precinct ordinance will need to be amended to reflect this change. Below is the pertinent section of the Scott County ordinance.

37-2.E. The Scott County Board of Supervisors hereby incorporates as Scott County precincts the following two (2) precincts established by the LeClaire City Council as referenced in Ordinance 733, enacted on June 20, 2011. 1. LeClaire Precinct One (1) is Scott County Precinct LC1. 2. LeClaire Precinct Two (2) is Scott County Precinct LC2.

The amendment reads as follows:

Section 37-2.E is amended by adding after the words "Ordinance 733" the words "and Ordinance 822" and by adding after the words "enacted on June 20, 2011" the words "and amended on May 16, 2022."

Scott County Ordinance Number \_\_\_\_\_

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

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

Section 37-2.E is amended by adding after the words “Ordinance 733” the words “and Ordinance 822” and by adding after the words “enacted on June 20, 2011” the words “and amended on May 16, 2022.”

APPROVED THIS \_\_\_\_ day of August, 2022:

\_\_\_\_\_  
Ken Beck, Chairman  
Scott County Board of Supervisors

\_\_\_\_\_  
ATTESTED BY: Kerri Tompkins  
Scott County Auditor

**Scott County Auditor's Office**  
**Auditor Kerri Tompkins**  
600 W. 4<sup>TH</sup> Street  
Davenport, Iowa 52801  
Ph: (563) 326-8631 Fax: (563) 326-8601  
[www.scottcountyiowa.gov](http://www.scottcountyiowa.gov)

Item 13  
08/02/2022



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July 15, 2022

To: Scott County Board of Supervisors  
From: Kerri Tompkins, Scott County Auditor  
RE: Assessors' Recommended Action of Homestead Credits, Disabled Veterans Homestead Credits and Military Exemptions

Pursuant to Iowa Code Section 425.3 my office is forwarding to you the recommendations of the Scott County Assessor and the Davenport City Assessor for allowance and disallowance of homestead credit applications. Also, pursuant to Iowa Code Section 426A.14 my office is forwarding to you the recommendations of the Scott County Assessor and the Davenport City Assessor for allowance and disallowance of military service tax exemptions and tax credits. The applications are physically stored in the respective Assessor's offices.

The Scott County Assessor is recommending that all applications be allowed.

The Davenport City Assessor is recommending that all applications be allowed except for four homesteads, one military and two disabled homestead applications.

Letters from each assessor and copies of the applications recommended for disallowance are included with this memorandum.

Pursuant to Iowa Code Section 425.3 (for homesteads) and 426A.14 (for military exemptions) if the Board disallows a claim the Board is required to send written notice to the claimant that the claim has been disallowed and the reason(s) for the disallowance.

# DAVENPORT CITY ASSESSOR'S OFFICE

SCOTT COUNTY ADMINISTRATIVE CENTER

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July 14, 2022

Kerri Tompkins  
Scott County Auditor

**RE: Homestead Tax Credit Applications – 1214 New Applications  
Military Exemption Applications – 111 New Applications  
Disabled Veterans Homestead Tax Credit Applications – 39 New Applications**

The above referenced applications for 2022 are on file in the Davenport City Assessor's Office and are also stored in the County's Tyler Tax V.X Application File.

There are currently 213 Disabled Veterans Homestead Tax Credit Applications on file of which 39 are 2022 applications. Of those 213 applications, 190 will not have a tax bill to pay and the other 23 will have minimal taxes because their land is over the allowed ½ acre.

In accordance with Iowa Code Chapter 425.3, the assessor shall submit in writing the reasons for their recommendation to the county auditor. The county auditor shall forward the claims to the board of supervisors.

We recommend disallowance of the various applications listed on the attached document and ask that you notify them by mail of your decision. If you need further clarification, please contact this office.

We recommend allowance of all of the other 2022 applications listed above.

Sincerely,

**Nick Van Camp**

Nick Van Camp  
Davenport City Assessor

Enc  
cc: Scott County Board of Supervisors

Type	Parcel Number	Applicant	Property Address	Mailing Address if Dif	City	State	Zip	Reason
Homestead	K0005-02	Pal & Pal Inc	1601 W 4th St		Davenport	IA	52802	INC are not eligible for homestead
Homestead	N0749-02C	XL Enterprises LLC	1930 E 46th St	PO Box 2563	Davenport	IA	52809	LLC are not eligible for homestead
Homestead	F0003-36	Nick Flatter & Dane Daniel	622 Douglas Ct		Davenport	IA	52803	Filed 1-6-2022 but did not reside in house at time of application. Lived in Spokane, WA
Homestead	A0055-06	Abigayle Lynn Kranz	1433 W High St		Davenport	IA	52804	Other deed holders are not related and do not reside in property so ineligible for homestead
Military	I0039-28	Donald & Janet Brannam	1029 N Elmwood Av	1345 Brierwood	Mt Zion	IL	62549	Not Iowa residents - ineligible
Disabled Hmst	N0933-17	Dannel Sieben Egert	5035 Coventry Ct		Davenport	IA	52807	Texas Resident - not eligible for homestead. Has Disabled credit in Texas
Disabled Hmst	N2901D26	Christopher J Schute	243 Fernwood Av		Davenport	IA	52803	Not 100% & Permanently Disabled - ineligible



**OFFICE OF THE COUNTY ASSESSOR**

600 West 4<sup>th</sup> Street  
Davenport, Iowa 52801-1030  
Office: (563) 326-8635  
[assessor@scottcountyiowa.gov](mailto:assessor@scottcountyiowa.gov)  
[www.scottcountyiowa.gov](http://www.scottcountyiowa.gov)



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TOM MCMANUS  
County Assessor

JOHN KELLY  
Deputy Assessor

July 13, 2022

TO: Scott County Auditor  
Scott County Board of Supervisors

RE: Homestead Credit, Disabled Veterans Homestead Tax Credit & Military Exemption Applications

Our office has completed a current list of those persons within Scott County who have applied for homestead tax credits, disabled veteran homestead tax credits and the military service property tax exemptions for the 2022 assessment year.

Per Iowa Administrative Code 701.80 the assessor may not refuse to accept an application but can recommend for its disallowance.

Based upon our continuing audit of the filings, I am requesting that the Board of Supervisors pass a resolution allowing all recommended credits and exemptions.

The entire 2022 list of credits and exemptions will be kept in this office.

Thank you,

Tom McManus, Assessor  
Scott County Assessor's Office

bh

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

August 4, 2022

APPROVING THE 2022 HOMESTEAD TAX CREDIT AND MILITARY EXEMPTION  
APPLICATIONS AS RECOMMENDED FOR ALLOWANCE AND DISALLOWANCE BY  
THE DAVENPORT CITY ASSESSOR AND THE SCOTT COUNTY ASSESSOR

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

Section 1. All 2022 Homestead Property Tax Credit and Military Property Tax Exemption Applications as recommended for allowance by the Davenport City Assessor and Scott County Assessor and as filed in the respective Assessor's Offices are hereby approved.

Section 2. The four 2022 Homestead Property Tax Credit, one Military Exemption and one Disabled Military applications recommended for disallowance by the Davenport City Assessor are hereby disallowed.

Section 3. This resolution shall take effect immediately.

**TIM LANE**  
**Scott County Sheriff**

Item 14  
08/02/2022

**SHAWN ROTH**  
Chief Deputy Sheriff



**BRYCE SCHMIDT**  
Chief Deputy Sheriff

EMERGENCY 9-1-1  
(563) 326-8625  
(563) 326-8689 (FAX)

400 West 4<sup>th</sup> Street  
Davenport, Iowa 52801-1104

[www.scottcountyiowa.com/sheriff](http://www.scottcountyiowa.com/sheriff)  
[sheriff@scottcountyiowa.com](mailto:sheriff@scottcountyiowa.com)

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DATE: July 19, 2022  
TO: Board of Supervisors  
SUBJECT: FY23 JAG Grant Application

The Scott County Sheriff's Office will be submitting a grant on or before August 8, 2022 to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2023 Local Solicitation. Scott County is eligible for \$89,579 which is a joint allocation between Scott County, Bettendorf and Davenport.

This grant supports the Scott County Special Operations Unit Task Force providing drug trafficking enforcement in Scott County. Officers assigned to the Scott County Special Operations Task Force are a combination from the Bettendorf and Davenport Police Departments and the Scott County Sheriff's Office. Currently, the Davenport Police Department does not have an officer assigned. Each agency submits documentation of officer's salaries, benefits and partial overtime to the County for reimbursement. The County submits quarterly and annual reports to the Office of Justice Programs.

The Scott County Sheriff's Office serves as the multi-agency fiscal officer. JAG awards are based on a formula between population and reported crime statistics.

The grant requires notification to the governing body, Board of Supervisors, in a public format as well as a Memorandum of Understanding for the joint application which is signed by an authorized representative from each jurisdiction. This is to ensure that only one application is submitted. If the grant is denied, then the application will be withdrawn.

Upon your resolution to accept the applicable award from JAG, the Scott County Sheriff's Office will continue with the grant management process.

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

August 4, 2022

APPROVAL OF AN APPLICATION FOR A GRANT FROM THE EDWARD BYRNE  
MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM THROUGH THE U.S.  
DEPARTMENT OF JUSTICE (DOJ) IN THE SHERIFF'S OFFICE

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

- Section 1. That the Board hereby approves application for a grant from the Department of Justice (JAG) Program in the Sheriff's Office to support the Scott County Special Operations Unit.
- Section 2. That, if accepted, the Board approves receipt of such funding.
- Section 3. That the Chair is approved to sign such application.
- 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  
Email: [david.farmer@scottcountyiowa.gov](mailto:david.farmer@scottcountyiowa.gov)  
[www.scottcountyiowa.gov](http://www.scottcountyiowa.gov)



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July 14, 2022

To: Mahesh Sharma, Scott County Administrator  
From: David Farmer, Director of Budget and Administrative Services

RE: Policy 30. Grants and Funding Assistance Policy

The proposed updates were reviewed by the Department Heads/Elected Officials and any recommendations were incorporated. Here are the proposed changes to the Administration Policies:

General Policies 11 "Purchasing", 30 "Grant and Funding Assistance" is updated to comply with updated language required for the processing of purchases being made under federal grants.

I may be reached at 563-326-8651 or [david.farmer@scottcountyiowa.gov](mailto:david.farmer@scottcountyiowa.gov).

## **30. GRANTS AND FUNDING ASSISTANCE POLICY**

### **POLICY**

It is the policy of Scott County to account for, and file all appropriate documentation in relation to any grants or other funding that the County applies for and receives. Applicable Federal Labor Standards shall be complied with for all Federal Grants received for construction projects. All procurement related to federal programs will be done in accordance with 2 CFR; Part 200.

### **SCOPE**

This policy shall be applicable to all County offices, departments, and authorized outside agencies and component units funded, in whole or in part, by the County.

### **PURPOSE**

Grant management includes responsibilities by staff to apply requirements to operations, compliance, sub-recipient monitoring, and reporting. Typically, there are negative consequences for failing to meet these requirements, such as the need to return funds to the grantor. Likewise, a grant may result in a program that continues, or as an asset, that is maintained, well beyond the expiration of the grant. The following procedures are designed to promote awareness throughout the county that grants normally come with significant requirements.

### **GENERAL PROCEDURES**

To ensure awareness of the grant administration, compliance and related risk areas, the County shall:

- A. Ensure the efficient administration and operation of grant programs by:
  1. Maintaining a process to monitor for changes in grant terms and conditions that occur after the acceptance of a grant;
  2. Establishing a project plan with timelines and parties responsible for implementing the steps of the plan;
  3. Providing initial training for new and unfamiliar programs;
  4. Providing continuing training, for county employees (County Administration / department / program administrator) and others involved with the grant program (e.g. sub recipients);
  5. Maintaining a process to address specific personnel issues (e.g. preparation of timely, complete, accurate) reporting related to grants;
- B. Ensure the efficient financial management of grant programs by:

1. Following appropriate cash management procedures for drawdown and receipt of funds as well as disbursements of funds;
2. Reconciling internal control records with federal and state reports;
3. Maintaining a process to ensure that costs charged to grants are allowable, necessary, responsible, properly allocable, and that these determinations are consistently applied;
4. Determining whether indirect costs will be allocated to grant programs, and if so, maintain an appropriate process to make the allocation within program guidelines;
5. Maintaining a process to track information about local matching funds including identification of the continuing source of such funds;
6. Integrating grants in the annual budget process;
7. Integrating grants in the county's cash flow planning;
8. Developing if a contingency plan for funding services is necessary if the grant funds terminate;

C. Maintain proper systems to support grants by:

1. Ensuring that financial systems provide information to all parties to allow them to comply with both Generally Accepted Accounting Principles (GAAP) and grant requirements;
2. Identifying and segregating costs as necessary for the grant (e.g., separate allowable and unallowable costs, separate direct costs from indirect costs, and separate administrative costs);
3. Developing systems and methods to account for and track capital items;
4. Including the capability to track information for non-cash grants (e.g. loans, loan guarantees, insurance, endowments, free rent, food stamps, food commodities, and donated property);
5. Developing a methodology to store and provide information electronically so that it is available to multiple users;

D. Maintain proper internal controls that:

1. Document grant procedures;
2. Maintain internal controls over accounting, financial reporting, and program administration;
3. Maintain internal controls to identify and adhere to Federal and State compliance requirements, such as those related to contracting;
4. Consider the level of program risk (e.g. high, medium, low) when establishing internal controls;
5. Establish procedures to ensure the reliability of information obtained from third parties utilized within County reporting;

E. Maintain processes for sub-recipient monitoring that:

1. Provide for programmatic monitoring, including requirements for sub

- recipients to submit progress reports;
- 2. Provide for administrative monitoring including timely reporting and adherence to compliance requirements;
- 3. Provide for financial monitoring including understanding of and adherence to cost principles;
- 4. Establish periodic monitoring meetings;
- 5. Provide for the receipt, review, and appropriate follow up of single audit reports, when applicable;

F. Develop a continuous communication process with:

- 1. Grant sponsor / provider;
- 2. Those that have oversight responsibility including, when applicable, the Federal Cognizant Agency;
- 3. External auditors (e.g. Financial, Program, State of Iowa Auditor);
- 4. Auditors engaged for single audit purposes;
- 5. An interdisciplinary implementation task force within the County that meets regularly to discuss changes and how they should be implemented;

G. Processes to meet various specialized reporting requirements that:

- 1. Maintain a comprehensive list of reporting requirements and reminder system for meeting reporting deadlines;
- 2. Develop the methodology for the preparation of specialized reports;
- 3. Develop an approval process for certifying specialized reporting;
- 4. Develop a process to aggregate all of the information needed for the Schedule Expenditures of Federal Awards;

H. Ensure the completion of auditing requirements for grants by:

- 1. Developing an understanding of audit requirements unique to the grant including those in Generally Accepted Government Auditing Standards (GAGAS), Generally Accepted Auditing Standards (GAAS), and applicable Office of Management and Budget (OMB) circulars;
- 2. Developing an understanding of audit requirements that may be necessary for grant close-out;
- 3. Ensuring the completion of audit procedures relating to the information to be included in GAAP- basis financial statements.

In regards to purchases using Federal dollars (direct or indirect grants):

~~I. METHODS OF PROCUREMENT~~ Methods of Procurement (CFR 200 references, Updated Version 11/30/2021)

↓

1. Procurement under grants shall—must have and use documented procurement procedures. Purchases may be made by one of the following



methods, as described herein: Informal procurement methods: (a) Micro-purchases; or (b) small purchase procedures; Formal procurement methods (bc) sealed bids (formal advertising); (ed) competitive proposals; or (d) noncompetitive proposals.

1.i. Informal Procurement Methods:

1.1. Micro-Purchase Procedures 200.320(a)

1.a. The acquisition of supplies or services, the aggregate dollar amount of which does not exceed the micro-purchase threshold ~~-\$10,000 (200.67320(a)(1))~~. The Board shall annually review and certify an amount that is consistent with risk status, internal risk assessment and consistent with state law. The threshold may be between \$10,000 and \$50,000.

2.b. To the extent practicable, must distribute micro-purchases equitably among qualified suppliers

3.c. May be awarded without soliciting competitive quotations if the non-Federal entity considers the price to be reasonable

1.2. Small Purchase Procedures 200.320(ba)(2)

1.a. Are those relatively simple and informal procurement methods for securing services, supplies, or other property that does not cost more than the simplified acquisition threshold - \$250,000 ~~(200.88)~~

2.b. Price or rate quotations are to be obtained from an "adequate number" of qualified sources

ii. Formal Procurement Methods:

1.1. Sealed Bidding (formal advertising) 200.320(eb)(1)

1.a. Lowest priced, responsive, responsible, bidder wins

2.b. The preferred method for construction when sealed bidding is "feasible", which is when certain conditions are present

3.c. Bids must be solicited from an "adequate number of known suppliers", providing them sufficient response time before date for the opening of bids

4.d. Bids will be opened at the time and place prescribed in the invitation for bids

5.e. Must publicly advertise the invitation for bids

6.f. Bids must be opened publicly

7.g. Other procedural requirements at 200.320(eb)(21)

1.2. Competitive Proposals 200.320(db)(2)

1.a. Used when conditions are not appropriate for the use of sealed bids

2.b. The appropriate method when more than one source is expected to submit an offer and either a fixed-price or cost-reimbursement type contract is awarded

~~3-c.~~ Awards will be made to the responsible firm whose proposal is most advantageous to the program, with price and other factors considered

~~4-d.~~ Requests for proposals must be publicized and identify all evaluation factors and their relative importance

~~5-e.~~ Proposals must be solicited from an adequate number of qualified sources

~~f.~~ Must have written method for conducting technical evaluations of the proposals received and for selection of the contract

~~6-g.~~ May use competitive proposal procedures for qualifications-based procurement of architectural / engineering (A/E) professional services whereby offeror's qualifications are evaluated and the most qualified offeror is selected, subject to negotiation of fair and reasonable competition. This method cannot be used to purchase other types of services through A/E firms that are a potential source to perform the proposed effort.

~~v.iii.~~ Noncompetitive Proposals-Procurement 200.320(fc)

1. Procurement through solicitation of a proposal from only one source and may be used only when one or more of the following circumstances apply:

~~2-a.~~ One Source: the item is available only from a single source

~~3-b.~~ Exigency/Emergency: ~~—~~ an exigency or emergency will not permit a delay resulting from competitive solicitation

~~4-c.~~ Awarding Agency Approval: the Federal awarding agency or pass-through entity expressly authorizes noncompetitive proposals in response to a written request from the non-Federal entity

~~d.~~ Inadequate Competition: after the solicitation of a number of sources, competition is determined inadequate

~~e.~~ Does not exceed micro-purchase threshold

2. The County shall:

~~a.~~ Describe emergency or exigent circumstances

~~b.~~ Write description of goods or services

~~c.~~ Estimate dollar amount

~~d.~~ Describe known conflicts of interest

~~e.~~ Define and justify time period

~~5-f.~~ Transition to competitively bid

J. Contracting with Small and Minority Businesses, Women's Business Enterprises, and Labor Surplus Area Firms ~~CONTRACTING WITH SMALL AND~~

~~MINORITY BUSINESSES, WOMEN'S BUSINESS ENTERPRISES, AND LABOR SURPLUS AREA FIRMS (200.321)~~

~~1. The County must take all necessary affirmative steps to assure that minority businesses, women's business enterprises, and labor surplus area firms are used when possible.~~

~~J.2. Affirmative steps must include:~~

~~1.i. Assuring that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;~~

~~2.ii. Placing qualified small and minority businesses and women's business enterprises on solicitation lists;~~

~~3.iii. Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises;~~

~~4.iv. Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises;~~

~~5.v. Using the services and assistance, as appropriate, of such organizations as the Small Business Administration and the Minority Business Development Agency of the Department of Commerce; and~~

~~6.vi. Requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in paragraphs (4i) through (5vi).~~

~~K. Domestic Preferences for Procurement (200.322)~~

~~1. As appropriate and to the extent consistent with law, to the greatest extent practicable under a federal award, the County will provide a preference for the purchase, acquisition, or use of goods, products, or materials produced in the United States (including but not limited to iron, aluminum, steel, or other manufactured products).~~

~~i. Produced in the United States means, for iron and steel products, that all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States.~~

~~ii. Manufactured products means items and construction materials composed in whole or in part of non-ferrous metals such as aluminum; plastics and polymer-based products such as polyvinyl chloride pipe; aggregates such as concrete; glass, including optical fiber and lumber.~~

~~2. The requirements must be included in all subaward including all contracts and purchase orders for work or products under this award.~~

~~L. CONTRACT PRICING Contract Pricing (200.323324)~~

~~K.~~

~~1. The cost plus a percentage of cost and percentage of construction cost method of contracting shall must not be used.~~

~~2. Scott County shall must perform some form of cost/price analysis for every procurement action in excess of the Simplified Acquisition Threshold,~~

including contract modifications, amendments, or change orders. Scott County shall make an independent estimate prior to receiving a bid or proposal.

3. Scott County ~~shall~~must negotiate profit as a separate element of the price for each contract in which there is no price competition and in all cases where cost analysis is performed. In determining a fair and reasonable profit, Scott County must consider the complexity of the work to be performed, the risk borne by the contractor, the contractor's investment, the amount of subcontracting, the quality of its record of past performance and the industry profit rates in the surrounding geographical area.
4. Costs or prices based on estimated costs for contracts under the Federal award are allowable only to the extent that costs incurred or costs estimates included in negotiated prices would be allowable for the non-Federal entity under subpart E of the CFR. The non-Federal entity may reference its own costs principles that comply with Federal cost principles.
- 3-5. The cost plus a percentage of cost and percentage of costs methods of contracting must not be used.

#### M. Procurement Records

#### ~~L. PROCUREMENT RECORDS~~

1. Scott County ~~shall~~must maintain records sufficient to detail the significant history of a procurement, including the rationale for the method of procurement, selection of contract type, contractor selection or rejection, and the basis for the contract price. (200.~~324~~325)
  - i. Scott County must make available, upon request of the Federal awarding agency or pass-through entity, technical specifications on proposed procurements where the Federal awarding agency or pass-through entity believes such review is needed to ensure that the item or service specified is the one being proposed for acquisition.
  - ii. Scott County must make available upon request, for the Federal awarding agency or pass-through entity pre-procurement review, procurement documents, such as requests for proposals or invitations for bids, or independent cost estimates, when:
    1. Scott County's procurement procedures or operation fails to comply with the procurement standards in this Part;
    2. The procurement is expected to exceed the Simplified Acquisition Threshold and is to be awarded without competition or only one bid or offer is received in response to a solicitation;
    3. The procurement, which is expected to exceed the Simplified Acquisition Threshold, specifies a "brand name" product;
    4. The proposed contract is more than the Simplified Acquisition Threshold and is to be awarded to other than the apparent low bidder under a sealed bid procurement; or
    5. A proposed contract modification changes the scope of a contract or increases the contract amount by more than the

Simplified Acquisition Threshold.

- iii. Scott County is exempt from the pre-procurement review in paragraph (b) of this section if the Federal awarding agency or pass-through entity determines that its procurement systems comply with the standards of this Part.
  1. Scott County may request that its procurement system be reviewed by the Federal awarding agency or pass-through entity to determine whether its system meets these standards in order for its system to be certified. Generally, these reviews must occur where there is continuous high-dollar funding, and third party contracts are awarded on a regular basis;
  2. Scott County may self-certify its procurement system. Such self-certification must not limit the Federal awarding agency's right to survey the system. Under a self-certification procedure, the Federal awarding agency may rely on written assurances from Scott County that it is complying with these standards. Scott County must cite specific policies, procedures, regulations, or standards as being in compliance with these requirements and have its system available for review.

N. Awarded Contracts ~~AWARDED CONTRACTS~~

~~M.~~

1. Scott County will not award a contract to a party listed as debarred, suspended, or otherwise excluded in the System for Award Management (SAM). [www.sam.gov](http://www.sam.gov) (200.213214)
2. Contracts awarded ~~shall~~ must contain the applicable contract provisions described in 2 CFR 200.326-327 and Appendix II to Part 200.
3. Scott County will maintain written standards of conduct covering conflicts of interest and must provide for disciplinary action to be applied for violations of such standards as defined in 2 CFR 200.318 (c) (1).
4. No officer, employee, or agent of the Scott County shall participate in the selection, award, or administration of a contract supported by federal grant funds, if a conflict of interest, real or apparent, would be involved. Such a conflict would arise when:
  - i. The employee, officer, or agent;
  - ii. Any member of his/her immediate family;
  - iii. His/her partner; or
  - iv. An organization which employs, or is about to employ any of the above;
  - v. has a financial or other interest in the firm selected for award.
  - vi. Scott County officers, employees, or agents shall neither solicit nor accept gratuities, favors, or anything of monetary value from contractors, potential contractors, or subcontractors.
  - vii. To the extent permitted by federal, state, or local law or regulations, violation of these standards may cause penalties, sanctions, or other disciplinary actions to be taken against Scott County's officers,

employees, or agents.

## ADMINISTRATIVE PROCEDURES

### A. Responsibilities of County Administration

1. Work with all departments and authorized agencies to ensure that any money those entities apply for and receive is properly accounted for.
2. Work with all departments and authorized agencies to provide supporting work papers and tools to meet grant administration, compliance, and risk awareness to all departments and authorized agencies.
3. Every three (3) months, with the quarterly reports, County Administration will present a report to the Board of Supervisors detailing activity of all grant funded positions.
4. Ensure that all original agreements and grants are maintained in the submitting department and cataloged in the Enterprise Resource Planning (ERP) system.
5. Identify one person from each office or department as a contact person for grants and funding.
6. Consult with the outside auditing firm in preparing annual audit work papers, provide all grant and funding information, particularly relating to any federal money received.
7. Develop and lead annual grants update training for all grant program and fiscal managers.
8. Prepare the Schedule of Federal Awards (SEFA) from supporting information within ERP, communications from department heads or designees, grant managers and other related documents. The SEFA will then be sent to grant managers for review and reconciliation to grant records for approval. County Administration is responsible for the SEFA.
9. County administration shall review the uniform guidance and attend training for updates in requirements.

B. Responsibilities of Departments and Authorized Agencies

1. All departments and authorized agencies which receive money from grants or other funding sources shall designate an individual from that agency to be a contact person with County Administration. This contact person will be knowledgeable about all grants or other funding received in that department and will transmit necessary documentation to the Office of the County Administrator. The program manager is responsible for program compliance. The fiscal manager is responsible for grant fiscal reporting.
2. Maintain original grant documents and record in the Enterprise Resource Planning (ERP) system.
3. Any department or authorized agency applying for grants or other reimbursement, and when awarded a grant, shall notify County Administration.
4. If any department or authorized agency receives a grant or other funding, that agency shall notify County Administration and also transmit, and maintain, a signed copy of the agreement to the County Administration designee through the ERP / Electronic Content Management (ECM) system.
5. All records related to the grant will be maintained by the department or authorized agency and be made available at any time for inspection.
6. Attend grant training, either internally or externally, at least once a year.
7. Communicate to County Administration designee any program findings assessed from granting parties, or to grant sub-recipients of the county within five business days.
8. Provide copies of any external audit reports to the County Administration designee within ten business days of receipt.
9. Reconcile each grant for fiscal year activity 75 days after fiscal year end. Communicate any difficulties of reconciliations within ten days after identification of error.
10. Obtain and prepare any requested documentation for external audit parties within five days of request.
11. Adhere to Federal purchasing and quotation policies. Maintain supporting documentation. Where Federal or State purchasing or quotation guidelines conflict with County policy, the Federal or State Policy will supersede County policy in purchasing decisions.

12. Maintain payroll and benefit supporting time and effort allocations in compliance with Federal guidelines.
13. County departmental staff shall review the uniform guidance and attend training for updates in requirements.



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

AUGUST 04, 2022

APPROVING CHANGES TO GENERAL POLICIES  
POLICY 30 - GRANT AND FUNDING ASSISTANCE

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

Section 1. General Policy 30 "Grant and Funding Assistance" updated to comply with uniform grant guidance.

Section 2. This resolution shall take effect immediately.

**OFFICE OF THE COUNTY ADMINISTRATOR**

600 West Fourth Street  
Davenport, Iowa 52801-1003

Office: (563) 326-8702  
Email: [david.farmer@scottcountyiowa.gov](mailto:david.farmer@scottcountyiowa.gov)  
[www.scottcountyiowa.gov](http://www.scottcountyiowa.gov)

Item 16  
08/02/2022



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July 14, 2022

To: Mahesh Sharma, Scott County Administrator  
From: David Farmer, Director of Budget and Administrative Services

RE: Micro Purchase Procurement Method Fiscal Year 2023 Adoption

The recommended changes to policy Number 30 – Grants and Funding Assistance Policy allows for the informal procurement method – Micro-Purchase procedures to set a threshold not exceeding \$50,000. The threshold defines when formal solicited quotations must be received by non-federal entity. Informal quotes are recommended and the County must distribute micro-purchases equitably among qualified suppliers.

The County may annually set a level based on risk status, internal risk assessment and consistent with state law. The current federal unmodified level is \$10,000.

It is recommended the County increased the acquisition level to \$15,000 to match the general board approval policy. This will create less confusion by County departments on different purchasing thresholds in the normal course of business. The County qualifies and has consistently qualified as a low-risk auditee during the federal single audit compliance testing. The \$15,000 threshold is below the state mandate for formal bidding procedures.

Attaches is a resolution adopting the Micro-Purchase threshold.

I may be reached at 563-326-8651 or [david.farmer@scottcountyiowa.gov](mailto:david.farmer@scottcountyiowa.gov).

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

AUGUST 4, 2022

APPROVAL OF FEDERAL GRANT MICRO-PURCHASE THRESHOLD FOR FY23

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

Section 1. The County qualifies as a low-risk auditee, has appropriate controls in place to monitor grant compliance and annually setting a threshold between \$10,000 and \$50,000 is permissible by Federal Uniform Procedures.

Section 2. The County Director of Budget and Administrative Services is hereby directed to establish the fiscal year 2023 Micro-Purchase procurement method at \$15,000.

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  
Email: david.farmer@scottcountyiowa.gov  
www.scottcountyiowa.gov



July 25, 2022

To: Mahesh Sharma, County Administrator

From: David Farmer, Director of Budget and Administrative Services

RE: Receipt of Allocation from National Opioid Settlement

Scott County Administration has been notified of the pending financial distribution as part of the National Opioid Settlement. Scott County Administration, the Auditor's office and Attorney's office is completing the necessary documentation to receive the settlement on behalf of the County. The year 1 distribution to Scott County, Iowa is \$237,054.58. The settlement requires the County to create a separate fund for the receipt and corresponding expenditures. The funds will be treated as restricted grant revenue to satisfy compliance monitoring and reporting.

The funding must be used for the following approved uses:

Treatment

- Treat Opioid Use Disorder
- Support People in Treatment and Recovery
- Connect People Who Need Help to the Help They Need (Connections to Care)
- Address the Needs of Criminal Justice – Involved Persons
- Address the Needs of Pregnant or Parenting Women and Their Families, Including Babies with Neonatal Abstinence Syndrome

Prevention

- Prevent Over-Prescribing and Ensure Appropriate Prescribing and Dispensing of Opioids
- Prevent Misuse of Opioids
- Prevent Overdoses Deaths and Other Harms (Harm Reduction)

Other Strategies

- First Responders
- Leadership, Planning and Coordination
- Training
- Research

It is recommended the Health, Community Services, Sheriff and Administration departments work together to apply the funding to local projects of the County. A budget amendment will be applied in March 2023 for the use of the funds. A resolution directing the County to enter into the memorandum of understanding and creation of the fund for future budget allocation is attached.

I may be reached at 563-326-8651 or [david.farmer@scottcountyiowa.gov](mailto:david.farmer@scottcountyiowa.gov).

CC:

Kerri Tompkins, County Auditor  
Rob Cusack, Senior Assistant Attorney, Attorney's office  
Lori Elam, Community Service Director  
Amy Thoreson, Health Department Director  
Tim Lane, County Sheriff

IOWA OPIOID ALLOCATION  
MEMORANDUM OF UNDERSTANDING

**A. Definitions**

As used in this Memorandum of Understanding (“MOU” or “Agreement”):

1. “Local Government” shall mean all Iowa Counties (regardless of population) and cities, villages, and towns located within the geographic boundaries of the State of Iowa with a population exceeding 10,000.<sup>1</sup>
2. “Opioid Funds” shall mean monetary amounts obtained through a Settlement as defined in this MOU, including amounts obtained under Sections IV and V of the Distributor Master Settlement Agreement and Sections V and VI of the J&J Master Settlement Agreement. Separate amounts allocated to the State as restitution pursuant to Sections IX of the Distributor Master Settlement Agreement and Sections X of the J&J Master Settlement Agreement and amounts for reimbursement of attorneys’ fees and costs as set forth in Sections X of the Distributor Master Settlement Agreement and Section XI of the J&J Master Settlement Agreement and from similar state specific or private attorneys’ fees funds created by other Settlements are not “Opioid Funds.” For avoidance of doubt, payments to the Iowa Backstop Fund will be paid out of Opioid Funds as more specifically set forth in Section D of this MOU.
3. “Opioid Related Expenditure” shall mean an expenditure consistent with the categories enumerated in Exhibit E to the Distributor Master Settlement Agreement and the J&J Master Settlement Agreement found at <https://nationalopioidsettlement.com/> and attached hereto as Exhibit 1.
4. “Parties” shall mean the State of Iowa and Participating Local Governments.
5. “Pharmaceutical Supply Chain Participant” shall mean any entity that engages in or has engaged in the manufacture, marketing, promotion, distribution or dispensing of an opioid analgesic, including but not limited to those persons or entities identified as Defendants in the matter captioned *In re: Opioid Litigation*, MDL 2804 pending in the United States District Court for the Northern District of Ohio.
6. “Participating Local Government” is any Local Government that agrees to be bound by a Settlement by Participation Agreement necessary to effectuate that Settlement or other similar document.
7. “Settlement” shall mean the negotiated resolution of legal or equitable claims regarding opioids against a Pharmaceutical Supply Chain Participant when that resolution has been

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<sup>1</sup> The population figures contained in this MOU shall be derived from the published U.S. Census Bureau’s population estimates for July 1, 2019, released May 2020 as set for in the Distributor Master Settlement Agreement and the J&J Master Settlement Agreement.

jointly entered into by the Parties. For avoidance of doubt, a Settlement shall not include (i) any negotiated resolution of legal or equitable claims between the State and a Supply Chain Participant that is unrelated to the claims at issue in the matter captioned *In re: Opioid Litigation*, MDL 2804 pending in the United States District Court for the Northern District of Ohio or (ii) any negotiated resolution of legal or equitable claims between the State and a Supply Chain Participant that requires the Parties to allocate settlement proceeds in a specific manner or using specified allocation percentages inconsistent with this MOU

8. “Master Settlement Agreement” shall mean the agreements documenting a Settlement. For the purposes of this MOU the Distributor Master Settlement Agreement and the J&J Master Settlement Agreement found at <https://nationalopioidsettlement.com/> are Master Settlement Agreements under the meaning of this MOU.
9. “State” shall mean the State of Iowa.

**B. Allocation of the Opioid Settlement Proceeds**

1. Opioid Funds shall be allocated as follows: (i) 50% to the Iowa Abatement Fund (“Iowa Abatement Share”) and (ii) 50% to Participating Local Governments, less fees and costs allocated to the Iowa Backstop Fund as set forth in Section D (“LG Abatement Share”).
2. The Participating Local Governments may elect to use a Settlement Administrator (“Settlement Administrator”) to receive and distribute Opioid Funds allocated to the LG Abatement Share pursuant to this MOU.
3. Opioid Funds shall not be considered funds of the Iowa Abatement Fund or any Local Government unless and until such time as an allocation is made to the Iowa Abatement Fund or any Participating Local Government pursuant to this Section.
4. The LG Abatement Share shall be distributed in direct payments to the Counties that are Participating Local Governments according to the National Negotiation Class Formula, in the amounts set forth on Exhibit 2 (“Direct Distribution Amount”).
5. A County may elect to forego its Direct Distribution Amount by notifying the Settlement Administrator in writing of its decision. If a County makes an election to forego its Direct Distribution Amount, that amount reverts to the LG Abatement Share unless the County specifically designates that its share should revert to the Iowa Abatement Share.
6. Except as provided herein, nothing shall prohibit a County from sub-allocating any portion of its Direct Distribution Amount to the Iowa Abatement Fund or to a City that is a Participating Local Government within its jurisdiction provided, however, that the Iowa Abatement Fund or City must expend any such sub-allocation only on an Opioid Related Expenditure.

7. If a County sub-allocates Opioid Funds to a City within its jurisdiction, such suballocation shall be made according to an agreement between the County and the City requiring the use of the suballocated funds for an Opioid Related Expenditure and further providing that a use of funds inconsistent with an Opioid Related Expenditure shall make the funds subject to recoupment and otherwise disqualify the City from a future sub-allocation.
8. Except as provided herein, 100% of the Iowa Abatement Share and the LG Abatement Share, regardless of allocation, shall be utilized only for Opioid Related Expenditures incurred after the Effective Date of this MOU. The list of approved Opioid Related Expenditures are set forth in Exhibit 1 to this MOU . The Parties agree that at least 75% of the Iowa Abatement Share and the LG Abatement Share shall be utilized for only the “Core Strategies” listed in Schedule A of Exhibit 1 to this MOU.
9. The Parties may use up to 2.5% of the Iowa Abatement Share and the LG Abatement Share for administrative costs for Opioid Related Expenditures.

**C. Compliance Reporting and Accountability**

1. Every Participating Local Government that receives a Direct Distribution Amount shall create a separate fund on its financial books and records that is designated for the receipt and expenditure of the entity’s Direct Distribution Amount, called the “LG Abatement Fund.” Funds in an LG Abatement Fund shall not be commingled with any other money or funds of the Participating Local Government. A Participating Local Government may invest LG Abatement Fund funds consistent with the investment of other funds of a Participating Local Government.
2. Funds in a LG Abatement Fund may be expended by a Participating Local Government only for Opioid Related Expenditures. For avoidance of doubt, funds in a LG Abatement Fund may not be expended for costs, disbursements or payments made or incurred prior to the Settlement.
3. Each LG Abatement Fund shall be subject to audit in a manner consistent with Code of Iowa §§331.402(2)(i) and 11.6. Any such audit shall be a financial and performance audit to ensure that the LG Abatement Fund disbursements are consistent with the terms of this MOU. If any such audit reveals an expenditure inconsistent with the terms of this MOU, the Participating Local Government shall immediately redirect the funds associated with the inconsistent expenditure to an Opioid Related Expenditure.
4. Reporting
  - a. Each Participating Local Government that receives a Direct Distribution Amount must prepare and file a public annual report describing the expenditure of its Direct Distribution Amount. The report shall include, though is not limited to, a

narrative description of the funded programs; the dollar amount provided; and progress and/or outcomes of funded programs. Participating Local Governments may work together to prepare and file joint reports if they so choose.

- b. A Participating Local Government taking a suballocation of some amount of its Direct Distribution Amount pursuant to Section B(7) is responsible for including the expenditure of those funds and outcomes from those expenditures in the annual report required by Section C(4)(a), above.
  - c. The State may utilize the reports in order to report to the public on the use and effectiveness of the Opioid Funds in addressing the opioid crisis in Iowa.
5. Two or more Participating Local Governments may combine their respective Direct Distribution Amounts.
  6. Nothing shall prohibit Participating Local Governments from acting alone or together pursuant to Paragraph 5 or from entering into an agreement(s) relating to the securitization of Opioid Funds (and any allocation thereof) that are scheduled under a Settlement to be paid at a future date.
  7. Pursuant to Section B of this MOU the Iowa Abatement Fund and all Participating Local Governments shall use 100% of the Iowa Abatement Share and the LG Abatement Share for Opioid Related Expenditures.

**D. Payment of Counsel and Opioid Litigation Expenses**

1. Sixty-six of the Participating Local Governments (“Litigating Local Governments”) have contracted with outside counsel (“Counsel”) for representation in litigation against certain Pharmaceutical Supply Chain Participants and Counsel has been representing some of those entities since 2018. The Litigating Local Governments are set forth on Exhibit 2. In consideration for Counsel’s representation, each of the Litigating Local Governments entered into a contract with its Counsel for a 25% contingency fee applied to each Litigating Local Government’s recovery.
2. The Distributor Master Settlement Agreement and the J&J Master Settlement Agreement provide for the payment of attorneys’ fees and legal expenses owed by States and Participating Local Governments to outside counsel retained for litigation against the Defendants in those agreements. To effectuate this, the Court in the MDL Litigation has established a fund to compensate attorneys for services rendered and expenses incurred that have benefitted plaintiffs generally in the litigation (the “National Attorney Fee Fund”).
3. Counsel for the Litigating Local Governments intends to make application to the National Attorney Fee Fund. Because there is still uncertainty regarding what Counsel will recover as compensation for the large volume of work done and the large out of pocket expense of the Litigation, and whereas the Litigating Local Governments desire



to fairly compensate Counsel for the work done on behalf of Litigating Local Governments, the Parties agree that the Participating Local Governments will create an Iowa attorneys' fees and costs fund (the "Iowa Backstop Fund") to compensate Counsel only in the event Counsel does not recover from the National Attorney Fee Fund an amount equal to 15 % of the LG Abatement Share attributable to the Litigating Local Governments, less any amounts a Litigating Local Government suballocates to one or more Cities within its jurisdiction ("Net Direct Distribution Amount"). For the avoidance of doubt, collectively, Counsel are limited to being paid, at most, and assuming adequate funds are available under the National Attorney Fee Fund and the Iowa Backstop Fund, attorneys' fees totaling fifteen percent (15%) of the total Net Direct Distribution Amount for all Litigating Local Governments.

4. Counsel must first seek recovery at the National Attorney Fee Fund before applying to the Iowa Backstop Fund and may not recover from the Iowa Backstop Fund any amounts recovered at the National Attorney Fee Fund.
5. Counsel can seek payment from the Iowa Backstop Fund only for the difference between what they have collected from the National Attorney Fee Fund and the amount to which they are entitled under Paragraph D(3), above.
6. If Counsel receives fees/costs for common benefit work from the National Attorney Fee Fund, when determining "amounts recovered" for purposes of this Section D, those fees/costs received from the National Attorney Fee Fund for common benefit work will be allocated proportionately across all of their local governmental clients based on the Negotiation Class Model to allocate the appropriate portion to Iowa Litigating Local Governments.
7. The Iowa Backstop Fund shall be funded as follows: from the Opioid Funds Allocated to Participating Local Governments pursuant to this MOU, the Settlement Administrator shall deposit in the Iowa Backstop Fund an amount equal to 15% of the total Net Direct Distribution Amount for all Litigating Local Governments and distribute the remainder of the funds allocated to Participating Local Governments as set forth in Section B above. No funds from the Iowa Abatement Share shall be used to pay attorneys' fees and no funds from the Iowa Abatement Share shall be paid to the Iowa Backstop Fund.
8. Any funds remaining in the Iowa Backstop Fund in excess of the amounts needed to cover the deficiency in attorneys' fees as provided in this Section shall revert back to the LG Abatement Share and shall be allocated to the Participating Local Governments as provided in Section B.
9. The Settlement Administrator shall be responsible for receiving requests for and allocating payments to Counsel from the Iowa Backstop Fund. Counsel seeking payment from the Iowa Backstop Fund shall provide all documents and information required and/or sought by the Settlement Administrator.

10. The Settlement Administrator is authorized to provide information regarding requests for and payment from the Iowa Backstop Fund to the Attorney General, upon request.
11. The Iowa Backstop Fund will not be funded by proceeds from any resolution in the matter of *In re Purdue Pharma L.P., et. al.*, Docket No. 19-23649 in the Bankruptcy Court for the Southern District of New York.

**E. Minimum Participation**

1. This Agreement shall become effective at the time when Litigating Local Governments comprising 95% of the total Litigating Local Government population and Local Governments comprising 80% of the total population of eligible Primary Subdivisions as defined and described in in the Settlement Agreements with a population over 30,000 people sign this MOU (“MOU Effective Date”).
2. For avoidance of doubt, a list of the Litigating Local Governments and eligible Primary Subdivisions with a population over 30,000 people whose participation is required to achieve the MOU Effective Dates as set forth above is attached hereto as Exhibit 3.

**F. Other Terms**

1. The Parties agree to make such amendments as necessary to implement the intent of this agreement. After this Agreement becomes effective, amendments may only be made to this Agreement if approved in writing by the Attorney General and at least 51% of the Participating Local Governments.
2. This Agreement shall be governed by and construed under the laws of the State of Iowa using Iowa law. Any action related to the provisions of this Agreement, except as otherwise provided in the Master Settlement Agreements or Future Resolutions, must be adjudicated by the Iowa state courts of Polk County in the State of Iowa.
3. This Agreement does not supersede or alter the terms of the Master Settlement Agreements except to the extent those terms allow for a State-Subdivision Agreement to do so.
4. If any part of this Agreement is declared invalid or becomes inoperative for any reason, such invalidity or failure shall not affect the validity and enforceability of any other provision.
5. This Agreement may be executed in counterparts, each of which shall be deemed an original and all of which together shall be considered one and the same agreement. A signature transmitted by facsimile or electronic image shall be deemed an original signature for purposes of executing this Agreement.

# **Exhibit 1**

**EXHIBIT E**

**List of Opioid Remediation Uses**

**Schedule A  
Core Strategies**

States and Qualifying Block Grantees shall choose from among the abatement strategies listed in Schedule B. However, priority shall be given to the following core abatement strategies (“*Core Strategies*”).<sup>14</sup>

A. **NALOXONE OR OTHER FDA-APPROVED DRUG TO REVERSE OPIOID OVERDOSES**

1. Expand training for first responders, schools, community support groups and families; and
2. Increase distribution to individuals who are uninsured or whose insurance does not cover the needed service.

B. **MEDICATION-ASSISTED TREATMENT (“MAT”) DISTRIBUTION AND OTHER OPIOID-RELATED TREATMENT**

1. Increase distribution of MAT to individuals who are uninsured or whose insurance does not cover the needed service;
2. Provide education to school-based and youth-focused programs that discourage or prevent misuse;
3. Provide MAT education and awareness training to healthcare providers, EMTs, law enforcement, and other first responders; and
4. Provide treatment and recovery support services such as residential and inpatient treatment, intensive outpatient treatment, outpatient therapy or counseling, and recovery housing that allow or integrate medication and with other support services.

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<sup>14</sup> As used in this Schedule A, words like “expand,” “fund,” “provide” or the like shall not indicate a preference for new or existing programs.

C. **PREGNANT & POSTPARTUM WOMEN**

1. Expand Screening, Brief Intervention, and Referral to Treatment (“*SBIRT*”) services to non-Medicaid eligible or uninsured pregnant women;
2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for women with co-occurring Opioid Use Disorder (“*OUD*”) and other Substance Use Disorder (“*SUD*”)/Mental Health disorders for uninsured individuals for up to 12 months postpartum; and
3. Provide comprehensive wrap-around services to individuals with OUD, including housing, transportation, job placement/training, and childcare.

D. **EXPANDING TREATMENT FOR NEONATAL ABSTINENCE SYNDROME (“*NAS*”)**

1. Expand comprehensive evidence-based and recovery support for NAS babies;
2. Expand services for better continuum of care with infant-need dyad; and
3. Expand long-term treatment and services for medical monitoring of NAS babies and their families.

E. **EXPANSION OF WARM HAND-OFF PROGRAMS AND RECOVERY SERVICES**

1. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments;
2. Expand warm hand-off services to transition to recovery services;
3. Broaden scope of recovery services to include co-occurring SUD or mental health conditions;
4. Provide comprehensive wrap-around services to individuals in recovery, including housing, transportation, job placement/training, and childcare; and
5. Hire additional social workers or other behavioral health workers to facilitate expansions above.

F. **TREATMENT FOR INCARCERATED POPULATION**

1. Provide evidence-based treatment and recovery support, including MAT for persons with OUD and co-occurring SUD/MH disorders within and transitioning out of the criminal justice system; and
2. Increase funding for jails to provide treatment to inmates with OUD.

G. **PREVENTION PROGRAMS**

1. Funding for media campaigns to prevent opioid use (similar to the FDA's "Real Cost" campaign to prevent youth from misusing tobacco);
2. Funding for evidence-based prevention programs in schools;
3. Funding for medical provider education and outreach regarding best prescribing practices for opioids consistent with the 2016 CDC guidelines, including providers at hospitals (academic detailing);
4. Funding for community drug disposal programs; and
5. Funding and training for first responders to participate in pre-arrest diversion programs, post-overdose response teams, or similar strategies that connect at-risk individuals to behavioral health services and supports.

H. **EXPANDING SYRINGE SERVICE PROGRAMS**

1. Provide comprehensive syringe services programs with more wrap-around services, including linkage to OUD treatment, access to sterile syringes and linkage to care and treatment of infectious diseases.

I. **EVIDENCE-BASED DATA COLLECTION AND RESEARCH ANALYZING THE EFFECTIVENESS OF THE ABATEMENT STRATEGIES WITHIN THE STATE**

**Schedule B**  
**Approved Uses**

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

PART ONE: TREATMENT

**A. TREAT OPIOID USE DISORDER (OUD)**

Support treatment of Opioid Use Disorder (“*OUD*”) and any co-occurring Substance Use Disorder or Mental Health (“*SUD/MH*”) conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, those that:<sup>15</sup>

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, including all forms of Medication-Assisted Treatment (“*MAT*”) approved by the U.S. Food and Drug Administration.
2. Support and reimburse evidence-based services that adhere to the American Society of Addiction Medicine (“*ASAM*”) continuum of care for OUD and any co-occurring SUD/MH conditions.
3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.
4. Improve oversight of Opioid Treatment Programs (“*OTPs*”) to assure evidence-based or evidence-informed practices such as adequate methadone dosing and low threshold approaches to treatment.
5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions and for persons who have experienced an opioid overdose.
6. Provide treatment of trauma for individuals with OUD (*e.g.*, violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (*e.g.*, surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.
7. Support evidence-based withdrawal management services for people with OUD and any co-occurring mental health conditions.

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<sup>15</sup> As used in this Schedule B, words like “expand,” “fund,” “provide” or the like shall not indicate a preference for new or existing programs.

8. Provide training on MAT for health care providers, first responders, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.
9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions.
10. Offer fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.
11. Offer scholarships and supports for behavioral health practitioners or workers involved in addressing OUD and any co-occurring SUD/MH or mental health conditions, including, but not limited to, training, scholarships, fellowships, loan repayment programs, or other incentives for providers to work in rural or underserved areas.
12. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (“*DATA 2000*”) to prescribe MAT for OUD, and provide technical assistance and professional support to clinicians who have obtained a *DATA 2000* waiver.
13. Disseminate of web-based training curricula, such as the American Academy of Addiction Psychiatry’s Provider Clinical Support Service–Opioids web-based training curriculum and motivational interviewing.
14. Develop and disseminate new curricula, such as the American Academy of Addiction Psychiatry’s Provider Clinical Support Service for Medication–Assisted Treatment.

**B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY**

Support people in recovery from OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the programs or strategies that:

1. Provide comprehensive wrap-around services to individuals with OUD and any co-occurring SUD/MH conditions, including housing, transportation, education, job placement, job training, or childcare.
2. Provide the full continuum of care of treatment and recovery services for OUD and any co-occurring SUD/MH conditions, including supportive housing, peer support services and counseling, community navigators, case management, and connections to community-based services.
3. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions.



4. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, including supportive housing, recovery housing, housing assistance programs, training for housing providers, or recovery housing programs that allow or integrate FDA-approved medication with other support services.
5. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions.
6. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions.
7. Provide or support transportation to treatment or recovery programs or services for persons with OUD and any co-occurring SUD/MH conditions.
8. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions.
9. Identify successful recovery programs such as physician, pilot, and college recovery programs, and provide support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.
10. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to support the person with OUD in the family.
11. Provide training and development of procedures for government staff to appropriately interact and provide social and other services to individuals with or in recovery from OUD, including reducing stigma.
12. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.
13. Create or support culturally appropriate services and programs for persons with OUD and any co-occurring SUD/MH conditions, including new Americans.
14. Create and/or support recovery high schools.
15. Hire or train behavioral health workers to provide or expand any of the services or supports listed above.

**C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED**  
**(CONNECTIONS TO CARE)**

Provide connections to care for people who have—or are at risk of developing—OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, those that:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.
2. Fund SBIRT programs to reduce the transition from use to disorders, including SBIRT services to pregnant women who are uninsured or not eligible for Medicaid.
3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is common.
4. Purchase automated versions of SBIRT and support ongoing costs of the technology.
5. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments.
6. Provide training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.
7. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, or persons who have experienced an opioid overdose, into clinically appropriate follow-up care through a bridge clinic or similar approach.
8. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions or persons that have experienced an opioid overdose.
9. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.
10. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced an opioid overdose.
11. Expand warm hand-off services to transition to recovery services.
12. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people.
13. Develop and support best practices on addressing OUD in the workplace.

14. Support assistance programs for health care providers with OUD.
15. Engage non-profits and the faith community as a system to support outreach for treatment.
16. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions.

**D. ADDRESS THE NEEDS OF CRIMINAL JUSTICE-INVOLVED PERSONS**

Address the needs of persons with OUD and any co-occurring SUD/MH conditions who are involved in, are at risk of becoming involved in, or are transitioning out of the criminal justice system through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, those that:

1. Support pre-arrest or pre-arraignment diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, including established strategies such as:
  1. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (“*PAARF*”);
  2. Active outreach strategies such as the Drug Abuse Response Team (“*DART*”) model;
  3. “Naloxone Plus” strategies, which work to ensure that individuals who have received naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;
  4. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (“*LEAD*”) model;
  5. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative; or
  6. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise.
2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH conditions to evidence-informed treatment, including MAT, and related services.
3. Support treatment and recovery courts that provide evidence-based options for persons with OUD and any co-occurring SUD/MH conditions.

4. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are incarcerated in jail or prison.
5. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are leaving jail or prison or have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.
6. Support critical time interventions (“CTP”), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.
7. Provide training on best practices for addressing the needs of criminal justice-involved persons with OUD and any co-occurring SUD/MH conditions to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, harm reduction, case management, or other services offered in connection with any of the strategies described in this section.

**E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME**

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, and the needs of their families, including babies with neonatal abstinence syndrome (“NAS”), through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, those that:

1. Support evidence-based or evidence-informed treatment, including MAT, recovery services and supports, and prevention services for pregnant women—or women who could become pregnant—who have OUD and any co-occurring SUD/MH conditions, and other measures to educate and provide support to families affected by Neonatal Abstinence Syndrome.
2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for uninsured women with OUD and any co-occurring SUD/MH conditions for up to 12 months postpartum.
3. Provide training for obstetricians or other healthcare personnel who work with pregnant women and their families regarding treatment of OUD and any co-occurring SUD/MH conditions.
4. Expand comprehensive evidence-based treatment and recovery support for NAS babies; expand services for better continuum of care with infant-need dyad; and expand long-term treatment and services for medical monitoring of NAS babies and their families.

5. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with NAS get referred to appropriate services and receive a plan of safe care.
6. Provide child and family supports for parenting women with OUD and any co-occurring SUD/MH conditions.
7. Provide enhanced family support and child care services for parents with OUD and any co-occurring SUD/MH conditions.
8. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.
9. Offer home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, including, but not limited to, parent skills training.
10. Provide support for Children's Services—Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

PART TWO: PREVENTION
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**F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS**

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Funding medical provider education and outreach regarding best prescribing practices for opioids consistent with the Guidelines for Prescribing Opioids for Chronic Pain from the U.S. Centers for Disease Control and Prevention, including providers at hospitals (academic detailing).
2. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.
3. Continuing Medical Education (CME) on appropriate prescribing of opioids.
4. Providing Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.
5. Supporting enhancements or improvements to Prescription Drug Monitoring Programs (“PDMPs”), including, but not limited to, improvements that:

1. Increase the number of prescribers using PDMPs;
2. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs, by improving the interface that prescribers use to access PDMP data, or both; or
3. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD in a manner that complies with all relevant privacy and security laws and rules.
6. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database in a manner that complies with all relevant privacy and security laws and rules.
7. Increasing electronic prescribing to prevent diversion or forgery.
8. Educating dispensers on appropriate opioid dispensing.

**G. PREVENT MISUSE OF OPIOIDS**

Support efforts to discourage or prevent misuse of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Funding media campaigns to prevent opioid misuse.
2. Corrective advertising or affirmative public education campaigns based on evidence.
3. Public education relating to drug disposal.
4. Drug take-back disposal or destruction programs.
5. Funding community anti-drug coalitions that engage in drug prevention efforts.
6. Supporting community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction—including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (“SAMHSA”).
7. Engaging non-profits and faith-based communities as systems to support prevention.

8. Funding evidence-based prevention programs in schools or evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.
9. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.
10. Create or support community-based education or intervention services for families, youth, and adolescents at risk for OUD and any co-occurring SUD/MH conditions.
11. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.
12. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses, behavioral health workers or other school staff, to address mental health needs in young people that (when not properly addressed) increase the risk of opioid or another drug misuse.

**H. PREVENT OVERDOSE DEATHS AND OTHER HARMS (HARM REDUCTION)**

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Increased availability and distribution of naloxone and other drugs that treat overdoses for first responders, overdose patients, individuals with OUD and their friends and family members, schools, community navigators and outreach workers, persons being released from jail or prison, or other members of the general public.
2. Public health entities providing free naloxone to anyone in the community.
3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, community support groups, and other members of the general public.
4. Enabling school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.
5. Expanding, improving, or developing data tracking software and applications for overdoses/naloxone revivals.
6. Public education relating to emergency responses to overdoses.

7. Public education relating to immunity and Good Samaritan laws.
8. Educating first responders regarding the existence and operation of immunity and Good Samaritan laws.
9. Syringe service programs and other evidence-informed programs to reduce harms associated with intravenous drug use, including supplies, staffing, space, peer support services, referrals to treatment, fentanyl checking, connections to care, and the full range of harm reduction and treatment services provided by these programs.
10. Expanding access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.
11. Supporting mobile units that offer or provide referrals to harm reduction services, treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions.
12. Providing training in harm reduction strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions.
13. Supporting screening for fentanyl in routine clinical toxicology testing.

PART THREE: OTHER STRATEGIES
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**I. FIRST RESPONDERS**

In addition to items in section C, D and H relating to first responders, support the following:

1. Education of law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.
2. Provision of wellness and support services for first responders and others who experience secondary trauma associated with opioid-related emergency events.

**J. LEADERSHIP, PLANNING AND COORDINATION**

Support efforts to provide leadership, planning, coordination, facilitations, training and technical assistance to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Statewide, regional, local or community regional planning to identify root causes of addiction and overdose, goals for reducing harms related to the opioid epidemic, and areas and populations with the greatest needs for treatment



intervention services, and to support training and technical assistance and other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

2. A dashboard to (a) share reports, recommendations, or plans to spend opioid settlement funds; (b) to show how opioid settlement funds have been spent; (c) to report program or strategy outcomes; or (d) to track, share or visualize key opioid- or health-related indicators and supports as identified through collaborative statewide, regional, local or community processes.
3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.
4. Provide resources to staff government oversight and management of opioid abatement programs.

**K. TRAINING**

In addition to the training referred to throughout this document, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, those that:

1. Provide funding for staff training or networking programs and services to improve the capability of government, community, and not-for-profit entities to abate the opioid crisis.
2. Support infrastructure and staffing for collaborative cross-system coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, or implement other strategies to abate the opioid epidemic described in this opioid abatement strategy list (*e.g.*, health care, primary care, pharmacies, PDMPs, etc.).

**L. RESEARCH**

Support opioid abatement research that may include, but is not limited to, the following:

1. Monitoring, surveillance, data collection and evaluation of programs and strategies described in this opioid abatement strategy list.
2. Research non-opioid treatment of chronic pain.
3. Research on improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.

4. Research on novel harm reduction and prevention efforts such as the provision of fentanyl test strips.
5. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.
6. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (*e.g.*, Hawaii HOPE and Dakota 24/7).
7. Epidemiological surveillance of OUD-related behaviors in critical populations, including individuals entering the criminal justice system, including, but not limited to approaches modeled on the Arrestee Drug Abuse Monitoring (“ADAM”) system.
8. Qualitative and quantitative research regarding public health risks and harm reduction opportunities within illicit drug markets, including surveys of market participants who sell or distribute illicit opioids.
9. Geospatial analysis of access barriers to MAT and their association with treatment engagement and treatment outcomes.

## Exhibit 2 - Direct Distribution Percentages

	99	66	100%
Local Government	County	Litigating Entity	% of LG bucket
<i>Adair County</i>	Adair	Yes	0.256%
<i>Adams County</i>	Adams	Yes	0.112%
<i>Allamakee County</i>	Allamakee	Yes	0.446%
<i>Appanoose County</i>	Appanoose	Yes	0.532%
<i>Audubon County</i>	Audubon	Yes	0.121%
<i>Benton County</i>	Benton	Yes	0.519%
<i>Black Hawk County</i>	Black Hawk	Yes	3.342%
<i>Boone County</i>	Boone		0.823%
<i>Bremer County</i>	Bremer	Yes	0.731%
<i>Buchanan County</i>	Buchanan	Yes	0.377%
<i>Buena Vista County</i>	Buena Vista	Yes	0.327%
<i>Butler County</i>	Butler		0.271%
<i>Calhoun County</i>	Calhoun	Yes	0.189%
<i>Carroll County</i>	Carroll	Yes	0.603%
<i>Cass County</i>	Cass		0.336%
<i>Cedar County</i>	Cedar	Yes	0.366%
<i>Cerro Gordo County</i>	Cerro Gordo	Yes	1.630%
<i>Cherokee County</i>	Cherokee	Yes	0.238%
<i>Chickasaw County</i>	Chickasaw	Yes	0.243%
<i>Clarke County</i>	Clarke		0.305%
<i>Clay County</i>	Clay	Yes	0.296%
<i>Clayton County</i>	Clayton	Yes	0.457%
<i>Clinton County</i>	Clinton	Yes	1.459%
<i>Crawford County</i>	Crawford		0.331%
<i>Dallas County</i>	Dallas	Yes	1.478%
<i>Davis County</i>	Davis		0.154%

<i>Decatur County</i>	Decatur		0.253%
<i>Delaware County</i>	Delaware	Yes	0.302%
<i>Des Moines County</i>	Des Moines	Yes	1.568%
<i>Dickinson County</i>	Dickinson		0.332%
<i>Dubuque County</i>	Dubuque		2.745%
<i>Emmet County</i>	Emmet	Yes	0.175%
<i>Fayette County</i>	Fayette	Yes	0.528%
<i>Floyd County</i>	Floyd		0.329%
<i>Franklin County</i>	Franklin		0.211%
<i>Fremont County</i>	Fremont	Yes	0.205%
<i>Greene County</i>	Greene		0.358%
<i>Grundy County</i>	Grundy		0.323%
<i>Guthrie County</i>	Guthrie		0.231%
<i>Hamilton County</i>	Hamilton	Yes	0.350%
<i>Hancock County</i>	Hancock	Yes	0.190%
<i>Hardin County</i>	Hardin	Yes	0.449%
<i>Harrison County</i>	Harrison	Yes	0.618%
<i>Henry County</i>	Henry	Yes	0.445%
<i>Howard County</i>	Howard	Yes	0.171%
<i>Humboldt County</i>	Humboldt	Yes	0.193%
<i>Ida County</i>	Ida	Yes	0.168%
<i>Iowa County</i>	Iowa		0.266%
<i>Jackson County</i>	Jackson		0.549%
<i>Jasper County</i>	Jasper	Yes	1.678%
<i>Jefferson County</i>	Jefferson		0.573%
<i>Johnson County</i>	Johnson	Yes	3.822%
<i>Jones County</i>	Jones	Yes	0.388%
<i>Keokuk County</i>	Keokuk	Yes	0.198%
<i>Kossuth County</i>	Kossuth		0.348%
<i>Lee County</i>	Lee	Yes	1.459%
<i>Linn County</i>	Linn		7.329%
<i>Louisa County</i>	Louisa		0.336%

<i>Lucas County</i>	Lucas		0.330%
<i>Lyon County</i>	Lyon	Yes	0.162%
<i>Madison County</i>	Madison	Yes	0.403%
<i>Mahaska County</i>	Mahaska	Yes	0.716%
<i>Marion County</i>	Marion	Yes	1.179%
<i>Marshall County</i>	Marshall		1.036%
<i>Mills County</i>	Mills	Yes	0.495%
<i>Mitchell County</i>	Mitchell	Yes	0.190%
<i>Monona County</i>	Monona		0.446%
<i>Monroe County</i>	Monroe	Yes	0.216%
<i>Montgomery County</i>	Montgomery	Yes	0.531%
<i>Muscatine County</i>	Muscatine	Yes	1.061%
<i>O'Brien County</i>	O'Brien	Yes	0.235%
<i>Osceola County</i>	Osceola	Yes	0.145%
<i>Page County</i>	Page		0.582%
<i>Palo Alto County</i>	Palo Alto		0.167%
<i>Plymouth County</i>	Plymouth	Yes	0.445%
<i>Pocahontas County</i>	Pocahontas	Yes	0.117%
<i>Polk County</i>	Polk	Yes	22.811%
<i>Pottawattamie County</i>	Pottawattamie	Yes	3.615%
<i>Poweshiek County</i>	Poweshiek	Yes	0.475%
<i>Ringgold County</i>	Ringgold		0.120%
<i>Sac County</i>	Sac	Yes	0.220%
<i>Scott County</i>	Scott	Yes	8.861%
<i>Shelby County</i>	Shelby	Yes	0.286%
<i>Sioux County</i>	Sioux	Yes	0.410%
<i>Story County</i>	Story		2.166%
<i>Tama County</i>	Tama	Yes	0.345%
<i>Taylor County</i>	Taylor	Yes	0.178%
<i>Union County</i>	Union	Yes	0.463%
<i>Van Buren County</i>	Van Buren		0.153%
<i>Wapello County</i>	Wapello		1.003%

<b><i>Warren County</i></b>	Warren		1.332%
<b><i>Washington County</i></b>	Washington		0.554%
<b><i>Wayne County</i></b>	Wayne		0.244%
<b><i>Webster County</i></b>	Webster	Yes	1.596%
<b><i>Winnebago County</i></b>	Winnebago	Yes	0.234%
<b><i>Winneshiek County</i></b>	Winneshiek	Yes	0.367%
<b><i>Woodbury County</i></b>	Woodbury		2.566%
<b><i>Worth County</i></b>	Worth	Yes	0.235%
<b><i>Wright County</i></b>	Wright	Yes	0.281%

# **Exhibit 3**

**Litigating Subdivisions**

<b>Subdivision</b>	<b>Population</b>	<b>Percentage of Litigating Subdivision Population</b>
Adair	7,152	0.329%
Adams	3,602	0.166%
Allamakee	13,687	0.630%
Appanoose	12,426	0.572%
Audubon	5,496	0.253%
Benton	25,645	1.181%
Black Hawk	131,228	6.041%
Bremer	25,062	1.154%
Buchanan	21,175	0.975%
Buena Vista	19,620	0.903%
Calhoun	9,668	0.445%
Carroll	20,165	0.928%
Cedar	18,627	0.857%
Cerro Gordo	42,450	1.954%
Cherokee	11,235	0.517%
Chickasaw	11,933	0.549%
Clay	16,016	0.737%
Clayton	17,549	0.808%
Clinton	46,429	2.137%
Dallas	93,453	4.302%
Delaware	17,011	0.783%
Des Moines	38,967	1.794%
Emmett	9,208	0.424%
Fayette	19,650	0.905%
Fremont	6,960	0.320%
Hamilton	14,773	0.680%
Hancock	10,630	0.489%
Hardin	16,846	0.775%
Harrison	14,049	0.647%
Henry	19,954	0.919%
Howard	9,158	0.422%
Humboldt	9,558	0.440%
Ida	6,860	0.316%
Jasper	37,185	1.712%
Johnson	151,140	6.957%
Jones	20,681	0.952%
Keokuk	10,246	0.472%
Lee	33,657	1.549%
Lyon	11,755	0.541%
Madison	16,338	0.752%
Mahaska	22,095	1.017%
Marion	33,253	1.531%



Mills	15,109	0.696%
Mitchell	10,586	0.487%
Monroe	7,707	0.355%
Montgomery	9,917	0.457%
Muscatine	42,664	1.964%
O'Brien	13,753	0.633%
Osceola	5,958	0.274%
Plymouth	25,177	1.159%
Pocahontas	6,619	0.305%
Polk	490,161	22.564%
Pottawattamie	93,206	4.291%
Poweshiek	18,504	0.852%
Sac	9,721	0.447%
Scott	172,943	7.961%
Shelby	11,454	0.527%
Sioux	34,855	1.604%
Tama	16,854	0.776%
Taylor	6,121	0.282%
Union	12,241	0.563%
Webster	35,904	1.653%
Winnebago	10,354	0.477%
Winneshiek	19,991	0.920%
Worth	7,381	0.340%
Wright	12,562	0.578%
<b>TOTAL</b>	<b>2,172,334</b>	<b>100%</b>
<b>95% of Total</b>	<b>2,063,717.30</b>	<b>95%</b>

<b>Primary Subdivisions Over 30,000 Population</b>		
<b>Subdivision</b>	<b>Population</b>	<b>Percentage of Primary Subdivision Over 30,000 Population</b>
Ames City	66,258	2.02%
Ankeny City	67,355	2.05%
Bettendorf City	36,543	1.11%
Black Hawk	131,228	3.99%
Cedar Falls City	40,536	1.23%
Cedar Rapids City	133,562	4.07%
Cerro Gordo	42,450	1.29%
Clinton	46,429	1.41%
Council Bluffs City	62,166	1.89%
Dallas	93,453	2.84%
Davenport City	101,590	3.09%
Des Moines	214,237	6.52%
Des Moines City	38,967	1.19%
Dubuque City	57,882	1.76%
Dubuque County	97,311	2.96%
Iowa City	75,130	2.29%

Jasper	37,185	1.13%
Johnson	151,140	4.60%
Lee	33,657	1.02%
Linn County	226,706	6.90%
Marion	40,359	1.23%
Marion City	33,253	1.01%
Marshall County	39,369	1.20%
Muscatine	42,664	1.30%
Polk	490,161	14.92%
Pottawattamie	93,206	2.84%
Scott	172,943	5.26%
Sioux	82,651	2.52%
Sioux City	34,855	1.06%
Story County	97,117	2.96%
Urbandale City	44,379	1.35%
Wapello County	34,969	1.06%
Warren County	51,466	1.57%
Waterloo City	67,328	2.05%
Webster	35,904	1.09%
West Des Moines City	67,899	2.07%
Woodbury County	103,107	3.14%
<b>TOTAL</b>	<b>3,285,415</b>	<b>100%</b>
<b>80% of Total</b>	<b>2,628,332</b>	<b>80%</b>

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

AUGUST 4, 2022

APPROVAL OF AND ACCEPTANCE OF THE MEMORANDUM OF UNDERSTANDING

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

- Section 1. That Scott County is accepting the "Iowa Opioid Allocation – Memorandum of Understanding". The County Auditor and Director of Budget are authorized to enter into the agreement and act as the authorized representatives for the County.
- Section 2. The Director of Budget is directed to create a special revenue fund and track corresponding revenues and expenditures that comply with the memorandum of understanding.
- 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.gov



July 13, 2022

TO: Mahesh Sharma, County Administrator

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

SUBJECT: Friends of MLK Enhance Iowa CAT Grant matching request

The Board of Directors of the Friends of Iowa is planning on seeking an Enhance Iowa Community Attraction and Tourism (CAT) grant to complete their goal of physical park space for remembrance, growth, solitude, gathering and celebration. The Friends of MLK is requesting a match of funds from the County because as for the Enhance Iowa CAT grant. Attached is the presentation for the request. Ryan Sadler will be at COW to discuss the project with you.

If the Board wishes to approve the CAT grant request it would be funded in the same capital budget project for trails and CAT grants. The FY 2023 Capital plan has budgeted \$30,000 in FY 2023, and \$40,000 in 2024 budgeted for other CAT Projects. The county normally budgets \$50,000 per year for CAT Funding. Additionally, other funding mechanisms may qualify for this project after further review of qualifications.

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

AUGUST 4, 2022

#### APPROVAL OF SUPPORT FOR CAT GRANT APPLICATION FOR THE FRIENDS OF MLK

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

Section 1. The Scott County Board supports the grant application being submitted to the Enhance Iowa CAT (Community Attraction and Tourism) by the Friends of MLK.

Section 2. The County Board agrees to participate via \$20,000 in FY 2023, upon successful grant application to the state.

Section 3. This resolution shall take effect immediately.