

**TENTATIVE AGENDA**  
**SCOTT COUNTY BOARD OF SUPERVISORS**  
**August 14 - 19, 2023**

**Tuesday, August 15, 2023**

**Committee of the Whole - 8:30 am**  
**Board Room, 1st Floor, Administrative Center**

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: 2482 092 2833 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, Dickson, Maxwell, Paustian, Rawson
  
- \_\_\_ 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.

**Presentation**

- \_\_\_ 3. Presentation/Discussion by the Urban County Coalition with Jean Logan, Larry Murphy and Gary Grant

**Facilities & Economic Development**

- \_\_\_ 4. Contract for the Auditor's Office Counter Remodeling project. (Item 04) Consent Agenda Consideration
  
- \_\_\_ 5. Roads FY2024 County Five Year Program Amendment to modify a bridge replacement project on Y-68, over the Wapsipinicon River overflow, in section 31 of Dewitt Township. (Item 05) Consent Agenda Consideration
  
- \_\_\_ 6. Agreement for use of State and Federal Aid Funding for Bridge Replacement Project on Y-68, over the Wapsipinicon River overflow, in section 31 of Dewitt Township. (Item 06) Consent Agenda Consideration

**Human Resources**

- \_\_\_ 7. Overtime Incentive for Teamsters and Correction Sergeants, Deputies and Bailiffs.

## **Finance & Intergovernmental**

- \_\_\_ 8. Replacement of 96 Body Cameras and Five (5) Years of Cloud Storage for Sheriff's Office and Conservation Department's public safety officers for \$333,459.00 from Motorola Solutions. (Item 08) Consent Agenda Consideration

## **Other Items of Interest**

- \_\_\_ 9. Beer/liquor license for Casey's #1068, 11200 - 114th Ave., Davenport, IA.
- \_\_\_ 10. Adjourned. Moved by \_\_\_ Second by \_\_\_

## **Thursday, August 17, 2023**

### **Regular Board Meeting - 5:00 pm Board Room, 1st Floor, Administrative Center **\*\*In-Person and Virtual\*\*****

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: 2485 1810703 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 # 2482 092 2833**

**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/j.php?MTID=m5fd4fcde05c44f1447b99e052465d524>

**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.

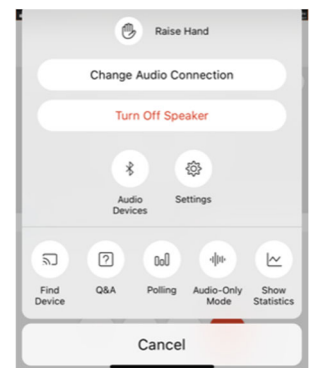
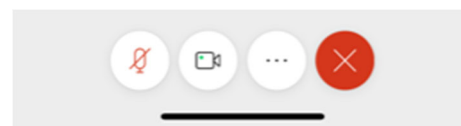
1. The host will then unmute the participant’s line at the appropriate time.
2. A user must have his or her own device unmuted.
3. The user may then unmute his or her conference line by clicking the microphone symbol.
4. After conversation, please lower your hand. (\*3 again)

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 ...





# 2023 GENERAL ASSEMBLY LEGISLATIVE BRIEFING

PRESENTED BY:

L&L Murphy Consulting & Grant Consulting  
Larry Murphy, Lobbyist  
Gary Grant, Lobbyist

June 2023

L&L Murphy Consulting, Associates

*And*

Grant Consulting, LLC

URBAN COUNTY COALITION

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Gary Grant  
Grant Consulting  
319-721-5977  
Email: gary@grantconsultingllc.com

Larry Murphy  
L&L Murphy Associates, Consulting  
Office 319.283.4143 / Cell 319.361.3824  
Email: larry@llmurphy.com



## 2023 Legislative Priorities - FINAL

**The Urban County Coalition is a coalition of the five largest counties in eastern Iowa. We are committed to preserving local control and decision-making authority to give our constituents the greatest control and accountability over their governments. We believe that Thomas Jefferson was correct when he said, “The government closest to the people, serves the people best.”**

**Local Option Sales Tax and the Iowa Water and Land Legacy Fund:** The current proposals to activate the 3/8th of one cent sales tax to fund the Iowa Water and Land Legacy trust fund are not the approach we support to fund the IWLL trust fund. Currently most jurisdictions across Iowa have, by voter referendum, approved a local option sales tax. Approval of this tax has provided local voters with an important revenue stream to fund initiatives ranging from property tax relief to road spending. Current proposals to convert this to a statewide sales tax and impose the local option sales tax in every jurisdiction is what has been proposed. This would trigger a constitutional amendment and require the allocation of 3/8th of a cent to the Iowa Water and Land Legacy trust fund (IWLL). While the Urban County Coalition has historically supported funding the Iowa Water and Land Legacy fund, the method proposed is not what we believe Iowans voted for when this passed more than a decade ago.

Our first concern is that voters across Iowa who have voted to utilize the local option sales tax have approved revenue purpose statements (RPS). Those that may have a RPS that expire or may have reauthorized the LOST and the new RPS does not take effect until after January 1, 2023, will have their RPS voided and be required to either adopt a new RPS by city or county resolution, or spend the revenue in accordance with a state formula. In our opinion, this shows a clear disregard for the will of the voters who have voted to pay a tax to accomplish locally vital initiatives. Current proposals also sunset this provision in 2035 after which no jurisdiction will have the authority to take a LOST proposal to a vote, denying voters the opportunity to determine whether they want to choose to undertake large community projects or provide property tax relief, or increase spending on road projects.

This approach would also leave a shortfall in the sales tax pool that would have to be “backfilled” with state general funds. We are not confident that any backfill on monies going to local governments would continue for very long. Any such commitment to local government has a shelf life of two years until the next election when future General Assemblies can “not-withstand” the commitment for other statewide priorities. Future General Assemblies are not bound by commitments of previous General Assemblies.

**Property Taxes:** Local governments are focused on making sure that our constituents get the services they demand for the best value. We are happy to engage in discussions on how to

efficiently manage tax dollars while maintaining services taxpayers expect. Issues like unfunded mandates and user fees that have not kept pace with actual costs, and therefore must be supplemented with property tax dollars, make this a complicated discussion. In addition, we encourage the legislature to remember that the elimination of the mental health levy was offset by the elimination of the backfill from the commercial property tax reduction. We also believe this discussion should include a recognition that local governments are largely entirely reliant on property taxes to fund the services our constituents expect. **We do believe that any discussions of real reform of property taxes in Iowa must be holistic in nature and must include reviewing all taxing entities and not just cities and counties.**

**Mental Health Funding:** We appreciate that the Legislature has taken a major step toward sustainable funding for both the children and adult mental health systems. We would encourage them to make sure that they keep in mind several challenges that remain and **continue to follow the process outlined in SF 619 when the State assumed mental health funding:**

- Workforce continues to be a significant challenge for service providers. We appreciate the legislature's allocation of \$14 million for HCBC waiver providers, but we believe that Medicaid rates will continue to present providers with difficulties in recruiting and retaining an adequate workforce and should be examined to determine if those rates reflect current employee recruitment challenges faced by providers.
- Now that there are several Access Centers open across the state, we would encourage the legislature to allow ambulances to transport people directly to access centers and be eligible for reimbursement from Medicaid.
- Allow regions to maintain a fund balance that is adequate (10%) to make sure payments to providers are made on time.
- Allowing access centers to bill for treating substance abuse cases that come from outside of the county.

**Unfunded and Underfunded Mandates:** We encourage the Legislature to act to reduce the instances of cost shifting identified below to eliminate the burdens they place on property taxpayers. The two areas that have the largest impact on local property taxes are colocation of state offices (DHS) and courthouse maintenance and security. We would encourage the General Assembly to conduct an interim study to update its study done a decade ago. Those two issues (Colocation and Security Expenses) are detailed below.

There are others as well that are delineated on the following page.

- **Housing State Offices at Local Taxpayer Expense** – Currently urban counties are forced to house a variety of state agencies (DHS and the Courts, for example) and receive little or no reimbursement from the State. In addition, counties are forced to pay for expenses such as postage and office supplies and equipment at local property taxpayer's expense. We request that the State no longer require that counties subsidize the local office expenses of state agencies. We would encourage the Legislature to pay particular attention to the document storage requirements of the Iowa Department of Human Services.
- **Courthouse Security and Expenses** - Like the housing of state agencies, local property taxpayers are bearing the entire burden of upgrading, modifying, or even replacing aging

courthouses. There is a court expense added to virtually every criminal or civil action but none of this money goes to pay actual courthouse expenses. There needs to be an update of the 1984 compromise when the state absorbed the court system from county governments but left the expenses of the court system on local property taxpayers. With the advent of the 9-1-1 requirements on local government plus the need for security for the court system two decades ago, the state needs to share in these costs. We request the state allocate a portion of these funds to counties for courthouse maintenance and security. This is also an area where the state imposes costs on local governments by not moving the agencies to a paperless document storage program like it has other state agencies.

- **Publishing Costs** – Reduce publishing costs to local governments for publishing meeting and legal notices on-line and require only a summary to be published in local print outlets. Additionally, allow counties to publish in only one local newspaper. We would also encourage the Legislature to provide a clearer definition of proceedings (for example, does proceedings mean the entire verbatim transcript of the meeting or does it mean a summary transcript of the meeting). *At one time, when there were many local newspapers with circulation throughout the county, it might have made sense to require multiple outlets for official documents. But now with the loss of many smaller newspapers, consolidation of existing ones with larger circulation and many being owned by out of state newspaper corporations, it makes sense to reduce the number of outlets required for public notices.*
- **Paper Document Storage** - We request that the State make significant investments in the courts system and the Department of Human Services to increase their document digitization efforts and review all state requirements that deal with the retention of documents.
- **Public Service Fees** - The Legislature needs to help local governments find a mechanism that makes fees more accurately reflect the cost of providing the services. Last year, the Legislature agreed to raise the fee for food inspection services but there are others that are currently still subsidized by property taxpayers. For example, the medical examiners fee for cremation permits has been set at \$75, to reflect the cost of that service; the fee should be adjusted to at least \$100 (The actual cost of providing these permits can be as high as \$150).
- **EMS Services** - We appreciate that the Legislature provided a mechanism for local authorities to help fund these services, but the State has still provided zero funding. We believe that now that local taxpayers and the federal government have “skin in the game;” the State needs to provide a program whereby local funds can be matched by state funds to provide these services. This program is too vital to the life and health of Iowans to remain an unfunded mandate.
- **Medicaid reimbursement to county-owned facilities:** Counties that still have county hospitals are not receiving the state set rate for RCF services. The MCO’s are paying the lower negotiated rate (80%). The counties in the UCC that are providing these services did not negotiate this lower rate and in the absence of a negotiated rate the MCO’s should be required to pay the state negotiated rate. The current system of managed care has failed, and the Legislature must address the issue by finding other sustainable options.



**Funding Place Making programs:** We applaud the Governor for allocating \$100 million for Place Making projects in her Destination Iowa program. We believe that this is a critical recognition that the workforce shortage problem will take a multifaceted approach to attracting and retaining talent to Iowa. We encourage the Legislature to continue to leverage the significant community investments being made and better fund the several programs (Community Attraction and Tourism program, Enhance Iowa, Great Places, Downtown Revitalization Fund) Iowa currently has in place to encourage local communities to improve and expand quality of life investments in Iowa.

**County Bonding:** The UCC appreciates the Legislature adding the ability to make disaster recovery and mitigation an essential county purpose. We believe that in matters of public finance, counties should be treated in the same manner as cities. The UCC supports allowing counties the same flexibility in bonding for certain projects that the cities currently are allowed. We also ask that the limit be raised to a consistent level with cities, currently \$5 million. In addition, the definitions of essential county purposes have not been updated to address new challenges faced by counties. We ask that the following category be added to essential county purposes: Courthouse Improvements and Upgrades. In addition, we request the Legislature consider allowing counties to establish a fund to address the rapid deterioration of our rural roads where funds can be earmarked for infrastructure adversely affected by rainfall, flooding, and other weather events. With the increased costs of construction materials and the increase in the amount of precipitation being experienced in recent years, it is not possible to keep up with maintenance of rural gravel roads and small bridges with the current funding systems. Cities currently have the authority to establish a capital improvement fund for projects like these on a pay as you go basis. Counties need to have a similar authority to make sure that when large expenditures are necessary, strategies can be developed to minimize the effect on taxpayers.

#### **Additional Issues**

**Eminent Domain:** We believe that the use of eminent domain should be reserved for public entities and only for projects with a demonstrable public good.

**Iowa Public Employees Retirement System:** Iowa has one of the most solvent and well-funded public retirement systems in the United States. It has maintained that status with conservative investment policies and conservative growth projection. IPERS is an important and effective recruiting tool to help government agencies attract talented workers. We encourage the Legislature to carefully consider the long-term implications to that viability before any changes are made to the current system. Additionally, we would request that the State remove the increases in IPERS contributions from the growth limitations outlined in the 2019 Property Tax Reform Bill. Local governments have no control over this and to make it subject to the growth limitations is a burden to local governments.

**Water Quality:** We support the funding of the Iowa Water and Land Legacy fund established by constitutional amendment as passed by two thirds of Iowa voters. The UCC would be opposed to any efforts to change the formula to anything other than that which was overwhelmingly approved by voters. We would also ask the Legislature to look closely at local partnerships that have been

established and are having a positive effect. These efforts, including watershed management authorities, should be given the resources they need to make sure the work they are doing can continue.

**Dangerous Drug Use:** The UCC encourages the General Assembly to continue to seek additional measures that mitigate and curb the abuse of opioids and other injection-drugs. We appreciate the action the Legislature took to enhance the Iowa Prescription Management Program, a key part of any strategy employed to reduce the abuse of prescription drugs. Opioid-related deaths in Iowa are down, the use of opioids and the abuse of prescription drugs still impacts Iowa families. In addition, we urge the Legislature to work with law enforcement and public health groups to make sure that Iowa's drug paraphernalia laws are compatible with best practices with regards to evidence-based harm reduction strategies. One example is that fentanyl test strips can be an important tool in harm reduction strategies and should not be considered drug paraphernalia. The UCC also continues to encourage the Legislature to fund the drug courts.

**Tax Credits:** Tax credits play a major role in rebuilding communities. While we understand that these programs should be used judiciously, we believe that the current tax credit programs work (such as the Historic Tax Credit, the Endow Iowa Tax Credit, and the Renewable Energy Tax Credit). Any policy that proposes to change the way these credits currently work should be carefully balanced against the economic/tourism value if implemented.

**Tax Increment Financing:** We understand that this is an important tool (and one of the few) left to local governments to encourage economic development. We request that the Legislature treat county governments in a similar manner to school districts -- namely consider a mechanism to replace revenue lost from TIF districts when they are established in counties. Should changes be considered, we ask that the Legislature make counties more active partners in the use of TIFs.

**Payment in Lieu of Taxes:** We request that the State consider clarifying the statute governing PILT and make it mandatory that when PILT agreement is reached that the payment is distributed among all the taxing jurisdictions based on the levy structure in place at the time of the agreement.

**REAP:** We encourage the Legislature and the Governor to continue the program and fully fund the program at the \$20 million level. By not adequately funding the REAP program, the Legislature is forcing local communities to look towards conservation bonding, with its property tax implications, as well as other avenues to fund projects already supported by voters.

**Emergency Management Agency Funding:** The current funding formula does not adequately address the needs of the urban counties in Iowa. The UCC encourages the Legislature to eliminate the funding cap on urban counties. We also encourage the State to pass through 80 percent of the federal funding it receives to counties.

**Early Voting:** The UCC requests that the Legislature reinstate the ability to conduct elections to the locally elected officials who by law are empowered to conduct elections. Many of the changes recently enacted by the General Assembly have made it more difficult for both the voters to cast votes, and more difficult for local officials who are charged to conduct elections by state law.

**Manufactured Housing Communities:** Manufactured and mobile home communities are critical to the affordable housing infrastructure in rural Iowa. Counties have seen a dramatic increase in the purchase of these communities by out-of-state companies. While we appreciate the legislature beginning to address this problem recently, we believe that the state should continue its work to make sure that residents of manufactured housing communities enjoy similar protections to those offered by Iowa's landlord/tenant laws.

**Alternative Project Delivery:** We believe that the Iowa General Assembly should consider allowing alternative methods of project delivery when it is the best interest of the property taxpayer to do so.

**Wage Theft:** Wage theft continues to be a problem in Iowa and is exacerbated by having only two investigators for the entire state. The lack of investigators results in delays of investigations and correcting the issues. As a result, the affected workers become reliant on county and state general assistance programs. In addition, a loss of withholding tax revenues at the state and federal levels, as well as the weakening of the ability of families to support themselves occurs. We ask that the State hire more wage claim investigators to enforce the wage theft laws and eliminate the \$6,500 cap on wage claims.



## 2023 Legislative Overview for Urban County Coalition

The Iowa General Assembly concluded the first of its two annual sessions, but an overwhelming majority in both chambers and a Republican Governor, along with one third of the 150 legislators being new and a very aggressive agenda on numerous issues provided for what many are calling a historic session.

Redistricting and the 2022 elections allowed Senate Republicans to expand its majority by four seats in the Senate (36 Republicans versus 14 Democrats). The House Republicans expanded its majority by four seats (64 Republicans to the Democrats' 36 seats.)

With those majorities, Governor Kim Reynolds, fresh off another successful election victory and Speaker Pat Grassley in the House and Senator Jack Whitver in the Senate attempted a multi-phase agenda, any two of their priorities, in past years, being a full session's agenda. But instead, starting in Week #2, major property tax bills were introduced in each chamber, the Governor worked to pass a landmark private Education Saving Account bill for private schools along with major education regulatory change for schools. The pace continued like that through the remaining four months of the session.

### **Below is a summary of legislation that passed.**

HF 718 - Property Tax bill - A bill for an act relating to local government property taxes, financial authority, operations, and budgets, modifying certain transit funding, property tax credits and exemptions, and appropriations, requiring certain information related to property taxation to be provided to property owners and taxpayers, modifying provisions relating to fees for driver's licenses and non-operator's identification cards, modifying provisions relating to certain writing fees, modifying certain bonding procedures, making penalties applicable, and including effective date, applicability, and retroactive applicability provisions. (Formerly HF 1.) Effective date: 05/04/2023, 07/01/2023, 07/01/2024. Applicability date: 01/01/2023, 07/01/2023, 07/01/2024.

Property Tax Reform Agreement

Division I—County Property Taxes and Budgets

See Division II (same thing happens here for counties as does for cities in Division II).

General Basic County Levy (\$3.50)/Rural Basic County Levy (\$3.95).

Levies not impacted: pioneer cemetery, debt service, EMS, LE, flood and erosion, natural disaster.

Division II—City Property Taxes and Budgets

Creates a new general maximum levy by combining levies with current general levy.

Takes whatever you are currently levying for your \$8.10. (counties \$3.50/3.95)

Adds whatever you are currently levying in most voted-in levies—15 in total (memorial building, civic center, emergency, etc.) This is your new combined maximum general levy.

Levies not impacted: municipal transit, aviation authority, insurance premiums, local emergency management, EMS, liability, debt service, IPERS, LE, police/fire retirement, and ag land.

Then the bill then sets taxable value growth triggers to adjust the property tax rate down.

If taxable valuation grows 6% or more -> growth rate is reduced by 3% and the levy is recalculated

If taxable valuation grows 3 to 5.99% -> growth rate is reduced by 2% and the levy is recalculated

If taxable valuation grows less than 3% -> no recalculation

The levy growth recalculation will occur for the FY 25-28 budgets. Divisions I and II sunset. After the 2028 budget.

Division III—Public Education and Recreation Tax Levy (PERL)

PERL restriction – No new (only). Current levies are grandfathered in.

Division IV—County Sheriff Fee Report

County Sheriff Fee Report eliminated.

Division V—Homestead Property Tax Credit

New 65 and over Exemption (not income restricted and in addition to regular homestead credit)

2024 – \$3,250 • 2025 – \$6,500

Division VI—Military Service Property Tax Exemption and Credit

Military service credit is currently an exemption that gets paid for in part by the state through a credit. This division increases the exemption amount for veterans and eliminates the state funding for the credit. \$1,852 (credit) becomes a \$4,000 (exemption).

Division VII—Property Tax Benefits and Incentives

Requires minimum assessment agreements on commercial abatements.

Prospectively eliminates residential abatement just on the school levy (404-Urban Revitalization Areas) Does not affect TIF, RIZ, etc.

Division VIII—Transit Funding

DART – allows for funding using increased franchise fees.

Division IX—County Auditor Valuation Reports

Requires an annual report to DOM that distinguishes valuations within a tax jurisdiction. Identify new growth vs. organic growth due to assessment increases.

Division X—Local Government Budgets and Taxpayer Statements

For cities, counties, and school districts it sets up a new hearing within the budget process for information mailed to the taxpayer. These entities will have to deliver to property owners a standardized statement and show percentages of the budget each represents.

Budget deadlines are extended to April 30.

Division XI—Driver's Licenses and Nonoperator's Identification Cards

\$10 optional county convenience fee for DLs or IDs for non-county residents.

Division XII—Writing Fees

\$2 mandatory fee for title or transferring title of snowmobiles, ATVs, boats.

Division XIII—Bond Elections

Moves all elections for bonding to the general election date (every November). Notice is to be sent to taxpayers.

Division XIV—County and City Financing

Debt Thresholds: Increases bonding threshold by 30%. (Can do more expensive projects without a vote). In addition, for general obligation bonds, it will index values.

### **Enrolled bills - Passed both chambers and signed by the Governor.**

HF 270 - A bill for an act relating to certain deadlines relating to the informal review and protest of property assessments in counties declared to be a disaster area or that are the subject of a disaster emergency proclamation. (Formerly HSB 94.) Effective date: 07/01/2023

HF 318 - A bill for an act relating to certain filing deadlines for property tax credits available to certain elderly, disabled, and low-income persons and credits for manufactured or mobile home taxes and including effective date and applicability provisions. (Formerly HSB 93.) Applicability date: 07/01/2023

HF 634 - A bill for an act relating to persons certified to conduct time-of-transfer inspections of private sewage disposal systems and providing penalties. (Formerly HSB 194.) Effective date: 07/01/2023

SF 153 - A bill for an act relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations. (Formerly SSB 1061.) Effective date: 07/01/2023.

SF 154 - A bill for an act exempting hydroexcavation equipment from certain size, weight, load, and permit requirements on highways. (Formerly SSB 1030.) Effective date: 07/01/2023.

SF 181 - A bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions. (Formerly SSB 1056.) Effective date: 02/20/2023. Applicability date: 01/01/2022, 01/01/2023.

SF 518 - A bill for an act relating to electronic registration renewal of off-road utility vehicles. (Formerly SF 427.) Effective date: 07/01/2023.

SF 519 - A bill for an act relating to electronic registration renewal of off-road utility vehicles. (Formerly SF 427.) Effective date: 07/01/2023.

SF 527 - A bill for an act relating to vehicles of excessive size and weight, including highways and streets upon which movement of such vehicles is permitted and warning lights on such vehicles. (Formerly SSB 1187.) Effective date: 07/01/2023.

### **Bills of interest that did not pass but are alive for next session.**

HF 674 - Treasure's Bill. Passed the House and there is a companion bill in the Senate.

SF 455 - Passed the senate, four amendments filed in the House and referred back to Local Government Committee on May 4th.

SF 380 - Treasures Bill, Ways and Means subcommittee recommends amendment and passage March 7<sup>th</sup>.

SF 570 - Emergency Management Agency Funding. Ways and Means committee report, approving bill March 20<sup>th</sup>.

## Facility and Support Services

600 West 4th Street  
Davenport, Iowa 52801-1003  
fss@scottcountyowa.gov  
(563) 326-8738 Voice (563) 328-3245 Fax



August 1, 2023

To: Mahesh Sharma  
County Administrator

From: Tammy Speidel, FMP  
Director, Facility and Support Services

Subj: Construction Bids, Remodel Auditor's Office

As you are aware, the Auditor's office has a project in the CIP budget for FY26/FY27 which involves renovation of their office space.

David Farmer and I met with the Auditor and her management team in late May 2023 to discuss security concerns in the front counter and office areas.

The general thought was that the existing counter could be extended to the north and a door added to provide security to the office space and staff members. This office is the only office in the building that does not currently have a door stopping the public from entering their work space and cannot be locked down as needed.

As we discussed this project we wanted to make sure that any work done now would not have to be reworked in the future budgeted project. In discussing the overall plan for the office space, it became evident that the need to completely move the customer counter to the east would be necessary to accomplish their overall goals.

Therefore we worked to obtain bids to replace and extend the counter: shifting it significantly to the east which allows more space for public activity. The counter will be modeled after the current Clerk's office window where there will be several work stations that Auditor staff can move to as they wait on customers. Additionally there will be 3 permanent voting booths established on the public side of the counter and work stations within the space will be moved and reconfigured to allow the hub of election activity (referred to as the bull pen) to move out of main office and into a northern space within the office.

This is an unbudgeted project, however after discussion with David Farmer he feels comfortable in proceeding with the work.

A public bid opening was held on July 24<sup>th</sup>, 2023 with the following results:

CONTRACTOR	BID
Precision Builders	\$134,200.00
Reed Construction	\$ 94,674.00
Tricon Construction	\$164,000.00

FSS, along with Wold Architects has reviewed the bids.

We recommend that the Board of Supervisors accept and award this project to Reed Construction in the amount of \$94,674.00.

Additional costs for reconfiguring existing furniture as well as some new cabinets and parts and pieces to reassemble, electrical and data cabling will be incurred as well. We currently expect those additional costs to be between \$30,000.00-\$35,000.00.

Scott County has worked most recently with Reed Construction on the County Attorney's Office Remodeling project.

I will be at the next Board of Supervisors Meeting to discuss any questions you or the Board may have.

Cc: Auditor Keri Tompkins  
Wes Rostenbach  
Pete Kurylo  
James Martin  
Matt Hirst, IT Director  
FSS Management Team





July 31, 2023

Tammy Speidel, Director of Facility and Support Services

Scott County  
600 West Fourth Street  
Davenport, Iowa 52801

Re: Scott County  
County Auditor Office Renovation Project  
Commission No. 233058

Dear Tammy:

We recommend the following be presented to the Scott County Board:

On Monday, July 24, 2023 at 1:00 p.m., bids were received from three (3) General Contractors for the Auditor Office Renovation project. A bid tabulation is attached for your review. Reed Construction, LLC from DeWitt, Iowa submitted the low base bid in the amount of \$94,674.00.

We have reviewed all opened bids and found no other discrepancies. We recommend the County award the contract to Reed Construction, LLC for the total Contract Amount of \$94,674.00.

Sincerely,

Wold Architects and Engineers

A handwritten signature in black ink that reads "Kirsta Ehmke".

Kirsta Ehmke | AIA  
Associate

Enclosure

cc: Chris Still, Scott County  
Roger Schroepfer, Wold

CM/L:/COU\_Scott/Administration Building/233058/\_Admin/Letters/2023.7.31 Letter to Tammy Speidel

**Wold Architects and Engineers**  
220 North Smith Street, Suite 310  
Palatine, IL 60067  
woldae.com | 847 241 6100

**PLANNERS  
ARCHITECTS  
ENGINEERS**



**Project Name: Scott County Auditors Office Renovation**

**BID TABULATION**

Commission No.: 233058  
Date: July 24, 2023  
Time: 1:00 p.m.

Wold Architects and Engineers  
220 North Smith Street, Suite 310  
Palatine, Illinois 60067  
Phone: (847) 241-6100 Fax: (847) 241-6105

Bidders Name	Addendum Numbers	Bid Security	Base Bid	Remarks
Precision Builders, Inc. 3255 Fields Drive Bettendorf, Iowa 52722 P: (563) 332-3200 F: (563) 332-2700	1	X	\$134,200.00	
Reed Construction, LLC 2706 275th Avenue DeWitt, Iowa 52742 P: (563) 370-9661 F: (563) 659-0762	1	X	\$94,674.00	
Tricon Construction 1230 E 12th Street Dubuque, Iowa 52001 P: (563) 558-9516	1	X	\$164,000.00	

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 17, 2023

A RESOLUTION APPROVING THE BID AND AWARDING THE CONTRACT FOR THE AUDITOR'S OFFICE COUNTER REMODEL PROJECT TO REED CONSTRUCTION IN THE TOTAL AMOUNT OF \$94,674.00.

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

- Section 1. That the bid for the Auditor's Office Counter Remodel project is accepted and the contract is awarded to Reed Construction in the amount of \$94,674.00.
  
- Section 2. That the Director of Facility & Support Services is hereby authorized to execute contract documents on behalf of the Scott County Board of Supervisors.
  
- Section 3. This resolution shall take effect immediately.

**SCOTT COUNTY ENGINEER'S OFFICE**

950 E. Blackhawk Trail  
Eldridge, Iowa 52748

(563) 326-8640  
FAX – (563) 328-4173  
E-MAIL - [engineer@scottcountyiowa.gov](mailto:engineer@scottcountyiowa.gov)  
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: County Five Year Program Amendment

DATE: August 8, 2023

This resolution is to approve an amendment to our FY2024 County Five Year Construction Program (CFYP). Our CFYP includes a bridge replacement project programmed for reconstruction in FY2024. This Scott/Clinton County line bridge replacement project is located on Y-68 (Scott Park Road), over the Wapsipinicon River Overflow, in Section 31 of DeWitt Township. The proposed bridge replacement is a 268' x 40' Continuous Concrete Slab Bridge with an estimated replacement cost of \$3,500,000.

In September 2022, we submitted an application for federal-aid funding through the Bridge Investment Program and therefore programmed the project for FY2024 funding with a federal-aid grant. In April 2023, after our CFYP was approved, we were notified that our project was not selected for this federal-aid funding.

In May 2023, we were notified that this bridge replacement project was awarded \$2,000,000 of County Bridge Construction Funding (CBCF) through the Iowa Department of Transportation (Iowa DOT). Iowa Code section 309.22 allows for the project accomplishment list to be revised due to unforeseen conditions, such as modification of a funding source. The requested CFYP amendment will update the project number and funding sources.

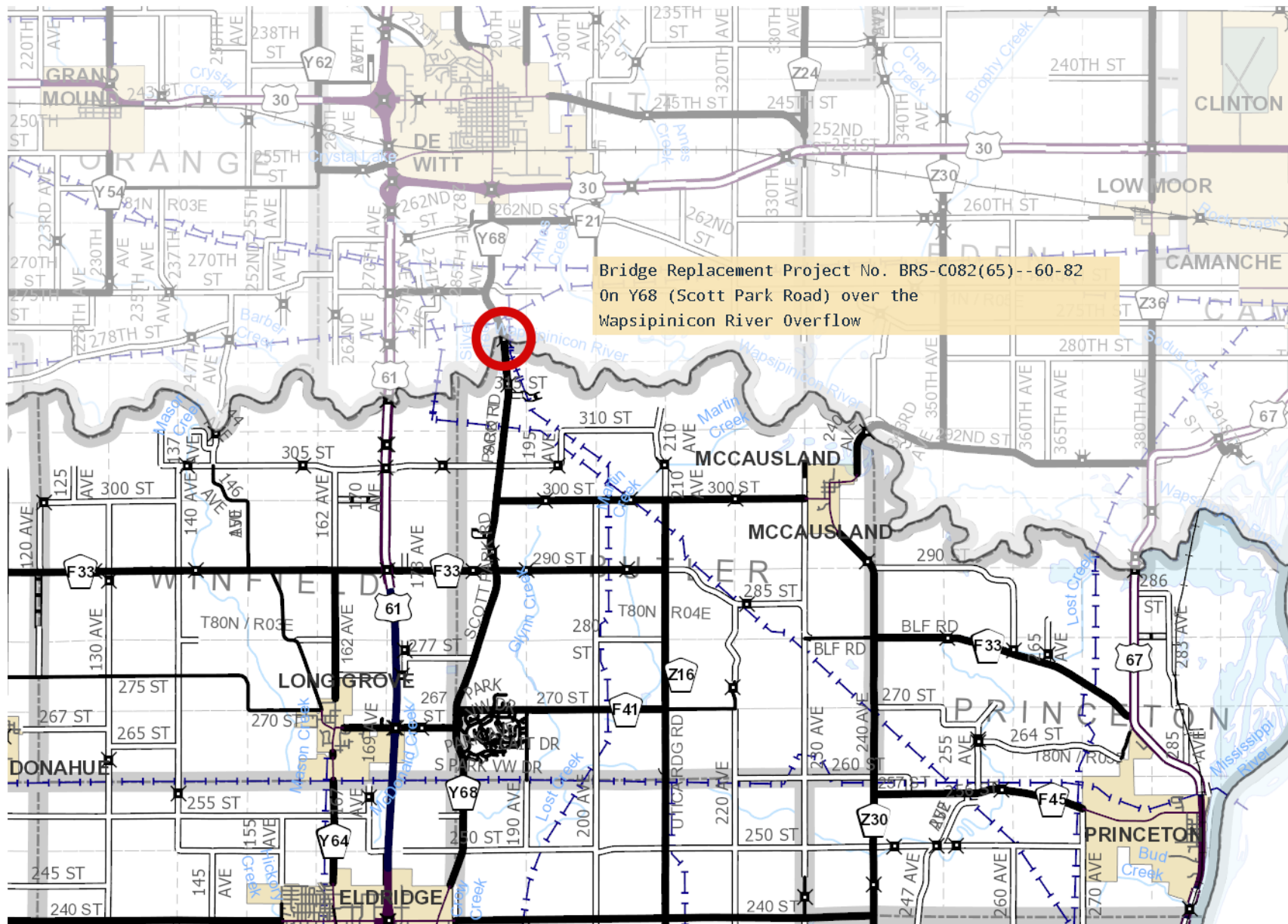
The total cost of the project is budgeted at \$3,500,000. The CBCF grant is for \$2,000,000 and the remaining construction costs (estimated at \$1,500,000) will be split evenly by Scott and Clinton Counties and will be paid out of our Highway Bridge Program (HBP) accounts that are managed by the Iowa DOT.

I recommend passing the resolution to amend our County Five Year Construction Program to modify the funding sources and project number for this bridge replacement project. Included with this memo is a project location map.

# Scott and Clinton County Bridge Replacement Project Location Map

8:17 PM, Tue, Aug 8, 2023

Scott - ICEASB Easy Map



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

SCOTT COUNTY BOARD OF SUPERVISORS

August 17, 2023

APPROVAL OF 2024 COUNTY FIVE YEAR PROGRAM AMENDMENT TO MODIFY  
A BRIDGE REPLACEMENT PROJECT ON Y-68, OVER THE  
WAPSIPINICON RIVER OVERFLOW, IN SECTION 31 OF DEWITT TOWNSHIP  
PROJECT NO. BRS-C082(65)--60-82

WHEREAS, unforeseen circumstances have arisen since adoption of the approved Secondary Road Five Year Program and previous revisions, requiring changes to the sequence, funding, and timing of the proposed work plan; and

WHEREAS, the County Engineer, Angela K. Kersten, of Scott County, Iowa, recommends modification of the funding source and project number of Bridge Replacement Project No. BRS-C082(65)--60-82 in the accomplishment year of the Secondary Road Five Year Program.

IT IS THEREFORE RESOLVED that the Board of Supervisors of Scott County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following project in the accomplishment year (State Fiscal Year 2024), for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code 309.22 and Iowa DOT Instructional Memorandum 2.050.

BE IT FURTHER RESOLVED that the following project shall be MODIFIED as follows:

Project Number Name Project ID	Project Location Description of Work	AADT Length Bridge ID	Type of Work Fund	Modifications	Total
BRS-C082(65)--60-82 Bridge Replacement 31 DeWitt 35837	On Y68, Over WAPSI RIVER OVERFLOW, S31 T81N RE4 This is a joint project with Clinton County. This project was awarded CBCF funding in May 2023. Modifying funding sources and project number.	2080 0.100 miles 20870	320 Bridges FA	Project Number updated Project Location updated Fund basis updated removed 1,250,000 Special dollars from 2024 added 300,000 SWAP dollars to 2024 added 2,700,000 FA dollars to 2024	\$3,500,000

Fund	Accomplishment Year		
	Previous Amount	New Amount	Net Change
Local	\$16,260,000	\$16,260,000	\$0
Farm-to-Market	\$313,125	\$313,125	\$0
Special	\$1,750,000	\$500,000	-\$1,250,000
SWAP	\$106,875	\$406,875	\$300,000
Federal Aid	\$1,680,000	\$4,380,000	\$2,700,000
Totals	\$20,110,000	\$21,860,000	\$1,750,000

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

APPROVED:

By \_\_\_\_\_  
Scott County Board of Supervisors Chairperson,  
W. Ken Beck

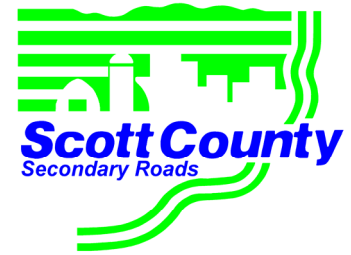
ATTEST:

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

**SCOTT COUNTY ENGINEER'S OFFICE**

950 E. Blackhawk Trail  
Eldridge, Iowa 52748

(563) 326-8640  
FAX – (563) 328-4173  
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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: Bridge Replacement Project Funding Agreement

DATE: August 8, 2023

This resolution is to approve a funding agreement between Scott County and the Iowa Department of Transportation (Iowa DOT) for a bridge replacement project. This Scott/Clinton County line bridge project is located on Y-68 (Scott Park Road), over the Wapsipinicon River Overflow, in Section 31 of DeWitt Township. The proposed bridge replacement is a 268' x 40' Continuous Concrete Slab Bridge with an estimated replacement cost of \$3,500,000.

This project was awarded \$2,000,000 of County Bridge Construction Funding (CBCF) through the Iowa DOT. This is a state managed program made up of state and federal funding. Each November, counties can submit a candidate for funding and the candidate is assigned priority points based on several factors such as length of detour, condition of the bridge, estimated project cost, and average daily traffic across the bridge. Candidates are ranked in descending order according to their priority points. Projects are selected from the listing until the available funds are obligated. The program will fund up to 80% of eligible construction costs, up to a maximum of \$2,000,000 per project. This is a highly competitive program that helps counties fund large bridge replacement projects.

This project is in FY 2024 of our Five-Year Construction Program and is on schedule for a letting in January 2024. The total cost of the project is budgeted at \$3,500,000. The remaining construction costs will be split evenly by Scott and Clinton Counties and will be paid out of our Highway Bridge Program (HBP) accounts that are managed by the Iowa DOT.

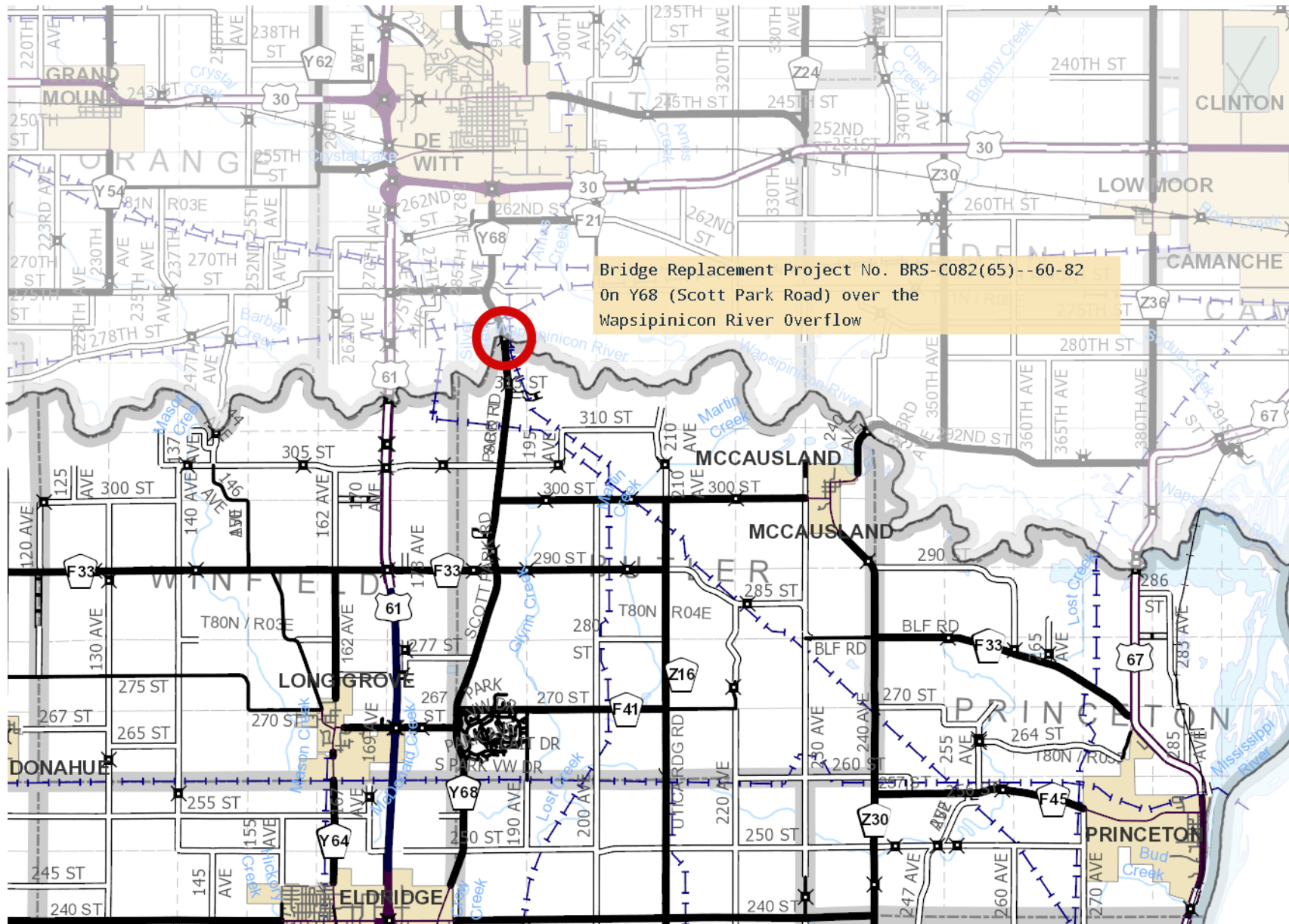
Rob Cusack has reviewed the agreement and responded that it is sufficiently drafted to accomplish its intended purpose. I recommend entering into the agreement with the Iowa DOT for financing of this project with state and federal funds. Included with this memo is a project location map and the funding agreement.



# Scott and Clinton County Bridge Replacement Project Location Map

8:17 PM, Tue, Aug 8, 2023

Scott - ICEASB Easy Map



Bridge Replacement Project No. BRS-C082(65)--60-82  
On Y68 (Scott Park Road) over the  
Wapsipinicon River Overflow



**IOWA DEPARTMENT OF TRANSPORTATION  
Federal-aid Agreement  
for a County Bridge Construction Fund Project**

RECIPIENT: Scott County

Project No: BRS-C082(65)--60-82

Iowa DOT Agreement No: 6-23-CBCF-HBP-021

CFDA No. and Title: 20.205 Highway Planning and Construction

This is an agreement between Scott County, Iowa (hereinafter designated the RECIPIENT) and the Iowa Department of Transportation (hereinafter designated the DEPARTMENT). Iowa Code Sections 306A.7 and 307.44 provide for the RECIPIENT and the DEPARTMENT to enter into agreements with each other for the purpose of financing transportation improvement projects on streets and highways in Iowa with Federal funds.

This is an agreement between the RECIPIENT and the DEPARTMENT for funding through the County Bridge Construction Fund (CBCF) outlined in 761 Iowa Administrative Code (IAC) Chapter 160 and the County HBP Program outlined in IAC Chapter 161. The DEPARTMENT agrees to provide CBCF and County HBP funding to the RECIPIENT for the authorized and approved costs for eligible items associated with the project.

The Bridge Formula Program (BFP) and the Surface Transportation Block Grant (STBG) Program make Federal funds available for replacement or rehabilitation of highway bridges on public roads on and off the Federal-aid System. A portion of BFP or STBG funds have been set aside for this purpose and have been designated as the County Highway Bridge Program (HBP). In the event Highway Infrastructure Program (HIP) funding is available, it may be included for this same purpose.

Some HBP funds have been set aside and dedicated for distribution through the County Bridge Construction Fund. These dedicated HBP funds shall be referred to as CBCF-HBP funds.

The RECIPIENT and the DEPARTMENT previously entered into the following agreement(s) for the following funding sources related to the above referenced project:

<b>Funding Source</b>	<b>Agreement No.</b>	<b>Project No.</b>	<b>Full Execution Date</b>
N/A	N/A	N/A	N/A

**See Exhibit 2 and Exhibit 3 attached for additional details related to funding limits and priorities.**

Under this agreement, the parties agree as follows:

1. The RECIPIENT shall be the lead local governmental agency for carrying out the provisions of this agreement.
2. All notices required under this agreement shall be made in writing to the appropriate contact person. The DEPARTMENT's contact person will be the Local Systems Project Development Engineer, Christy VanBuskirk, and the Eastern Region Local Systems Field Engineer, Dillon J. Feldmann. The RECIPIENT's contact person shall be the County Engineer.
3. The RECIPIENT shall be responsible for the development and completion of the following bridge project:
  - A. FHWA Structure Number: 020870
  - B. Location: On Y68 over Wapsi River Overflow, S31 T81 RE4
  - C. Preliminary Estimated Total Eligible Construction Costs: \$3,500,000.00
4. The eligible project construction limits shall include the bridge plus grading and/or paving to reach a "touchdown point" determined by the DEPARTMENT. Within the eligible project construction limits, eligible project activities will be limited to actual construction costs.

5. Costs associated with work outside the eligible project construction limits, routine maintenance activities, operations, and monitoring expenses are not eligible. In addition, administrative costs, engineering, inspection, legal, right of way, utility relocations, activities necessary to comply with Federal and State environmental or permit requirements, and fees or interest associated with bonds or loans are not eligible.
6. 20% of the eligible project costs incurred after the effective date of this agreement shall be paid from the CBCF up to a maximum of \$500,000, unless the RECIPIENT receives written notice from the Department that this amount may be exceeded. If at any time during the development or construction of the project, the estimated eligible costs exceed the preliminary estimate contained herein, the increased costs must be approved by the DEPARTMENT prior to incurring such costs and are dependent on available funding. In no case shall the total reimbursed amount exceed \$2,000,000. The RECIPIENT shall pay 100% of the non-eligible project costs. Costs are considered incurred when the RECIPIENT has an obligation to pay. Reimbursed costs will be limited to state funds that are made available to counties through the County Bridge Construction Fund outlined in 761 Iowa Administrative Code, Chapter 160.
7. 60% of the eligible construction project costs incurred after the effective date of this agreement shall be paid from CBCF-HBP funds up to a maximum of \$1,500,000 unless the RECIPIENT receives written notice from the Department that this amount may be exceeded. If at any time during the development or construction of the project, the estimated eligible costs exceed the preliminary estimate contained herein, the increased costs must be approved by the DEPARTMENT prior to incurring such costs and are dependent on available funding. In no case shall the total reimbursed amount exceed \$2,000,000. The RECIPIENT shall pay 100% of the non-eligible project costs. Costs are considered incurred when the RECIPIENT has an obligation to pay. Reimbursed costs will be limited to CBCF-HBP funds that are dedicated for distribution through the CBCF and are made available to counties through the HBP Funds outlined in 761 Iowa Administrative Code, Chapter 161 and Local Systems Instructional Memorandum [\(I.M.\) 1.100](#) in place at the time of this agreement being fully executed.
8. 100% of the eligible construction project costs incurred after the effective date of this agreement shall be paid from County HBP funds. The RECIPIENT shall pay 100% of the non-eligible project costs. Costs are considered incurred when the RECIPIENT has an obligation to pay. Reimbursed costs will be limited to County HBP funds that are made available to counties through the HBP Funds outlined in 761 Iowa Administrative Code, Chapter 161 and Local Systems Instructional Memorandum [\(I.M.\) 1.100](#) in place at the time of this agreement being fully executed.
9. The total percent share of combined eligible costs from CBCF and CBCF-HBP shall not exceed 80%.
10. The RECIPIENT shall pay for all project costs not reimbursed with CBCF, CBCF-HBP, and HBP funds.
11. The RECIPIENT shall let the project for bids through the DEPARTMENT.
12. If any part of this agreement is found to be void and unenforceable, the remaining provisions of this agreement shall remain in effect.
13. It is the intent of both parties that no third-party beneficiaries be created by this agreement.
14. Responsibility for compliance with the Federal and State laws, regulations, policies, or procedures required by this agreement is not assignable without the prior written consent of the DEPARTMENT.
15. The project shall be let to contract within three years of the date this agreement is approved by the DEPARTMENT. If not, this agreement may become null and void, unless the RECIPIENT submits a written request for extension to the DEPARTMENT at least 30 days prior to the three-year deadline. If approved, this agreement may be extended for a period of time as determined by the DEPARTMENT, but not less than 6 months.
16. This agreement and the attached Exhibit 1, Exhibit 2, and Exhibit 3 constitute the entire agreement between the DEPARTMENT and the RECIPIENT concerning this project. Representations made before the signing of this agreement are not binding, and neither party has relied upon conflicting representations in entering into this agreement. Any change or alteration to the terms of this agreement shall be made in the form of an addendum to this agreement. The addendum shall become effective only upon written approval of the DEPARTMENT and the RECIPIENT.

IN WITNESS WHEREOF, each of the parties hereto has executed this Agreement as of the date shown opposite its signature below.

RECIPIENT: Scott County

This agreement was approved by official action of the Scott County Board of Supervisors in official session on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
County Auditor

\_\_\_\_\_  
Chair, Board of Supervisors

IOWA DEPARTMENT OF TRANSPORTATION  
Transportation Development Division

By \_\_\_\_\_  
Nicole M. Stinn, P.E.  
Secondary Roads Engineer  
Local Systems Bureau

Date \_\_\_\_\_, \_\_\_\_\_

## EXHIBIT 1 General Agreement Provisions for use of Federal Highway Funds on Non-primary Projects

Unless otherwise specified in this agreement, the RECIPIENT shall be responsible for the following:

### 1. General Requirements.

- a. The RECIPIENT shall take the necessary actions to comply with applicable State and Federal laws and regulations. To assist the RECIPIENT, the DEPARTMENT has provided guidance in the Federal-aid Project Development Guide (Guide) and the Instructional Memorandums to Local Public Agencies (I.M.s) that are referenced by the Guide. Both are available on-line at: [https://www.iowadot.gov/local\\_systems/publications/im/lpa\\_ims.htm](https://www.iowadot.gov/local_systems/publications/im/lpa_ims.htm). The RECIPIENT shall follow the applicable procedures and guidelines contained in the Guide and I.M.s in effect at the time project activities are conducted.
- b. In accordance with Title VI of the Civil Rights Act of 1964 and associated subsequent nondiscrimination laws, regulations, and executive orders, the RECIPIENT shall not discriminate against any person on the basis of race, color, national origin, sex, age, or disability. In accordance with Iowa Code Chapter 216, the RECIPIENT shall not discriminate against any person on the basis of race, color, creed, age, sex, sexual orientation, gender identity, national origin, religion, pregnancy, or disability. The RECIPIENT agrees to comply with the requirements outlined in [I.M. 1.070](#), Title VI and Nondiscrimination Requirements, which includes the requirement to provide a copy of the Subrecipient's Title VI Plan or Agreement and Standard DOT Title VI Assurances to the Department.
- c. The RECIPIENT shall comply with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), Section 504 of the Rehabilitation Act of 1973 (Section 504), the associated Code of Federal Regulations (CFR) that implement these laws, and the guidance provided in [I.M. 1.080](#), ADA Requirements. When bicycle and/or pedestrian facilities are constructed, reconstructed, or altered, the RECIPIENT shall make such facilities compliant with the ADA and Section 504, which includes following the requirements set forth in Chapter 12A for sidewalks and Chapter 12B for Bicycle Facilities of the Iowa DOT Design Manual.
- d. To the extent allowable by law, the RECIPIENT agrees to indemnify, defend, and hold the DEPARTMENT harmless from any claim, action or liability arising out of the design, construction, maintenance, placement of traffic control devices, inspection, or use of this project. This agreement to indemnify, defend, and hold harmless applies to all aspects of the DEPARTMENT's application review and approval process, plan and construction reviews, and funding participation.
- e. As required by the 2 CFR 200.501 "Audit Requirements," a non-Federal entity expending \$750,000 or more in Federal awards in a year shall have a single or program-specific audit conducted for that year in accordance with the provision of that part. Auditee responsibilities are addressed in Subpart F of 2 CFR 200. The Federal funds provided by this agreement shall be reported on the appropriate Schedule of Expenditures of Federal Awards (SEFA) using the Catalog of Federal Domestic Assistance (CFDA) number and title as shown on the first page of this agreement. If the RECIPIENT will pay initial project costs and request reimbursement from the DEPARTMENT, the RECIPIENT shall report this project on its SEFA. If the DEPARTMENT will pay initial project costs and then credit those accounts from which initial costs were paid, the DEPARTMENT will report this project on its SEFA. In this case, the RECIPIENT shall not report this project on its SEFA.
- f. The RECIPIENT shall supply the DEPARTMENT with all information required by the Federal Funding Accountability and Transparency Act of 2006 and 2 CFR Part 170.
- g. The RECIPIENT shall comply with the following Disadvantaged Business Enterprise (DBE) requirements:
  - i. The RECIPIENT shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any DOT-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The RECIPIENT shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure nondiscrimination in the award and administration of DOT-assisted contracts.
  - ii. The RECIPIENT shall comply with the requirements of [I.M. 5.010](#), DBE Guidelines.

- iii. The DEPARTMENT's DBE program, as required by 49 CFR Part 26 and as approved by the Federal Highway Administration (FHWA), is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the RECIPIENT of its failure to carry out its approved program, the DEPARTMENT may impose sanctions as provided for under Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).
- h. Termination of funds. Notwithstanding anything in this agreement to the contrary, and subject to the limitations set forth below, the DEPARTMENT shall have the right to terminate this agreement without penalty and without any advance notice as a result of any of the following: 1) The Federal government, legislature or governor fail in the sole opinion of the DEPARTMENT to appropriate funds sufficient to allow the DEPARTMENT to either meet its obligations under this agreement or to operate as required and to fulfill its obligations under this agreement; or 2) If funds are de-appropriated, reduced, not allocated, or receipt of funds is delayed, or if any funds or revenues needed by the DEPARTMENT to make any payment hereunder are insufficient or unavailable for any other reason as determined by the DEPARTMENT in its sole discretion; or 3) If the DEPARTMENT's authorization to conduct its business or engage in activities or operations related to the subject matter of this agreement is withdrawn or materially altered or modified. The DEPARTMENT shall provide the RECIPIENT with written notice of termination pursuant to this section.

## **2. Programming.**

- a. The RECIPIENT shall be responsible for including the project in the appropriate Regional Planning Affiliation (RPA) or Metropolitan Planning Organization (MPO) Transportation Improvement Program (TIP). The RECIPIENT shall also ensure that the appropriate RPA or MPO, through their TIP submittal to the DEPARTMENT, includes the project in the Statewide Transportation Improvement Program (STIP). If the project is not included in the appropriate fiscal year of the STIP, Federal funds cannot be authorized.
- b. Upon receipt of Federal Highway Administration (FHWA) authorization a Federal Award Identification Number (FAIN) will be assigned to this project by the FHWA based on a methodology that incorporates identifying information about the federal award such as the federal funding program code and the federal project number. This FAIN will be used to identify this project and award on the federal government's listing of financial assistance awards consistent with the Federal Funding Accountability and Transparency Act of 2006 (FFATA) at [usaspending.gov](http://usaspending.gov).
- c. A period of performance for this federal funding award will be established at the time of FHWA authorization. The start date of the period of performance will be the FHWA authorization date. The project end date (PED) will be determined according to the methodology in [I.M. 1.200](#), Federal Funds Management. Costs incurred before the start date or after the PED of the period of performance will not be eligible for reimbursement.

## **3. Design and Consultant Services**

- a. The RECIPIENT shall be responsible for the design of the project, including all necessary plans, specifications, and estimates (PS&E). The project shall be designed in accordance with the design guidelines provided or referenced by the DEPARTMENT in the Guide and applicable I.M.s.

## **4. Environmental Requirements and other Agreements or Permits.**

- a. The RECIPIENT shall take the appropriate actions and prepare the necessary documents to fulfill the FHWA requirements for project environmental studies including historical/cultural reviews and location approval. The RECIPIENT shall complete any mitigation agreed upon in the FHWA approval document. These procedures are set forth in [I.M. 3.020](#), Concept Statement Instructions; [4.020](#), NEPA Process; [4.110](#) Threatened and Endangered Species; and [4.120](#), Cultural Resource Regulations.
- b. If farmland is to be acquired, whether for use as project right-of-way or permanent easement, the RECIPIENT shall follow the procedures in I.M. [4.170](#), Farmland Protection Policy Act.
- c. The RECIPIENT shall obtain project permits and approvals, when necessary, from the Iowa DEPARTMENT of Cultural Affairs (State Historical Society of Iowa; State Historic Preservation Officer), Iowa Department of

Natural Resources, U.S. Coast Guard, U.S. Army Corps of Engineers, the DEPARTMENT, or other agencies as required. The RECIPIENT shall follow the procedures in I.M. [4.130](#), 404 Permit Process; [4.140](#), Storm Water Permits; [4.150](#) Iowa DNR Floodplain Permits and Regulations; [4.190](#), Highway Improvements in the Vicinity of Airports or Heliports; and [4.160](#), Asbestos Inspection, Removal, and Notification Requirements.

- d. In all contracts entered into by the RECIPIENT, and all subcontracts, in connection with this project that exceed \$100,000, the RECIPIENT shall comply with the requirements of Section 114 of the Clean Air Act and Section 308 of the Federal Water Pollution Control Act, and all their regulations and guidelines. In such contracts, the RECIPIENT shall stipulate that any facility to be utilized in performance of or to benefit from this agreement is not listed on the Environmental Protection Agency (EPA) List of Violating Facilities or is under consideration to be listed.

## **5. Right-of-Way, Railroads and Utilities.**

- a. The RECIPIENT shall acquire the project right-of-way, whether by lease, easement, or fee title, and shall provide relocation assistance benefits and payments in accordance with the procedures set forth in [I.M. 3.600](#), Right-of-Way Acquisition, and the DEPARTMENT's Right of Way Bureau Local Public Agency Manual. The RECIPIENT shall contact the DEPARTMENT for assistance, as necessary, to ensure compliance with the required procedures, even though no Federal funds are used for right-of-way activities. If Federal-aid will not be used in the cost of acquiring right-of-way, acquisition activities may begin prior to FHWA Environmental Concurrence. However, such acquisitions cannot affect the National Environmental Policy Act (NEPA) decision making process.
- b. If a railroad crossing or railroad tracks are within or adjacent to the project limits, the RECIPIENT shall obtain agreements, easements, or permits as needed from the railroad. The RECIPIENT shall follow the procedures in [I.M. 3.670](#), Work on Railroad Right-of-Way and [I.M. 3.680](#), Federal-aid Projects Involving Railroads.
- c. The RECIPIENT shall comply with the Policy for Accommodating Utilities on City and County Federal-aid Highway Right of Way for projects on non-primary Federal-aid highways. For projects connecting to or involving some work inside the right-of-way for a primary highway, the RECIPIENT shall follow the DEPARTMENT's Policy for Accommodating Utilities on Primary Road System. The RECIPIENT should also use the procedures outlined in [I.M. 3.640](#), Utility Accommodation and Coordination, as a guide to coordinating with utilities.

## **6. Contract Procurement.**

The following provisions apply only to projects involving physical construction or improvements to transportation facilities:

- a. The project plans, specifications, and cost estimate (PS&E) shall be prepared and certified by a professional engineer, architect, or landscape architect, as applicable, licensed in the State of Iowa.
- b. For projects let through the DEPARTMENT, the RECIPIENT shall be responsible for the following:
  - i. Prepare and submit the PS&E and other contract documents to the DEPARTMENT for review and approval in accordance with [I.M. 3.700](#), Check and Final Plans and [I.M. 3.500](#), Bridge or Culvert Plans, as applicable.
  - ii. The contract documents shall use the DEPARTMENT's Standard Specifications for Highway and Bridge Construction. Prior to their use in the PS&E, specifications developed by the RECIPIENT for individual construction items shall be approved by the DEPARTMENT.
  - iii. Follow the procedures in [I.M. 5.030](#), Iowa DOT Letting Process, to analyze the bids received, make a decision to either award a contract to the lowest responsive bidder or reject all bids, and if a contract is awarded, and execute the contract documents in Doc Express.
- c. For projects that are let locally by the RECIPIENT, the RECIPIENT shall follow the procedures in [I.M. 5.120](#), Local Letting Process - Federal-aid.

- d. The RECIPIENT shall forward a completed Project Development Certification ([Form 730002](#)) to the DEPARTMENT in accordance with [I.M. 3.710](#), Project Development Certification Instructions. The project shall not receive FHWA Authorization for construction or be advertised for bids until after the DEPARTMENT has reviewed and approved the Project Development Certification.
- e. If the RECIPIENT is a city, the RECIPIENT shall comply with the public hearing requirements of the Iowa Code section 26.12.
- f. The RECIPIENT shall not provide the contractor with notice to proceed until after receiving notice in Doc Express that the Iowa DOT has concurred in the contract award.

## 7. Construction.

- a. A full-time employee of the RECIPIENT shall serve as the person in responsible charge of the construction project. For cities that do not have any full-time employees, the mayor or city clerk will serve as the person in responsible charge, with assistance from the DEPARTMENT.
- b. Traffic control devices, signing, or pavement markings installed within the limits of this project shall conform to the "Manual on Uniform Traffic Control Devices for Streets and Highways" per 761 IAC Chapter 130. The safety of the general public shall be assured through the use of proper protective measures and devices such as fences, barricades, signs, flood lighting, and warning lights as necessary.
- c. For projects let through the DEPARTMENT, the project shall be constructed under the DEPARTMENT's Standard Specifications for Highway and Bridge Construction and the RECIPIENT shall comply with the procedures and responsibilities for materials testing according to the DEPARTMENT's Materials I.M.s. Available on-line at: <http://www.iowadot.gov/erl/current/IM/navigation/nav.htm>.
- d. For projects let locally, the RECIPIENT shall provide materials testing and certifications as required by the approved specifications.
- e. If the DEPARTMENT provides any materials testing services to the RECIPIENT, the DEPARTMENT will bill the RECIPIENT for such testing services according to its normal policy as per [Materials I.M. 103](#), Inspection Services Provided to Counties, Cities, and Other State Agencies.
- f. The RECIPIENT shall follow the procedures in [I.M. 6.000](#), Construction Inspection, and the DEPARTMENT's Construction Manual, as applicable, for conducting construction inspection activities.

## 8. Reimbursements.

- a. After costs have been incurred, the RECIPIENT shall submit to the DEPARTMENT periodic itemized claims for reimbursement for eligible project costs. Requests for reimbursement shall be made at least once every six months, but not more than bi-weekly.
- b. To ensure proper accounting of costs, reimbursement requests for costs incurred prior to June 30 shall be submitted to the DEPARTMENT by August 1.
- c. Reimbursement claims shall include a certification that all eligible project costs, for which reimbursement is requested, have been reviewed by an official or governing board of the RECIPIENT, are reasonable and proper, have been paid in full, and were completed in substantial compliance with the terms of this agreement.
- d. Reimbursement claims shall be submitted on forms identified by the Department along with all required supporting documentation. The DEPARTMENT will reimburse the RECIPIENT for properly documented and certified claims for eligible project costs. The DEPARTMENT may withhold up to 5% of the Federal share of construction costs or 5% of the total Federal funds available for the project, whichever is less. Reimbursement will be made either by State warrant or by crediting other accounts from which payment was initially made. If, upon final audit or review, the DEPARTMENT determines the RECIPIENT has been overpaid, the RECIPIENT shall reimburse the overpaid amount to the DEPARTMENT. After the final audit or review is complete and after the RECIPIENT has provided all required paperwork, the DEPARTMENT will release the Federal funds withheld.



- e. The total funds collected by the RECIPIENT for this project shall not exceed the total project costs. The total funds collected shall include any Federal or State funds received, any special assessments made by the RECIPIENT (exclusive of any associated interest or penalties) pursuant to Iowa Code Chapter 384 (cities) or Chapter 311 (counties), proceeds from the sale of excess right-of-way, and any other revenues generated by the project. The total project costs shall include all costs that can be directly attributed to the project. In the event that the total funds collected by the RECIPIENT do exceed the total project costs, the RECIPIENT shall either:
  - i. In the case of special assessments, refund to the assessed property owners the excess special assessments collected (including interest and penalties associated with the amount of the excess), or
  - ii. Refund to the DEPARTMENT all funds collected in excess of the total project costs (including interest and penalties associated with the amount of the excess) within 60 days of the receipt of any excess funds. In return, the DEPARTMENT will either credit reimbursement billings to the FHWA or credit the appropriate State fund account in the amount of refunds received from the RECIPIENT.

## 9. Project Close-out.

- a. Within 30 days of completion of construction or other activities authorized by this agreement, the RECIPIENT shall provide written notification to the DEPARTMENT. The RECIPIENT shall follow and request a final audit, in accordance with the procedures in [I.M. 6.110](#), Final Review, Audit, and Close-out Procedures for Federal-aid, Federal-aid Swap, and Farm-to-Market Projects. Failure to comply with the procedures will result in loss of federal funds remaining to be reimbursed and the repayment of funds already reimbursed. The RECIPIENT may be suspended from receiving federal funds on future projects.
- b. For construction projects, the RECIPIENT shall provide a certification by a professional engineer, architect, or landscape architect as applicable, licensed in the State of Iowa, indicating the construction was completed in substantial compliance with the project plans and specifications.
- c. Final reimbursement of Federal funds shall be made only after the DEPARTMENT accepts the project as complete.
- d. The RECIPIENT shall maintain all books, documents, papers, accounting records, reports, and other evidence pertaining to costs incurred for the project. The RECIPIENT shall also make these materials available at all reasonable times for inspection by the DEPARTMENT, FHWA, or any authorized representatives of the Federal Government. Copies of these materials shall be furnished by the RECIPIENT if requested. Such documents shall be retained for at least 3 years from the date of FHWA approval of the final closure document. Upon receipt of FHWA approval of the final closure document, the DEPARTMENT will notify the RECIPIENT of the record retention date.
- e. The RECIPIENT shall maintain, or cause to be maintained, the completed improvement in a manner acceptable to the DEPARTMENT and the FHWA.

## Exhibit 2 - Funding Worksheet for On-System Bridge

8/4/2023

Priority (%)	Funding Source	Project Number	Agreement Number	Funding Value (Max)
1 (20%)	County Bridge Construction Fund (CBCF)	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	\$ 500,000
1 (80%)	County HBP	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	No Limit
2 (80%)	County HBP	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	No Limit
2 (20%)	Swap County HBP (SWAPC)	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	No Limit

*Costs not covered by other funding sources listed above shall be covered by the COUNTY as defined by the County TIP and STIP.*

**Exhibit 3 - Funding Worksheet for On-System Bridge  
(For Use by Secondary Roads Engineer Only)**

8/4/2023

Priority (%)	Funding Source	Project Number	Agreement Number	Funding Value (Max)
1 (20%)	County Bridge Construction Fund (CBCF)	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	\$ 500,000
1 (60%)	County Bridge Construction Fund - HBP (CBCF-HBP)	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	\$ 1,500,000
1 (20%)	County HBP	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	No Limit
2 (80%)	County HBP	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	No Limit
2 (20%)	Swap County HBP (SwapC)	BRS-C082(65)--60-82	6-23-CBCF-HBP-021	No Limit

*Costs not covered by other funding sources listed above shall be covered by the COUNTY as defined by the County TIP and STIP.*

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 17, 2023

APPROVAL OF AGREEMENT FOR USE OF STATE-AID AND FEDERAL-AID  
FUNDS FOR A BRIDGE REPLACEMENT PROJECT ON Y-68, OVER THE  
WAPSIPINICON RIVER OVERFLOW, IN SECTION 31 OF DEWITT TOWNSHIP  
PROJECT NO. BRS-C082(65)--60-82

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

Section 1. That the agreement for use of state-aid and federal-aid funds between Scott County and the Iowa Department of Transportation for a bridge replacement project on Y-68 (Scott Park Road), over the Wapsipinicon River Overflow, in Section 31 of DeWitt Township (Project No. BRS-C082(65)--60-82) be approved.

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

Section 3. That this resolution shall take effect immediately.

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

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

### SCOTT COUNTY BOARD OF SUPERVISORS

August 17, 2023

#### APPROVING AN OVERTIME INCENTIVE FOR TEAMSTERS AND CORRECTION SERGEANTS, DEPUTIES AND BAILIFFS

WHEREAS, the Sheriff's office continues to experience turnover challenges;

WHEREAS, the Sheriff has requested authorization to incent current staff to volunteer for overtime;

WHEREAS, the funds needed for this incentive can come from the Sheriff's current salary budget authority and does not require additional funding.

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

Section 1. That the attached side letter to the Teamster contract be approved and executed by the Human Resource Director as Chief Negotiator, thereby allowing for overtime at a rate of 1.75x.

Section 2. That the Correction Sergeants be permitted to receive 1.75x overtime for four (4) or more consecutive hours worked outside of their normal work schedule, as long as the side letter with the Teamsters is effective.

Section 3. That if Corrections Officers and Sergeants are not available or do not volunteer for available overtime in the Jail, Management may offer the overtime to Deputies or Bailiffs. Deputies or Bailiff's are permitted to receive 1.75x overtime for four (4) or more consecutive hours worked in the Jail that would typically qualify for 1 ½ overtime. Work scheduled due to a reassignment shall be paid at the employee's hourly rate.

Section 4. That this resolution shall take effect August 18, 2023 and ends on December 31, 2023.

SIDE LETTER  
BETWEEN  
SCOTT COUNTY AND TEAMSTER LOCAL 238

WHEREAS, the Sheriff's office is experiencing unusually high staffing shortages related to hiring challenges;

WHEREAS, current staff are being asked to work additional overtime hours to accommodate the shortages;

WHEREAS, the parties agree that there is mutual benefit in incenting staff to volunteer for additional shifts; especially an occasional twelve (12) hour shift;

NOW THEREFORE, the parties agree to temporarily amend the 2024-2026 Collective Bargaining Agreement between Scott County, Iowa and the Scott County Correctional Association, Chauffeurs, Teamsters and Helpers Local Union No. 238 effective August 18, 2023 as follows:

1. Employees covered by said contract shall receive overtime at 1.75x for any overtime under Section 9.3 of the contract that is for four (4) or more consecutive hours. Training hours that result in overtime will not be paid at 1.75x.
2. Any compensatory time earned under Section 9.4 shall continue to be awarded at the rate of 1.5x for every overtime hour worked.
3. Employees choosing to volunteer to work "middle fours" are eligible for either double pay or count the shift toward the PTO incentive, but not both. When listing hours in Novatime employees should select the proper project code when seeking the PTO incentive.

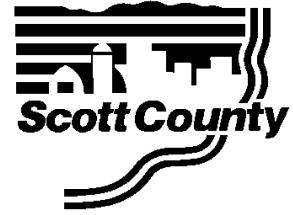
This side letter shall be effective from August 18, 2023 until December 31, 2023.

\_\_\_\_\_  
FOR TEAMSTERS

\_\_\_\_\_  
FOR SCOTT COUNTY

Date \_\_\_\_\_

Date \_\_\_\_\_



**INFORMATION TECHNOLOGY**

400 West Fourth Street  
Davenport, Iowa 52801-1104

Ph: (563) 328-4100 Fax: (563) 326-8669  
www.scottcountyiowa.com

August 9, 2023

To: Mahesh Sharma, County Administrator  
From: Matt Hirst, Director Information Technology  
Subject: Body Camera Replacement Project

A quote has been received for the purchase of equipment necessary to replace public safety body camera's with hosted storage in the Sheriff's Office and Conservation Department.

Quote summary for body camera equipment is as follows:

Description	QTY	List	Discounted	Extended
V300 BODY WORN CAMERA, MOLLE LOCK MOUNT	96	\$1,243.75	\$ 995.00	\$ 95,520.00
V300, BATT, 3.8V, 4180MAH	96	\$ 23.75	\$ 99.00	\$ 9,504.00
V300 TRANSFER STATION II	4	\$1,868.75	\$1,495.00	\$ 5,980.00

Quote summary for hosted storage is as follows:

Description	QTY	List	Discounted	Extended
VIDEOMANAGER EL CLOUD, SOFTWARE AND HOSTING, ACTUAL USAGE ASSIGNED, ANNUALLY PER DEVICE	143 (5 Year)	\$1,843.75	\$ 1,475.00	\$ 210,925.00

It is recommended that the Board approve the quotes from Motorola for Body Camera replacement in the Sheriff's Office and Conservation Department's public safety officers with a total project cost of \$333,459.00.

This project will replace Body Cameras currently deployed with Sheriff's Office and Conservation Department public safety officers which are seven (7) years old. The upgrade will facilitate the following public safety activities:

- Improve video and video storage capabilities and performance

Budget dollars are available in the CIP budget.

Cc: Tim Lane, Sheriff  
Roger Kean, Conservation Director

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 17, 2023

#### BODY CAMERA REPLACEMENT PROJECT WITH MOTOROLA SOLUTIONS

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

Section 1. The replacement of body cameras for Sheriff's Office and Conservation Department's public safety officers with a total project cost of \$333,459.00 from Motorola Solutions for 96 body cameras and (5) years of cloud storage is hereby approved.

Section 2. This resolution shall take effect immediately.