

Scott County Board of Supervisors

January 12, 2006; 5:30 p.m.

The Board of Supervisors met pursuant to adjournment with Hancock, Minard, Sunderbruch, and Adamson present. Gallin was absent.

The Board recited the Pledge of Allegiance.

Moved by Hancock, seconded by Sunderbruch, approval of the minutes of the December 29, 2005 Regular Board Meeting, the January 3, 2006 Organizational Meeting, and the January 10, 2006 Closed Session. All Ayes.

Moved by Hancock, seconded by Adamson, the approval of the second of three readings of an ordinance to amend Chapter 13-34 of the Scott County Code relative to designated speed limits on Scott County Secondary Roads. Roll Call: Ayes – Hancock, Minard, Sunderbruch, Adamson.

Moved by Hancock, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the County Engineer be authorized to close Scott County Secondary Roads during the 2006 calendar year, as necessary, with the actual dates and times of closure to be determined by the County Engineer as follows:

For Construction: Any project as described in the approved "Scott County Secondary Roads Construction and Farm-to-Market Construction Program" and any supplements thereto.

For Maintenance: Any maintenance project or activity requiring the road to be closed.

For any emergency road closure of any route as deemed necessary by the County Engineer.

2) This resolution shall take effect immediately.

Moved by Hancock, seconded by Adamson, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) As the local governing body responsible for the approval of subdivision plats within its rural jurisdiction, the Scott County Board of Supervisors has on this 12th day of January 2006 considered the Final Plat of **COTTON ADDITION**, a two (2) lot subdivision, in part of the SE/4 of Section 22, 79 North, Range 5 East of the 5th Principal Meridian (LeClaire Township), Scott County, Iowa, and having found the same made in substantial accordance with the provisions of Chapter 354, Code of Iowa, and the Scott County Subdivision Ordinance, does hereby approve the final plat of said subdivision with the conditions that 1). That no more than one additional subdivision lot be approved until such time as the road providing access to this property is improved and hard surfaced; 2). The conditions of the Health Department on the installation of a

septic system and well on the property be met; and 3) The City of LeClaire also approve the plat prior to Final Plat approval by the Board of Supervisors. 2) This resolution shall take effect immediately.

Moved by Hancock, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) Scott County General Policy XIX TAX DEED AND ABANDONED PROPERTY DISPOSAL AND AUCTION POLICY establishes the policies and procedures by which Scott County allows the transfer of abandoned or tax deed properties to local taxing bodies, community-based non-profit agencies, and individuals and to offer remaining abandoned and tax deed properties at public auction. 2) The Scott County Board of Supervisors hereby approves the amendments to the tax deed and abandoned property disposal and auction policy as presented by the County Planning Director. 3) This resolution shall take effect immediately.

Moved by Hancock, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) The abatement of property taxes on the following tax deed properties owned by Scott County and shown in "Exhibit A" in accordance with Iowa Code Section 445.63 is hereby approved. 2) This resolution shall take effect immediately.

| Parcel # | Taxes | Special Assesments | Addresses | Fair Market Value |
|---------------|-----------------|--------------------|---|-------------------|
| E0017-09 | \$170.00 | 0.00 | 1812 E 14 th St., Dav. | \$1,092.00 |
| F0028-11 | 397.00 | 0.00 | 1115 Tremont Av., Dav | 2,993.00 |
| F0028-13 | 138.00 | 0.00 | 1123 Tremont Av., Dav | 1,271.00 |
| F0037-13 | 534.00 | 37,407.00 | 1016 Tremont Av., Dav | 4,935.00 |
| F0037-15 | 230.00 | 9,114.00 | 1029 Tremont Av., Dav | 2,583.00 |
| F0045-16 | 266.00 | 3,717.00 | 802 Sylvan Av., Dav | 2,552.00 |
| F0052-21 | 96.00 | 1,017.00 | 820 Charlotte Av., Dav | 1,376.00 |
| F0052-24 | 92.00 | 220.00 | 761 E. 6 th St., Dav | 1,208.00 |
| F0053-01 | 170.00 | 3,199.00 | 826 Charlotte Av., Dav | 1,376.00 |
| F0053-02 | 94.00 | 3,473.00 | 828 Charlotte Av., Dav | 1,376.00 |
| G0035-27 | 150.00 | 0.00 | 945 Warren St., Dav | 1,617.00 |
| G0043-16 | 228.00 | 2,894.00 | 424 W. 8 th St., Dav | 2,426.00 |
| G0043-17 | 186.00 | 3,257.00 | 430 W. 8 th St., Dav | 2,426.00 |
| G0045-30 | 244.00 | 1,844.00 | 717 W. 8 th St., Dav | 2,583.00 |
| G0045-43 | 1,318.00 | 16,169.00 | 822 Gaines St., Dav | 12,611.00 |
| H0041-10 | 364.00 | 24,440.00 | 721 Taylor St., Dav | 504.00 |
| H0044-14 | 254.00 | 1,548.00 | 1603 W. 9 th St., Dav | 3,875.00 |
| K0012-21 | 146.00 | 10,139.00 | 1611 2 nd St., Dav | 988.00 |
| L0014-27A | 60.00 | 0.00 | Rear of 904 & 906 2 nd St. Dav | 400.00 |
| L0016-20A | 24.00 | 0.00 | 1119 2 nd St., Dav | 100.00 |
| R0417-27 | 1,252.00 | 16,158.00 | 3620 Keota Av, Dav | 10,918.00 |
| R0405-09 | 388.00 | 0.00 | Railroad Easement 10' strip | 2,200.00 |
| R0412-01 | 156.00 | 0.00 | Railroad Easement 10' strip | 900.00 |
| Totals | 6,957.00 | 134,596.00 | | 58,508.00 |

Moved by Hancock, seconded by Adamson, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) A public hearing is set for 5:30 p.m. on January 26, 2006 at a regular meeting to hear public comments concerning the transfer of tax deed properties to Habitat for Humanity and Gateway Redevelopment Corporation. The properties are located at 1016 Tremont Av., 822 Gaines St., and 717 W. 8th St. 2) This resolution shall take effect immediately.

Moved by Hancock, seconded by Sunderbruch, the motion to open a public hearing relative to the construction permit application of Kent Paustian for the expansion of an existing confined feeding operation in Section 19 of Hickory Grove Township.

Molly Regan of Princeton addressed the Board with several questions.

Moved by Hancock, seconded by Adamson, to close the public hearing.

Moved by Hancock, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) Kent Paustian, d/b/a/ Paustian Enterprises Ltd. In the NE ¼ of the SE ¼ of Section 19, Township 79 North, Range 2 East (Hickory Grove Township) has submitted an application to the Iowa Department of Natural Resources (DNR) for a construction permit for the expansion of an existing confined animal feeding operation at 22444 70th Avenue in unincorporated Scott County. 2) The Scott County Health Department and the Scott County Planning and Development Department have reviewed the construction permit application and the manure management plan and determined that both appear to be in compliance with the requirements of Iowa Code Section 459 and Iowa DNR rules. 3) The Scott County Board of Supervisors has determined that there are not any additional objects or locations not included in the application that are within the required separation distances, the soils and hydrology of the site appear to be suitable for the proposed expansion, the applicant has adequate land for the application of manure originating from this confinement feeding operation available and there is no apparent drain tiles in the area of the proposed expansion. 4) The Scott County Board of Supervisors published public notice of the receipt of said application, accepted written and electronic comments on the application and held a public hearing on January 12, 2006 at its regularly scheduled meeting to receive public comments on application. 5) The Scott County Board of Supervisors will submit to the Iowa DNR the written reports it received from the Scott County Planning and Development and Health Departments on which its determination is based, in addition to the written public comments it received on this application and the documentation of publication of the required public notices. 6) The Scott County Board of Supervisors would recommend that the construction permit application of Paustian Enterprises Ltd. Be approved based on its compliance with the Iowa DNR rules and Iowa Code regulations for such applications. 7) This resolution shall take effect immediately.

Moved by Hancock, seconded by Sunderbruch, that the following resolution be adopted. All Ayes, except Adamson, who voted Nay.

BE IT RESOLVED 1) Iowa Code Section 459.304(3)(2003) sets out the procedure for a County Board of Supervisors to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure. 2) Only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) a recommendation to approve or disapprove a construction permit application for a confinement feeding operation structure. 3) Only counties that have adopted a construction evaluation resolution and submitted a recommendation will be notified by the DNR of the DNR's decision on the permit application. 4) Only counties that have adopted a construction evaluation resolution and submitted a recommendation may appeal the DNR's decision regarding a specific application. 5) By adopting a construction evaluation resolution the Board of Supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the Board of Supervisors between February 1, 2006 and January 31, 2007 and submit a recommendation regarding that application to the DNR. 6) By adopting a construction evaluation resolution the Board of Supervisors shall conduct an evaluation of every construction permit application using the Master Matrix as provided in Iowa Code Section 459.305. However, the Board's recommendation to the DNR may be based on the final score on the Master Matrix or on other reasons as determined by the Board of Supervisors. 7) The Scott County Board of Supervisors hereby adopts this Construction Evaluation Resolution in accordance with Iowa Code Section 459.304(3) and designates the Scott County Planning and Development Department to receive such applications on behalf of the Board of Supervisors. 8) This resolution shall take effect immediately.

Moved by Hancock, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the bids for underground fiber optic work on the county campus are hereby approved and the contract awarded to Koehler Cabling in the amount of \$27,950.00. 2) This resolution shall take effect immediately.

Moved by Adamson, seconded by Hancock, the motion approving personnel actions as presented by the County Administrator. All Ayes.

NEW HIRES

| Employee/Department | Position | Salary | Effective Date | Remarks |
|-------------------------------------|-----------------------------------|------------|----------------|------------------|
| Keith Boehme Juvenile Detention | Detention Youth Supervisor P/T | \$14.17/hr | 01/03/06 | Part-time roster |
| Jeffrey Lykam Juvenile Detention | Detention Youth Supervisor P/T | \$14.17/hr | 01/03/06 | Part-time roster |

TRANSFERS AND PROMOTIONS

| Employee/Department | New Position | Salary Change | Effective Date | Remarks |
|---------------------|--------------|---------------|----------------|---------|
| None | | | | |

LEAVES OF ABSENCE/OTHER

| Employee/Department | Position | Effective Date | Remarks |
|---------------------|----------|----------------|---------|
| None | | | |

BARGAINING UNIT STEP INCREASES

| Employee/Department | Position | Salary Change | Wage Step | Effective Date |
|---------------------|--------------------------|---------------------|-----------|----------------|
| Jerry Cralle FSS | Lead Custodial Worker | \$29,619 - \$30,514 | Step 7 | 1/15/06 |

MERIT INCREASES

| Employee/Department | Position | Salary Change | % of Midpoint | Effective Date |
|-----------------------------------|------------------------|--------------------------------|------------------|----------------|
| Jane Morehouse Health | Public Health Nurse | \$46,489 - \$48,349 (4.0%) | 103.896% | 01/02/06 |
| Linda Devlin Health | Resource Specialist | \$27,224 - \$28,585 (5.0%)* | 93.712% | 01/04/06 |
| Christopher Berry Conservation | Equipment Mechanic | \$28,977 - \$30,426 (5.0%)* | 93.714% | 01/11/06 |
| Patricia Beckman Health | Medical Assistant | \$29,067 - \$30,520 (5.0%)* | 89.248% | 01/18/06 |
| Michael Granger Conservation | Naturalist | \$40,807 - \$41,623 (2.0%) | 106.54% | 01/24/06 |

* First or second review following appointment or promotion. Salary adjusted 5% if not above 95% of midpoint & employee receives rating of 3 or better.

BONUS

| Employee/Department | Position | Effective Date |
|---------------------------------|----------------------------------|----------------|
| Kirk Graham Sheriff/Jail | Correction Officer | 05/14/05 |
| Roma Taylor Health | Clinical Services Coordinator | 01/01/06 |
| Trent Singleton Sheriff/Jail | Correction Officer | 01/03/06 |
| Linnea Juarez Conservation | Clerk II | 01/24/06 |

SEPARATIONS

| Employee/Department | Position | Hire Date | Separation Date | Reason for Separation |
|-------------------------------------|-----------------------------------|-----------|-----------------|-----------------------|
| Scott Filseth Juvenile Detention | Detention Youth Supervisor P/T | 01/23/02 | 12/26/05 | Voluntary resignation |
| Ryan Barnett Sheriff/Jail | Correction Officer | 05/15/03 | 01/28/06 | Voluntary resignation |

REQUEST TO FILL VACANCIES

| Position/Department | Position Status | Starting Date | Previous Incumbent | Recommendation |
|---------------------|-----------------|---------------|--------------------|----------------|
| None | | | | |

TUITION REQUESTS

| Employee/Department | Position | Course of Study | Course dates(s) |
|----------------------------------|--|--|---------------------|
| Alma Bakoylis County Attorney | Clerk II | Speech for Business | 03/27/06 – 05/22/06 |
| | | Algebra Scott Community College | 01/27/06 – 05/22/06 |
| Tammy Speidel FSS | Project & Support Services Coordinator | Facility Management Western Illinois University | 01/23/06 – 05/08/06 |

Moved by Adamson, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) The current property taxes, interest and penalties accrued for Angela Williams, 1421 W. 7th St., Davenport, Iowa, in the amount of \$255.00 are hereby suspended. 2) The County Treasurer is hereby directed to suspend the collection of the above stated taxes thereby establishing a lien on said property as required by law with future collection to include statutory interest, if any. 3) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Adamson, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the annual maintenance contract with Printrack International Inc. for the annual maintenance contract for the Jail automated fingerprint and identification system (AFIS) is hereby approved in the amount of \$14,287.92. 2) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Hancock, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That on behalf of River Action, Inc. an application for a pass-through grant in the amount of \$80,000 for the Mississippi Trail Development from the Iowa Department of Transportation is hereby approved and Scott County will be the Fiscal Agent for this grant. 2) That, if accepted, the Board approves receipt of such funding. 3) That the Chair is approved to sign such application. 4) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Adamson, the motion approving the beer permit for Mt. Joy Amoco, rural Davenport, and the liquor license for Fairyland, rural Long Grove, contingent upon meeting certain requirements set forth by the Scott County Board of Supervisors, requirements which are subject to separate approval by the offices of Sheriff, Attorney, Health Director, and Building Inspector. The Scott

County Auditor is directed to hold any application which has not received the requisite approvals. All Ayes.

Moved by Sunderbruch, seconded by Hancock, the resolution approving warrants numbered 187198 through 187515 as submitted and prepared for payment by the County Auditor in the total amount of \$1,597,847.36 and the purchase card transactions in the total amount of \$22,185.87. Roll Call: Ayes - Hancock, Minard, Sunderbruch, Adamson.

Moved by Adamson, seconded by Sunderbruch, the Board adjourn until 8:00 a.m., Tuesday, January 24, 2006, subject to prior call by the Chairman. All Ayes.

Larry Minard, Chairman of the Board
Scott County Board of Supervisors

ATTEST: Karen L. Fitzsimmons
Scott County Auditor