

Scott County Board Of Supervisors
January 20, 2011 5:30 PM

The Board of Supervisors met pursuant to adjournment with Minard, Sunderbruch, Cusack, Gallin, and Hancock present. The Board recited the pledge of allegiance.

Moved by Minard seconded by Hancock the approval of the minutes of January 6, 2011 Regular Board Meeting and the January 6, 2011 Closed Session. All Ayes

Minard moved, seconded by Hancock the second of three readings of the following ordinance. Roll Call: All Ayes.

SCOTT COUNTY ORDINANCE NO.

AN ORDINANCE TO AMEND CHAPTER 13, SEC. 13-47-A OF THE SCOTT COUNTY CODE RELATIVE TO PLACEMENT OF STOP SIGNS ON SCOTT COUNTY SECONDARY ROADS. BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY, IOWA:

SECTION 1.

Under Sec. 13-47-A(10), add item number I to read:

From the West entrance of Nicolas Ct and intersection of Jacob Drive and from the East entrance of Nicolas Dr. and intersection of Jacob Ct.

SECTION 2.

The County Auditor is directed to keep and maintain a copy of the Ordinance in the County Auditor's office.

SECTION 3. SEVERABILITY CLAUSE

If any of the provisions of the Ordinance are for any reason illegal or void, then the lawful provisions of this Ordinance shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

SECTION 4. REPEALER

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 5. EFFECTIVE DATE

This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

APPROVED this day of _____

, Chairperson
Scott County Board of Supervisors

ATTESTED BY:

Roxanna Mortiz
Scott County Auditor

Minard moved, seconded by Hancock 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 2011 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) That this resolution shall take effect immediately.

Minard moved, seconded by Hancock that the following resolution be adopted.
All Ayes.

WHEREAS: The uniform treatment of landowners in right-of-way is of paramount importance, and

WHEREAS: Assurance must be given to the Iowa Department of Transportation that Scott County is in compliance with the provisions of the 1970 Uniform Relocation Assistance and Land Acquisition Policies Act,

NOW, THEREFORE BE IT RESOLVED by the Scott County Board of Supervisors on this twentieth day of January, 2011, that the Scott County Engineer is authorized to purchase the necessary right-of-way for construction and maintenance during the calendar year 2011, using the values computed in accord with the following schedule of allowances:

SCHEDULE I - AGRICULTURAL LAND:

For land by easement or deed: 4.67 times the assessed valuation per acre as it currently exists at the time an offer is made.

SECTION II - RESIDENTIAL, COMMERCIAL OR INDUSTRIAL LAND:

For land by easement or deed, where such land is classified by the assessor as residential, commercial or industrial for zoning purposes - generally the appraisal method will be used.

SECTION III - FEDERALLY FUNDED PROJECTS, FARM-TO-MARKET FUNDED PROJECTS, AND SPECIAL PURCHASES - APPRAISAL METHOD:

This section will only be utilized when the following conditions are determined to exist:

1. Where any buildings or special improvements or appurtenances exist on the parcel being taken.
2. Where there are definable damages to the remaining property.
3. Where federal funds or farm-to-market funds are involved requiring the complete appraisal method.
4. Where the parcel being taken is not representative of the total piece.
5. For properties as noted under Section II.

The County Engineer will seek two or more quotes for the service of an appraiser for the review by the Board of Supervisors prior to employment of an appraiser. The appraisal document will serve as the basis for purchase of the parcel.

SECTION IV - BORROW:

For land disturbed by reason of borrow or backslope: The value shall be based on the price per cubic yard of material taken - (\$0.30/cu.yd.). Agreement will also be made for

the restoration of the area disturbed for borrow or backslope, either by removing and replacing 8 inches of top soil or by other appropriate measures, in accordance with Section 314.12, 1995 Code of Iowa. Compensation for crop loss or other land use loss in borrow or backslope areas will be determined based on the rental value for similar land in the area. If crops have been planted, payment will be made to cover tillage cost, seed cost and fertilizer cost based on the pro-rated actual cost incurred. If the crop is harvested before the area is disturbed there will be no compensation for crop loss.

SECTION V - WATER LINES:

For existing privately owned water lines crossing the roadway: The total cost of any alterations required on the line within the new or existing right-of-way will be at the expense of the County.

SECTION VI - FENCES:

For the relocation of functional fences made necessary by the reconstruction of an existing roadway, a new fence will be allowed for all of the same type as the existing right-of-way fence. Allowances are \$25.00 per rod for woven wire, \$16.00 per rod for barbed wire. If no fence exists, no fence payment will be allowed. The length for payment will be the footage required to fence the new right-of-way. For relocating cross fences to the new right-of-way, the length of fence required to be moved shall be compensated at the rate for the same type of right-of-way fence above. For angle points introduced into the fence line by the design of the roadway, an allowance of \$166.00 for a two-post panel and \$260.00 for a three-post panel will be made.

NOTE: All salvage from the existing fence shall become the property of the property owner. Payment for fencing will be withheld until all existing fence has been removed and cleared from the right-of-way. If the fence or any part thereof is not removed at the time of construction, it will be removed by Scott County or its contractor and a penalty of \$3.00 per rod assessed and deducted from the fence payment. For the removal of non-functional fences made necessary for the reconstruction of an existing roadway, the County will compensate the owner for his labor and equipment at the following rates:

Woven Wire	-	\$10.00 per rod
Barbed Wire	-	\$ 8.00 per rod

NOTE: All salvage from existing fence shall become the property of the owner. Payment for removal of non-functional fences will be withheld until all existing fences has been removed and cleared from the right-of-way. If fence or any part thereof is not removed at time of construction, it will be removed by Scott County or its contractor and the owner will forfeit any payment tendered for the fence.

DEFINITIONS:

Functional: In good state of repair and capable of containing livestock for which the fence was constructed.

Non-functional: In disrepair and incapable of containing the livestock for which the fence was constructed. Compensation for relocating fences of a type other than those described shall be negotiated.

SECTION VII - TREES AND SHRUBS:

For trees and ornamental shrubs which must be removed from the residence areas: compensation will be made on basis of appraisal by an arborist or by negotiation.

SECTION VIII - INCIDENTAL EXPENSES:

A lump sum of \$50.00 which shall compensate the owner for any out-of-pocket expense incurred as a result of this transaction; i.e., abstracting fees, postage, telephone, etc.

SECTION IX - EASEMENT PRIORITY AGREEMENTS:

Scott County will pay all costs assessed by mortgage holders in executing "Easement Priority Agreements" for the easements obtained under the terms of this policy.

SECTION X:

PASSED AND APPROVED this Twentieth day of January, 2011, by the Scott County Board of Supervisors.

SECTION XI: This resolution shall take effect immediately.

Minard moved, seconded by Hancock that the following resolution be adopted. All Ayes.

BE IT RESOLVED: 1) That the 28E Agreement between Scott County, Iowa and the City of New Liberty, Iowa for responsibility of FM extensions inside the corporate limits of the City of New Liberty be approved. This agreement to be in effect as of January 1, 2011 and rescinds the previous Farm to Market 28E agreement dated May 20, 2004. 2) That the Chairman be authorized to sign the Agreement on behalf of the Board. 3) That this resolution shall take effect immediately.

Minard moved, seconded by Hancock a motion to open a public hearing relative to an ordinance to adopt the latest editions of various construction codes for all new buildings and various construction structures in Scott County. All Ayes.

From the public:

Todd McGreevy of Bettendorf asked for clarification regarding some provisions of the proposed ordinance.

Minard moved, seconded by Hancock a motion to close the public hearing. All Ayes.

Minard moved, seconded by Hancock the first of two readings of the following ordinance. Roll Call: All Ayes.

SCOTT COUNTY ORDINANCE NO. 11-_____

AN ORDINANCE TO REPEAL CHAPTER 5 OF THE SCOTT COUNTY CODE AND ADOPT A NEW CHAPTER 5 WHICH ADOPTS THE LATEST EDITIONS OF VARIOUS CONSTRUCTION CODES FOR ALL NEW BUILDINGS AND VARIOUS STRUCTURES IN THE UNINCORPORATED AREA SCOTT COUNTY AND CERTAIN CITIES WITHIN SCOTT COUNTY

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

Section 1. Repeal all of Chapter 5, SCOTT COUNTY CODE, 2007.

Section 2. Adopt a new Chapter 5 SCOTT COUNTY CODE, which reads as follows:

Chapter 5
CONSTRUCTION CODES

SECTIONS:

- 5-1 TITLE
- 5-2 SCOPE
- 5-3 LIMITATIONS
- 5-4 ADOPTION OF CONSTRUCTION CODES
- 5-5 AMENDMENTS TO THE INTERNATIONAL BUILDING CODE
- 5-6 AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE
- 5-7 AMENDMENTS TO THE INTERNATIONAL PROPERTY MAINTENANCE CODE
- 5-8 AMENDMENTS TO THE INTERNATIONAL ENERGY CONSERVATION CODE
- 5-9 AMENDMENTS TO THE NATIONAL ELECTRIC CODE
- 5-10 AMENDMENTS TO THE UNIFORM PLUMBING CODE
- 5-11 AMENDMENTS TO THE UNIFORM MECHANICAL CODE
- 5-12 BUILDING PERMIT FEE SCHEDULE
- 5-13 VIOLATIONS UNDER PRIOR CODE
- 5-14 NO WHOLESALE ADOPTION OF STATE BUILDING CODE
- 5-15 MUNICIPAL INFRACTION

SECTION 5-1 TITLE

This Chapter shall be known and referred to collectively as the Scott County International Construction Code.

SECTION 5-2 SCOPE

No building or structure hereafter shall be used, erected, constructed, repaired, moved or demolished unless it fully complies with the requirements of this Ordinance. Notwithstanding the foregoing, buildings and structures in existence at the time of the adoption of this Ordinance may have their existing use or occupancy continued, if such use or occupancy complies with the provisions of the Code in effect when initiated, provided however that such continued use is not determined to be dangerous to health, life and safety.

SECTION 5-3 LIMITATIONS

This Ordinance shall not apply within the incorporated area of a City except at the option of the City and in accordance with an agreement with the County. Also, except to the extent required to implement Section 6.18 of the Scott County Code (General Provisions of the Floodplain Districts) no provisions of this Chapter shall be construed to apply to farm houses, farm barns, farm outbuildings, or other buildings or structures which are primarily adapted, by reason of nature and area for use for agricultural purposes as defined by Section 6-5 of the Scott County Code (Zoning Definitions). It shall be the responsibility of any person or group claiming that certain property is entitled to exemption on the basis of this Section to demonstrate that the property and buildings are primarily adapted and used for agricultural purposes by a farmer.

SECTION 5-4 ADOPTION OF CONSTRUCTION CODES

The International Building Code 2009 Edition, the International Residential Code 2009 Edition, the International Energy Conservation Code 2009 Edition, National Electrical Code 2008 Edition, International Property Maintenance Code 2009 Edition and related codes as referenced, are hereby adopted in full except for such portions as may hereinafter be deleted, modified, or amended. An official copy of the International Building Code 2009 Edition, International Residential Code 2009 Edition, International Energy Conservation Code 2009 Edition, International Property Maintenance Code 2009 Edition, National Electrical Code 2008 Edition, the Uniform Plumbing Code 2009 Edition, and the Uniform Mechanical Code 2009 Edition are on file in the office of the Planning and Development Department for public inspection. If any conflict exists between the adopted International Codes, National Electrical Code, Uniform Codes, and State Codes, the more restrictive code requirement applies.

SECTION 5-5 AMENDMENTS TO THE INTERNATIONAL BUILDING CODE

The following amendments, modifications, additions and deletions to the International Building Code 2009 are hereby made:

- (a) Iowa is inserted as the name of the state and Scott County as the name of the municipality in those parts of the codes where such insertions are necessary or appropriate.
- (b) All references to the building line and zoning are void, and the subject matter of the Revised Zoning Ordinance of Unincorporated Scott County. (Chapter 6 of the Scott County Code of Ordinances) shall be applicable.
- (c) **105.5 Expiration.** Insert after first sentence: All work must be completed within one (1) year of date of issuance of a permit. Insert after final sentence: A permit extension shall be one half the original fee or based on work to be completed.
- (d) **109.4 Work commencing before permit issuance.** Add second sentence: This fee shall be equal to the permit fee of the entire project and added to the original permit fee.
- (e) Delete **Chapter 11 Accessibility** in its entirety and replace with Chapter 16 - Iowa State Building Code (January 1, 2004), Division VII, Accessibility Rules and Regulations for the Physically Handicapped Section 661-16.720 (103A, 104A).
- (f) Delete **Chapter 28 Mechanical Systems** in its entirety, and replace all references with references to the 2009 Uniform Mechanical Code as promulgated by IAPMO, and its amendments.
- (g) Delete **Chapter 29 Plumbing Systems** in its entirety, and replace all references with references to the 2009 Uniform Plumbing Code as promulgated by IAPMO, and its amendments.
- (h) Delete **Appendices A, B, C, D, E, F, and H** in their entireties.
- (i) Delete **Chapter 27 Electrical** in its entirety- replace with reference to the 2008 National Electric Code.

SECTION 5-6 AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE

The following amendments, modifications, additions and deletions to the International Residential Code 2009 are hereby made:

- (a) Iowa is inserted as the name of the state and Scott County as the name of the jurisdiction in those parts of the codes where such insertions are necessary or appropriate.
- (b) All references to the building line and zoning are void, and the subject matter of the Revised Zoning Ordinance of Unincorporated Scott County. (Chapter 6 of the Scott County Code of Ordinances) shall be applicable.
- (c) **R105.5 Expiration.** Insert after first sentence sentence: All work must be completed within one (1) year of the date of issuance of a permit. Insert after final sentence: A permit extension shall be one half the original fee or based on work to be completed.
- (d) **R108.6 Work commencing before permit issuance.** Add second sentence: This fee shall be equal to the permit fee of the entire project and added to the original permit fee.
- (e) Delete **R105.2 (1)** in its entirety and replace with the following:
R105.2 (1) One-story detached accessory structures, provided the floor area does not exceed 120 square feet.
- (f) Delete **R105.2 (10)** in its entirety.
- (g) The following information is added to **Table R301.2 (1)**:

Roof Snow Load:	P.s.=30 PSF P.g.=25 PSF Ground snow load
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Wind Speed: Basic	75 mph
Wind Loading:	90 mph, 3 Second Gust @ 33 ft Above Grade
Seismic Design Category:	A
Weathering:	Severe
Frost line depth:	42"
Termite:	Moderate to Heavy
Decay:	Moderate to Severe
Winter Design Temp:	-4
Flood Hazards:	Adopted FIRM

- (h) Delete **R313.2** one and two family dwellings automatic fire system.
- (i) **R305.5 Ceiling height.** Add exception: 3. Ceilings may have projections to within 6 feet 6 inches of the finished floor for an area not to exceed 50% of the floor area of the room in which the projection is in.
- (j) **R315.1 Carbon monoxide alarms.** Change: For new construction an approved carbon monoxide alarm shall be installed outside of each separate sleeping area within 15 feet of the door to the bedroom in dwelling units within which fuel fired appliances are installed and in dwelling units that have attached garages.
- (k) Delete **Tables R403.1 R404.1.1 (1)** and replace with the following **Table R403.1:**

Number of Floors Supported By the Foundation	Thickness of Foundation Walls (inches)		Minimum Width Footing (inches)	Thickness of Footing (inches)	Minimum Depth of Foundation Natural Surface of Ground or Finish Grade (whichever is lower)
	Unit Concrete	Masonry			
1	8	8	16	8	42 inches
2	8	8	16	8	42 inches
3	10	12	18	12	42 inches

- (l) **R403.1.1 Minimum size.** Change the third sentence to read: spread footings shall be at least 8 inches (200 mm) in thickness.
- (m) Add new section: **R403.1.1.1 Footings requirements for decks without roof support.** All decks shall have a minimum footing size of 12 inches in diameter and 42 inches in depth.
- (n) Add new section **403.1.1.2 Footing requirement for covered decks and room additions.** All covered decks, screened porches; three season rooms, four season rooms, and room additions shall have one of the following:
 1. Pier footings designed by a design professional
 2. 12 inch wide trench footing 42 inch in depth
 3. Spread footing 42 inches in depth with a minimum 8 inch masonry wall or concrete foundation wall
- (o) Add new section **403.1.1.3 Footing requirement for accessory buildings.** A one-story wood frame building used for private garage, accessory to a single family dwelling and not over 720 square feet in floor area may be constructed on a floating slab-on-grade provided the following conditions are met: A concrete perimeter grade-beam, twelve inches deep and twelve inches wide and reinforced with two 1/2" reinforcement bars tied and chaired shall be installed to support the exterior walls. A minimum four-inch thick concrete floor slab reinforced with wire mesh or fiber mesh shall be installed within the perimeter beam and shall be formed to allow a continuous pour consisting of the required grade beam and floor.
Exception: Buildings or portions of buildings containing mechanical installations and connected to underground utilities shall be supported on a continuous, frost-free foundation capable of resisting the movement of the slab-on-grade.
- (p) Add figures to: **R404.1.2.3.7.2. Location of reinforcement in wall.** Figures **R404.1.2.3.7.2(a), R404.1.2.3.7.2(b), R404.1.2.3.7.2(c) American Concrete Institute Publication #332-04.**
- (q) Delete **Chapters 25-32** of the IRC in their entirety, and replace all references with references to the 2009 Uniform Plumbing Code as promulgated by IAPMO and all amendments adopted by Scott County Iowa.
- (r) Delete **Appendices F and I.**
- (r) Delete **Chapters 34-43** of the IRC in their entirety, and replace with references to the 2008 National Electric Code.
- (s) Delete **Chapters 12-23** of the IRC in their entirety, and replace all references to the 2009 Uniform Mechanical Code as promulgated by IAMPO and all amendments adopted by Scott County.

SECTION 5-7 INTERNATIONAL PROPERTY MAINTENANCE

The following amendments, modifications, additions and deletions to the International Property Maintenance Code 2009 are hereby made:

- (a) Iowa is inserted as the name of the state and Scott County as the name of the municipality in those parts of the codes where such insertions are necessary or appropriate.
- (b) **Section 101.1** Insert Scott County
- (c) **Section 112.4** Insert not less than \$250.00 or more than \$375.00.
- (d) Delete **Sections 103, 302, 303, 308, 309 and Chapters 4 through 8 and Appendix A**

SECTION 5-8 INTERNATIONAL ENERGY CODE

The following amendments, modifications, additions and deletions to the International Energy Code 2009 are hereby made:

- (a) Iowa is inserted as the name of the state and Scott County as the name of the municipality in those parts of the codes where such insertions are necessary or appropriate.
- (b) **Section 101.1** Insert Scott County
- (c) **Section 108.1** Insert not less than \$250.00 or more than \$375.00

SECTION 5-9 NATIONAL ELECTRIC CODE

The following amendments, modifications, additions and deletions to the National Electric Code 2008 are hereby made:

- (a) Iowa is inserted as the name of the state and Scott County as the name of the municipality in those parts of the codes where such insertions are necessary or appropriate.
- (b) Add to **Section 210.52(D)** third sentence: No outlet or switch shall be located closer than three (3) feet from the edge of a tub or shower. Exception: Authority having jurisdiction may allow installation closer than three (3) feet to a tub or shower providing the line side of the circuit is GFCI protected.
- (c) Add to **Section 220.14 Other loads-All occupancies.** (M) Maximum number of outlets per circuit; except as otherwise provided, the maximum number of outlets per circuit shall be:
 - (1) Lighting outlets in dwelling occupancies twelve (12)
 - (2) General use receptacles-all dwelling occupancies ten (10)
 - (3) General use receptacles-all dwelling kitchen countertops two (2)
- (d) Change: **Section 230.91 Service-Entrance Conductors inside Structures. Location of overcurrent protection.** The service overcurrent device shall be connected by no more than ten (10) feet of raceway from the meter device, in structures.
- (e) Delete in its entirety the existing **334.10 Uses permitted** and replace with the following: **Section 334.10 Uses permitted.** Type NM and Type NMC cable, minimum size #12 copper or equivalent shall be permitted to be used in one family and two family dwellings. All service and sub-feeds shall be installed in a raceway. Exception: One-family and two-family dwellings not exceeding three (3) stories in height may utilize #12 NM or NMC cable or larger without raceways for subfeeds.
- (f) Add **334.12 (B) (5) Uses Not Permitted.** Type NM and Type NMC cable shall not be used in any commercial or industrial application.
- (g) Add **404.4 (2) Wet Locations.** Insert after third sentence: In no case shall any outlet, switch or unapproved fixture be installed within the restricted tub or shower zone. The zone is all encompassing and includes the space directly over the tub or shower and extends three (3) feet from the side and eight (8) feet above the top of the tub rim and shall be considered minimum distance from said tub or shower.
- (h) Add **Section 300.4 (A) (3). Protection against physical damage.** All wiring in sidewalls shall be protected from the floor to the bottom of the floor joist above or bottom cord of the truss above by an approved conduit or covering. All wiring in ceilings less than eight (8) feet shall be protected by an approved conduit or covering.
- (i) Delete in its entirety existing **210.8 (A)** and replace with **210.8 (A) from the 2005 N.E.C.**
- (j) Change **550.11 (A)** First sentence to read: A single disconnecting means shall be provided outside each mobile home consisting of a circuit breaker or a switch and fuse and its accessories installed within ten (10) feet of the point of entrance of the supply cord or conductors into the mobile home.
- (k) Add to **Section 394.10 (3) Installations** In cases where a new electrical service is installed on an existing building and/or if an existing building is partially rewired, any remaining knob and tube circuits and branch circuits that are partially knob and tube shall be connected to a maximum fifteen (15) ampere over current device.
- (l) Add **Chapter 10 REWIRE:** 10.1(A) Change or upgrade of electric service or panel; (1) Ground electrical panel within five (5) feet of incoming water service and install water meter bonding jumper; (2) Ground Rod installed on outside of house with a 5/8" diameter copper, 8' ground rod. #6 AWG copper grounding electrode conductor to the service panel not to run in service entrance conduit. (3) Provide GFCI receptacle in bathroom(s) and within six (6) feet of all sink; (4) Install all required battery smoke and carbon monoxide detectors; (5) Remove any damaged or deteriorated exposed knob and tub wiring. All remaining knob and tube must be on a 15 amp breaker or fuse.
10.1 (B) Utility reconnect: (1) Ground electrical panel and install water meter bonding jumper using #6 AWG copper for 100 amp/#4 for 200 amp panels; (2) Ground rod if installed must be connected properly; (3) Provide GFCI receptacle in bathroom(s) and within six(6) feet of all sinks; (4) Install battery powered smoke detectors and carbon monoxide detectors are required if not already in place; (5) Electrical panel and all electrical boxes must have covers in place; (6) no exposed or improper wiring anywhere in dwelling.
10.1 (C) Additions and remodels for existing dwellings. (1) GFCI receptacles at front and rear of house; (2) GFCI receptacles above kitchen counters; (3) GFCI protected outlets in all bathroom(s) (4) Provide grounded or GFI

protected laundry outlet; (5) battery powered smoke and carbon monoxide detectors to meet current code, although 120v interconnected battery backup systems are recommended.

SECTION 5-10 UNIFORM PLUMBING CODE

The following amendments, modifications, additions and deletions to the Uniform Plumbing Code 2009 are hereby made:

- (a) Iowa is inserted as the name of the state and Scott County as the name of the municipality in those parts of the codes where such insertions are necessary or appropriate.
- (b) Add **1017.3 Floor drains in private garages**. All private garages with floor drains are required to run to daylight or an approved oil separator.

SECTION 5-11 UNIFORM MECHANICAL CODE

The following amendments, modifications, additions and deletions to the Uniform Mechanical Code 2009 are hereby made:

- (a) Iowa is inserted as the name of the state and Scott County as the name of the municipality in those parts of the code where such insertions are necessary or appropriate.
- (b) Delete **912.0 through 912.12 Floor Furnaces**.

SECTION 5-12 BUILDING PERMIT FEE SCHEDULE

The following addition to the International Building Code 2009 **Section 109.2 Schedule of Fees** and the International Residential Code 2009 **Section R108.2 Schedule of Fees** is hereby made:

Before a building permit is issued, the inspection and/or other fee(s) shall be paid. The following fees are determined for a building permit, based on the estimated value of the work. The building inspector shall have the right to verify or correct the estimated cost of any building, structure, alteration or addition. Permits are valid for one year from date of issuance subject to other requirements in IBC Section 105 and IRC Section R105.

Schedule of Fees

TOTAL VALUATION	FEES
\$1.00 to \$1,000.	\$50.00
\$1,001 to \$5,000.	\$50.00 for the first \$1,000, plus \$7.00 for each additional \$500.00 or fraction thereof up to \$5,000.
\$5,001.00 to \$25,000.00	\$106.00 for the first \$5,000.00, plus \$13.00 for each additional \$1,000.00 or fraction thereof, up to \$25,000.
\$25,001.00 to \$50,000.00	\$366.00 for the first \$25,000.00, plus \$10.00 for each additional \$1,000.00 or fraction thereof, up to \$50,000.
\$50,001 to \$100,000.00	\$616.00 for the first \$50,000.00, plus \$8.00 for each additional \$1,000.00 or fraction thereof, up to \$100,000.00
\$100,001.00 to \$500,000.00	\$1016.00 for the first \$100,000.00, plus \$7.00 for each additional \$1,000.00 or fraction thereof up to \$500,000.00
\$500,001 to \$1,000,000.00	\$3816.00 for the first \$500,000.00, plus \$5.00 for each additional \$1,000.00 or fraction thereof up to \$1,000,000.
\$1,000,001 and up	\$5308.00 for first \$1,000,000, plus \$4.00 for each additional \$1,000 or fraction thereof.

- (a) Governmental, charitable, religious and non-profit organizations receive a 50% discount off building permit fee.
- (b) Re-inspection fees, additional trip fees \$50.00 per trip
- (c) Installation permit for Mobile Home Park

Single wide	\$100.00	
Double wide		\$150.00
- (d) Residential siding permit \$50.00
- (e) Residential roofing permit \$50.00
- (f) Demolition of structure \$50.00
- (g) Renewal or extension of any permits, one half of original permit fee but in no event less than \$50.00
- (h) Whenever any work for which a permit is required by this code has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work. The investigation fee shall be equal to the amount of the permit fee required by this code.

SECTION 5-13 VIOLATIONS UNDER PRIOR CODE

Any building or structure in violation of predecessor Scott County Construction Codes remains in violation unless the successor construction codes eliminate the violation by a change of standards or rules.

SECTION 5-14 NO WHOLESALE ADOPTION OF STATE BUILDING CODE

Although the Scott County International Construction Code contain sections of the Iowa State Building Code, there is no intention of adopting the State Building Code within the meaning of Section 103A & 104A, Code of Iowa 2009

SECTION 5-15 MUNICIPAL INFRACTION

Any person, persons, firm, partnerships or corporations, whether acting alone or in concert with any other, who violates this Ordinance shall be guilty of a municipal infraction and shall be penalized as set forth in Chapter 29 of the County Code of Scott County, Iowa.

Section 3. The County Auditor is directed to record this ordinance in the County Recorder's Office and publish the new ordinance in accordance with State Law.

Section 4. Severability Clause. If any of the provisions of the Ordinance are for any reason illegal or void, then the lawful provisions of the Ordinance, which are separate from said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

Section 5. Repealer. All ordinances or part of ordinances in conflict with the provisions of the Ordinance are hereby repealed.

Section 6. Effective Date. This Ordinance shall be in full force and effect after its passage and publication as by law provided.

Approved this _____ day of _____, 2011.

Tom Sunderbruch, Chairman
Scott County Board of Supervisors

Roxanna Moritz, County Auditor

Minard moved, seconded by Earnhardt a motion to open a public hearing relative to the adoption of Smart Planning Principles to the Scott County Comprehensive Plan. All Ayes.

From the public:

Diane Holst of Eldridge spoke in opposition.

Todd McGreevy of Bettendorf spoke in opposition.

Minard moved, seconded by Hancock a motion to close the public hearing. All Ayes.

Minard moved, seconded by Hancock a motion to open a public hearing relative to adoption of Digital Flood Insurance Rate Maps (DFIRM). All Ayes.
No one from the public spoke.

Minard moved, seconded by Hancock a motion to close the public hearing. All Ayes.

Minard moved, seconded by Hancock the first of two readings of the following ordinance. All Ayes.

SCOTT COUNTY ORDINANCE NO. 11-_____

AN ORDINANCE TO ADOPT NEW FLOOD INSURANCE RATES MAPS IN ACCORDANCE WITH THE NATIONAL FLOOD INSURANCE PROGRAM AND AMEND CERTAIN PROVISIONS AND SECTIONS OF SCOTT COUNTY CODE CHAPTER 6, ZONING FOR UNINCORPORATED AREAS RELATED TO FLOODPLAIN REGULATIONS

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY

IOWA:

Section 1 Amend Section 6-6 ESTABLISHMENT OF DISTRICTS AND DISTRICT BOUNDARIES 6-6 (D) to read:

The boundaries of the flood plain overlay districts shall be the same as shown on the Flood ~~Boundary and Floodway~~ Insurance Rate Maps, which were issued by the ~~Federal Insurance Administration, dated June 1, 1977 (Revised January 6, 1993) and adopted by the Board of Supervisors~~ Federal Emergency Management Agency. The Flood Insurance Rate Maps (FIRM) for Scott County and Incorporated Areas, dated February 18, 2011, which were prepared as part of the Scott County Flood Insurance Study, are hereby adopted by reference and declared to be the Official Flood Plain Zoning Map for unincorporated Scott County. The flood profiles and all explanatory material contained with the Flood Insurance Study are also declared to be a part of this ordinance.

Section 2 Amend Section 6-18 GENERAL PROVISIONS OF THE FLOODWAY, FLOODWAY FRINGE, AND GENERAL FLOODPLAIN OVERLAY DISTRICTS by adding :

(D) Abrogation and Greater Restrictions: It is not intended by this Ordinance to repeal, abrogate or impair any existing easements, covenants, or deed restrictions. However, where this Ordinance imposes greater restrictions, the provision of this Ordinance shall prevail. All other ordinances inconsistent with this Ordinance are hereby repealed to the extent of the inconsistency only.

Section 3 Amend Section 6-20 FLOODWAY FRINGE OVERLAY DISTRICT 6-20 (6) by adding:

a. Recreational vehicles are exempt from the requirements of this Ordinance regarding anchoring and elevation of factory-built homes when the following criteria are satisfied:

1. The recreational vehicle shall be located on the site for less than 180 consecutive days, and,
2. The recreational vehicle must be fully licensed and ready for highway use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system and is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.

b. Recreational vehicles that are located on the site for more than 180 consecutive days or are not ready for highway use must satisfy requirements of this Ordinance regarding anchoring and elevation of factory-built homes.

Section 4 The County Auditor is directed to record this ordinance in the County Recorder's office.

Section 5 Severability Clause. If any of the provisions of this Ordinance are for any reason illegal or void, then the lawful provisions of this Ordinance, which are separate form said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

Section 6 Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 7 Effective Date. This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

Approved this ____ day of _____ 2011.

Tom Sunderbruch, Chairman
Scott County Board of Supervisors

Roxanna Moritz, County Auditor

Minard moved, seconded by Hancock that the following resolution be adopted.
All Ayes.

BE IT RESOLVED: 1) Iowa Code section 459.304(3) (2007) sets out the procedure of 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 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, 2011 and January 31, 2012 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 application on behalf of the Board of Supervisors. (8) This resolution shall take effect immediately.

Minard moved, seconded by Hancock that the following resolution be adopted.
All Ayes.

BE IT RESOLVED: 1) The Scott County Planning and Zoning Commission recommended approval of the Final Plat of Voss 2nd Addition on September 21, 2010. 2) The Board of Supervisors approved the Final Plan in accordance with that recommendation on November 9, 2010. 3) The Scott County Auditor had not approved the name of that subdivision plat prior to Board approval because in fact there already exists a Subdivision Plat with the same name in the City of Davenport. 4) The property owner, Lawrence Voss Farms Corporation, has requested the name of the Subdivision Plat be changed to Lawrence Voss Farm Addition. 5) The Board of Supervisors hereby approves that the name of the Final Plat of Voss 2nd Addition be changed to Lawrence Voss Farm Addition. 6) This resolution shall take effect immediately.

Minard moved, seconded by Hancock that the following resolution be adopted.
All Ayes.

BE IT RESOLVED: 1) that the bids for the renovation work in the Auditor's Office are hereby approved and the bid awarded to Precision Builders in the amount of \$15,570.00. 2) This resolution shall take effect immediately.

Hancock moved, seconded by Minard a motion approving personnel actions as presented by the County Administrator. All Ayes.

TRANSFERS AND PROMOTIONS

Employee/Department	New Position	Salary Change	Effective Date	Remarks
James Schmitz Sheriff	Correction Officer	\$33,280 - \$37,232	01/06/11	Promoted from trainee status

BARGAINING UNIT STEP INCREASES

Employee/Department	Position	Salary Change	Wage Step	Effective Date
Enrique Castillo FSS	Custodial Worker P/T	\$13.59/hr - \$14.10/hr	Step 4	01/14/11
Jerry Cralle FSS	Lead Custodial Worker	\$35,194 - \$36,275	Step 8	01/15/11

MERIT INCREASES

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Marc Miller Conservation	Deputy Director	\$77,914 - \$79,472 (2.0%)	114.437%	10/10/10
Stephanie Macuga Information Technology	GIS Analyst	\$46,647 - \$48,280 (3.5%)	96.993%	11/10/10
Ray Weiser Information Technology	GIS Coordinator	\$74,024 - \$76,615 (3.5%)	108.055%	11/28/10

*First 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
Clifford Tebbitt Sheriff	Jail Administrator	06/24/09
Brian Aldridge Sheriff	Deputy Sheriff	01/22/10
Roger Kean Conservation	Director	07/01/10
Jeff Ward Information Technology	Network Systems Administrator	07/19/10
Sam Samara Information Technology	Network Infrastructure Supr	08/04/10
Chad Cribb Sheriff	Sergeant	12/28/10

SEPARATIONS

Employee/Department	Position	Hire Date	Separation Date	Reason for Separation
Gabriela Shepard Sheriff	Correction Officer	10/15/79	01/14/11	Retirement
Jessica Eggers Community Services	Case Aide	10/8/05	01/21/11	Voluntary resignation

REQUEST TO FILL VACANCIES

Position/Department	Position Status	Starting Date	Previous Incumbent	Recommendation
Correction Officer Trainee Sheriff	Vacant 1/14/11	ASAP	Gabriela Shepard	Approve to fill
Case Aide Community Services	Vacant 1/21/11	ASAP	Jessica Eggers	Approve to fill

Cusack moved, seconded by Minard that the following resolution be adopted. All Ayes.

BE IT RESOLVED: 1) The purchase of twenty (20) HP laptop computers from RK Dixon in the amount of \$24,143.40 is hereby approved. 2) This resolution shall take effect immediately.

Cusack moved, seconded by Hancock that the following resolution be adopted. All Ayes.

BE IT RESOLVED: 1) The purchase of NetMotion software from Insight in the amount of \$34,750.00 is hereby approved. 2) This resolution shall take effect immediately.

Cusack moved, seconded by Minard that the following resolution be adopted. All Ayes.

BE IT RESOLVED: 1) That the bids for the annual Class One 2011 Ford Crown Victoria Police Interceptor squad car purchase are approved and the bid hereby awarded to Stivers Ford in the amount of \$122,960.00 for five units. 2) This resolution shall take effect immediately.

Cusack moved, seconded by Hancock that the following resolution be adopted.
All Ayes.

BE IT RESOLVED: 1) That the purchase of squad car equipment from Keltek Incorporated in the amount of \$14,539.90 is hereby approved. 2) This resolution shall take effect immediately.

Cusack moved, seconded by Minard that the following resolution be adopted. All Ayes.

BE IT RESOLVED: 1) A public hearing date on an amendment to the County's current FY11 Budget is set for Thursday, February 17, 2010 at 5:30 p.m. 2) The County Auditor is hereby directed to publish notice of said amendment as required by law. 3) This resolution shall take effect immediately.

Cusack moved, seconded by Earnhardt that the following resolution be adopted.
All Ayes.

BE IT RESOLVED: 1) All County departmental FY12 budget requests and all authorized agency FY12 funding requests are hereby authorized for filing and publication as the budget estimate for FY12. 2) The Board of Supervisors hereby fixes the time and place for a public hearing on said budget estimate for Thursday, February 17, 2011 at 5:30 p.m. in the Board Room at the Scott County Administrative Center. 3) The Scott County Auditor is hereby directed to publish the notice and estimate summary as required by law. 4) This resolution shall take effect immediately.

Cusack moved, seconded by Earnhardt that the following resolution be adopted.
All Ayes.

BE IT RESOLVED: 1) That the annual maintenance renewal for GIS software suite with ESRI, Inc. in the amount of \$19,850 is hereby approved. 2) That a purchase order shall be issued for said amount for the annual maintenance renewal for GIS software suite in the amount of \$19,850 (further described in ESRI, Inc. quote #25455870). 3) This resolution shall take effect immediately.

Cusack moved, seconded by Minard a resolution approving payment of claims numbered 234135 through 234414 in the amount of \$913,814.68. Roll Call: All Ayes

Hancock moved, Seconded by Minard a motion to adjourn. All Ayes.

Tom Sunderbruch, Chair of the Board
Scott County Board of Supervisor

ATTEST: Roxanna Moritz

Scott County Auditor