

Scott County Board of Supervisors
March 15, 2012 5:30 p.m.

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

Moved by Hancock, seconded by Cusack approval of the minutes of the March 1, 2012 Regular Board Meeting and March 5, 2012 Special Board Meeting. All Ayes.

Moved by Hancock, seconded by Earnhardt 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; F58/200th Street, Walcott, Iowa. Roll Call: All Ayes.

SCOTT COUNTY ORDINANCE NO 12-__

AN ORDINANCE TO AMEND CHAPTER 13-34 OF THE SCOTT COUNTY CODE
RELATIVE TO DESIGNATED SPEED LIMITS ON SCOTT COUNTY SECONDARY ROADS.

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

SECTION 1. Add to Sec. 13-34-O Walcott, Add Item No. 4 to read: 4. 50 MPH - On F58 from the West Walcott city limits through the east Walcott city limits. 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 REPEALER: All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.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.

Moved by Hancock, seconded by Earnhardt approval of the second and final reading of an ordinance amendment to rezone 15 acres more or less in Section 14, 79 North, Range 5 East of the 5th Principal Meridian (LeClaire Township) from A-G Agricultural General District to R-1 Single Family Residential in Unincorporated Scott County. Roll Call: All Ayes.

SCOTT COUNTY ORDINANCE No. 12-02

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP BY REZONING
APPROXIMATELY 15 ACRES MORE OR LESS IN SECTION 14, 79 NORTH, RANGE
5 EAST OF THE 5TH PRINCIPAL MERIDIAN (LECLAIRE TOWNSHIP) FROM "A-G"
AGRICULTURAL GENERAL DISTRICT TO "R-1" SINGLE FAMILY RESIDENTIAL IN
UNINCORPORATED SCOTT COUNTY

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

Section 1. In accordance with Section 6-31 Scott County Code, the following described units of real estate are hereby rezoned from an "A-G "Agricultural General Zoning District to "R-1"Single Family Residential Zoning District described as follows: Part of the Southwest Quarter of Section 14, Township 79 North, Range 5 East of the 5th P.M., Scott County, Iowa, being more particularly described as follows:

Commencing, as a point of reference, at the southwest corner of the Southwest Quarter of said Section 14; thence North 88°-03'-35" East 99.12 feet along the south line of the Southwest Quarter of said Section 14 to the POINT OF BEGINNING of the tract of land hereinafter described: thence North 01°-56'-25" West 323.41 feet; thence North 86°-15'-50" East 234.52 feet; thence North 00°-51'-40" East 308.47 feet; thence North 87°-38'-15" East 130.23 feet; thence North 05°-17'-40" East 361.53 feet; thence North 84°-21'-25" East 529.20 feet; thence South 59°-49'-50" East 55.56 feet to a point on the west line of said Haessler's First Addition; thence South 15°-31'-00" East 346.18 feet along the west line of said Haessler's First Addition to the southwest corner of Lot 1 of said Haessler's First Addition; thence South 87°-33'-30" West 352.01 feet along the north line to the northwest corner of property conveyed to Marsha D. Peters by Warranty Deed recorded as Document Number 16303-92 in the Office of the Recorder of Scott County, Iowa; thence South 03°-18'-45" East 436.48 feet along the west line to the southwest corner of said Peters' property; thence North 88°-03'-35" East 33.00 feet along the south line of said Peters' property to the northwest corner of property conveyed to Daniel E. & Debra M. Winslow by Warranty Deed recorded as Document Number 2002-22033 in the Office of the Recorder of Scott County, Iowa; thence South 00°-25'-15" East 227.23 feet along the west line of said Winslow property to a point on the south line of the Southwest Quarter of said Section 14; thence South 88°-03'-35" West 767.07 feet along the south line of the Southwest Quarter of said Section 14 to the point of beginning. The total area of the surveyed tract, including said Lot 2, is 15.00 acres, more or less, subject to easements of record. Bearings used for this survey and legal description are based on the Iowa State Plane Coordinate South Zone, NAD 83.

Section 2. The County Auditor is directed to record this ordinance in the County Recorder's Office. Section 3. Severability Clause: If any of the provisions of this Ordinance are for any reason illegal or void, then the lawful provisions of the Ordinance, which are separate from said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions. Section 4. Repealer: All ordinances or part of ordinances in conflict with the provisions of the Ordinance are hereby repealed. Section 5. Effective Date: This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

Moved by Hancock, seconded by Cusack that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) The Preliminary Plat of Oak Valley Addition be approved in accordance with the Planning and Zoning Commission's recommendation with the condition that prior to Final Plat approval private covenants be submitted that provide for

a legal mechanism for the maintenance of the common area shown as Outlot #1. 2) This resolution shall take effect immediately.

Moved by Hancock, seconded by Earnhardt that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the purchase of a video server and related equipment for the Sheriff's Office from L3 Mobile Vision, Inc. using County Attorney forfeiture funds in the total amount of \$16,979.53 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Hancock, seconded by Cusack that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The Scott County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that Thomas Dittmer, dba Grandview Farms, Inc has been issued a draft permit for the construction of additional confined animal feeding operation buildings at 12090 240th Street in unincorporated Scott County. 2) The Scott County Board of Supervisors reviewed the construction permit application and the manure management plan and determined that both appeared to be in compliance with the requirements of the Master Matrix, Iowa Code Section 459 and Iowa DNR rules and recommended approval of said application on May 18, 2006. 3) The Scott County Board of Supervisors hereby waives its right to appeal the issuance of the final permit within the fourteen (14) day limit from the time of receipt of notice of the issuance of the draft permit. 4) The Scott County Board of Supervisors encourages the Iowa DNR to issue the Final Permit as soon as possible. 5) The Scott County Board of Supervisors authorizes the Board Chairman to notify the Iowa DNR of this waiver. 6) This resolution shall take effect immediately.

Moved by Hancock, seconded by Earnhardt that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the table of organization for the Community Services Department be decreased by 1.0 FTE to reflect the elimination of a Case Aide. 2) That the table of organization for the Community Services Department be decreased by 0.5 FTE to reflect the elimination of a part-time Clerk II. 3) That the table of organization for the Recorder's Office be decreased by 0.5 FTE to reflect the elimination of a part-time Clerk II. 4) This resolution shall take effect immediately.

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

NEW HIRES

Employee/Department	Position	Salary	Effective Date	Remarks
Zachary Metzger Sheriff/Jail	Correction Officer Trainee	\$33,862	03/14/12	Replaces Natisha Sykes

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
Thomas McMahon Secondary Roads	Truck Driver / Laborer	\$39,250 - \$40,789	Step 3	02/27/12
Gary Echols Community Services	Case Aide	\$36,691 - \$38,230	Step 3	02/28/12
Eric Burton Sheriff	Deputy Sheriff	\$54,101 - \$55,141	Step 6	03/06/12
Jon Dittmer FSS	Maintenance Specialist	\$39,187 - \$40,893	Step 4	03/06/12
Christy Ellenberg Sheriff	Clerk III	\$32,614 - \$33,613	Step 5	03/08/12

MERIT INCREASES

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Jeremy Kaiser Juvenile Detention	Juvenile Detention	\$72,185 - \$74,711 (3.5%)	100.874 %	02/16/12
Amy Thoreson Health	Center Director Deputy Director	\$82,392 - \$84,864 (3.0%)	114.582 %	03/03/12
William Hyde Sheriff/Jail	Corrections Sergeant	\$50,296 - \$51,805 (3.0%)	99.9%	02/20/12

*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
Angela Laake Sheriff/Jail	Corrections Officer	03/18/12

SEPARATIONS

Employee/Department	Position	Hire Date	Separation Date	Reason for Separation
William Wulf FSS	Custodial Worker P/T	08/30/99	03/22/12	Voluntary resignation

REQUEST TO FILL VACANCIES

Position/Department	Position Status	Starting Date	Previous Incumbent	Recommendation
Custodial Worker P/T FSS	Vacant 3/22/12	ASAP	William Wulf	Approve to fill

TUITION REQUESTS

Employee/Department	Position	Course of Study	Course dates(s)
None			

Moved by Earnhardt, seconded by Hancock that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The current property taxes and utility fees, interest and penalties accrued for Ida Caroline Bell, 1718 Marquette Street, Davenport, Iowa, in the amount of \$2819.00 including penalties and interest are hereby suspended. 2) The County Treasurer is hereby directed to suspend the collection of the above stated taxes and utility fees thereby establishing a lien on said property as required by law with future collection to include statutory interest, if any. 3) This resolution shall take effect immediately.

Moved by Earnhardt, seconded by Cusack that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The current property taxes and utility fees, interest and penalties accrued for Angelic Jolene Smith, 4228 Warren Street, Davenport, Iowa, in the amount of \$2476.00 (2010 property taxes), \$431.57 (utility fess of \$99.61, \$108.98, \$104.30, \$118.68), \$130.00 (penalty), and \$20.00 (costs) are hereby suspended. 2) The County Treasurer is hereby requested to suspend the collection of the above stated taxes and utility fees thereby establishing a lien on said property as required by law with future collection to include statutory interest, if any. 3) This resolution shall take effect immediately.

Moved by Cusack, seconded by Earnhardt that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the appointment of Linda Rivers, LeClaire, Iowa, to the Planning and Zoning Commission for a five (5) year term expiring on January 10, 2017 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Cusack, seconded by Hancock that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the appointment of Rob McCaughey, Long Grove, Iowa to Benefited Fire District #2 for a three (3) year term expiring on March 1, 2015, is hereby approved. 2) This resolution shall take effect immediately.

Moved by Cusack, seconded by Earnhardt a motion approving the cigarette permit of A-1 Mart and the beer/liquor licenses of Glynns Creek Golf Course and Mt. Joy Amoco. All Ayes.

Moved by Cusack, seconded by Earnhardt that the following resolution be approved. Roll Call: All Ayes.

BE IT RESOLVED: 1) The Scott County Board of Supervisors approves for payment all warrants numbered 243643 through 243901 as submitted and prepared for payment by the County Auditor, in the total amount of \$938,619.87. 2) This resolution shall take effect immediately.

Moved by Hancock, seconded by Cusack a motion to adjourn. All Ayes.

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

ATTEST: Roxanna Moritz
Scott County Auditor