

Scott County Board of Supervisors  
September 13, 2012 5:30 p.m.

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

Moved by Minard, seconded by Hancock approval of the minutes of the August 30, 2012 Regular Board Meeting. All Ayes.

Moved by Minard, seconded by Earnhardt a motion to open a public hearing relative to a construction permit application of Kent Paustian, DBA Paustian Enterprises Ltd. at 22444 70<sup>th</sup> Avenue, Walcott, Iowa, for an expansion of an existing confined animal feeding operation in Section 19 of Hickory Grove Township. All Ayes.

No one from the public addressed the Board.

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

Moved by Minard, seconded by Cusack approval of the third and final reading an Ordinance to amend Chapter 10, Sec. 10-10 of the Scott County Code relative to no Parking on the south side of Park View Drive from the entrance of the Ball park easterly to South Park View Drive. Roll Call: All Ayes.

SCOTT COUNTY ORDINANCE NO 12-\_\_\_\_06\_\_\_\_

AN ORDINANCE TO AMEND CHAPTER 10, SEC. 10-10 OF THE SCOTT COUNTY CODE RELATIVE TO NO PARKING ON A SCOTT COUNTY SECONDARY ROAD.

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

SECTION 1.

Under Sec. 10-10. add Item No. 18 and insert the following to wit:

No Parking on the south side of Park View Drive from the entrance of the Ball park easterly to South Park View Drive

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All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.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 13 day of September, 2012.

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Tom Sunderbruch, Chairperson  
Scott County Board of Supervisors

ATTESTED BY:

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Roxanna Moritz  
Scott County Auditor

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

BE IT RESOLVED: 1) That the bid for a Sewer Jetter (747-FR2000) be awarded to the following bidder: Sewer Equipment Co. of America - \$49,500.00 and that the bid for a brush chipper (Morbark M14R) be awarded to the following bidder: Midwest Underground Supply, LLC - \$23,900.00. 2) That the Chairman be authorized to sign the purchase orders on behalf of the Board. 3) That this resolution shall take effect immediately.

Moved by Minard, seconded by Cusack a resolution adopting a recommendation to the Iowa Department of Natural Resources for approval on the construction permit application of Kent Paustian DBA Paustian Enterprises Ltd at 22444 70<sup>th</sup> Avenue, Walcott, Iowa, for an expansion of an existing confined animal feeding operation in Section 19 of Hickory Grove Township. All Ayes.

BE IT RESOLVED: 1) Kent Paustian DBA Paustian Enterprises Ltd at 22444 70<sup>th</sup> Avenue, legally described as NE¼SE¼ Section 19, T79N, R2E (Hickory Grove Township) has submitted an application to the Iowa Department of Natural Resources (DNR) for a construction permit for a new building at an existing animal (hog) confinement feeding operation 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 are 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 September 13, 2012 during 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 Kent Paustian DBA 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 Minard, seconded by Hancock a motion to suspend the rules to add a resolution acknowledging the withdrawal of a petition to rezone 318 acres in Blue Grass Township. Roll Call: All Ayes.

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

BE IT RESOLVED: 1) On June 29, 2012, Stanley Consultants, on behalf of its client, Iowa Fertilizer Company, submitted a petition to rezone 318 acres (more or less) located in Sections 3 and 10 of Blue Grass Township from Agricultural-Preservation (A-P) to Heavy Manufacturing (M). 2) On July 17, 2012, The Scott County Planning and Zoning Commission held a public hearing on a 6-1 vote recommended denial of the rezoning petition based on its lack of compliance with a preponderance of the criteria of the revised land use policies and the goals and objectives of the 2008 adopted Scott County Comprehensive Plan. 3) On July 24, 2012, a report on the Planning and Zoning Commission's recommendation was forwarded to the Board of Supervisors by the Scott County Zoning Administrator. 4) On September 12, 2012, The Scott County Board of Supervisors has received a written request from Stanley Consultants and Iowa Fertilizer Company to withdraw this pending rezoning petition. 5) The Scott County Board of Supervisors hereby acknowledges the withdrawal of this rezoning petition and declares the rezoning process terminated. 6) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) That General Policy 31. "Public Records & Information" is hereby modified to clarify procedures related to state law. 2) This resolution shall take effect immediately.

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

NEW HIRES

Employee/Department	Position	Salary	Effective Date	Remarks
Jessica Redden Health	Public Health Nurse	\$47,704	08/27/12	Replaces Megan Kempen
Allison Penn Health	Public Health Nurse	\$47,704	08/30/12	Replaces Lynn Smith
Colleen Murphy Sheriff/Jail	Correction Officer Trainee	\$16.61/hr	09/10/12	Replaces Jean Wilkins

TRANSFERS AND PROMOTIONS

Employee/Department	New Position	Salary Change	Effective Date	Remarks
Starla Potter Sheriff/Jail	Cook	No change	08/27/12	Transfer from PT to FT

LEAVES OF ABSENCE/OTHER

Employee/Department	Position	Effective Date	Remarks
None			

BARGAINING UNIT STEP INCREASES

Employee/Department	Position	Salary Change	Wage Step	Effective Date
John Skaala Sheriff	Deputy Sheriff	\$57,387 - \$58,490	Step 8	09/04/12
Brian McCollom Sheriff	Deputy Sheriff	\$57,387 - \$58,490	Step 8	09/05/12
Meghann Messmore Sheriff	Deputy Sheriff	\$57,387 - \$58,490	Step 8	09/05/12
Jon Dittmer FSS	Maintenance Specialist	\$41,725 - \$42,973	Step 5	09/06/12

MERIT INCREASES

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Cindthia Levetzow Health	Resource Assistant P/T	\$16,389/hr - \$16,881/hr (3.0%)	100.905%	07/31/12
Richard Shepard Juvenile Detention	Detention Youth Counselor	\$44,497 - \$46,277 (4.0%)	105.192%	08/22/12
Brooke Barnes Health	Child Health Consultant	\$52,242 - \$54,332 (4.0%)	104.402%	08/29/12

\*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
Cheryl Sosnowski Sheriff	Senior Accounting Clerk	07/07/12

SEPARATIONS

Employee/Department	Position	Hire Date	Separation Date	Reason for Separation
Mary Downs Sheriff/Jail	Cook	10/31/11	08/26/12	Voluntary resignation

REQUEST TO FILL VACANCIES

Position/Department	Position Status	Starting Date	Previous Incumbent	Recommendation
Cook Sheriff/Jail	Vacant 8/27/12	ASAP	Starla Potter	Approve to fill

TUITION REQUESTS

Employee/Department	Position	Course of Study	Course dates(s)
Eric Bradley Health	Environmental Health Specialist	Environmental Policy, Regulation & Law American Public University	9/3/12 – 10/28/12
Briana Boswell Health	Community Dental Consultant	Dental Health Care Policy & Management Behavioral Sciences & Educational Concepts Public Health Practicum A.T. Still University	9/3/12 – 11/11/12

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

BE IT RESOLVED: 1) Suspend the 2011 property taxes due September 2012 and March 2013 for Melissa Willers, 2413 West 54<sup>th</sup> Street Unit 11, Davenport, Iowa, Parcel: W0923C11A in the amount of \$1484.00. 2) The County Treasurer is hereby requested 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 Earnhardt, seconded by Hancock that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) Suspend the 2011 property taxes due September 2012 and March 2013 for Theresa Hall, 5610 North Street, Bettendorf, Iowa, Parcel: 841333103 in the amount of \$2942.00. 2) The County Treasurer is hereby requested 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 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 247705 through 248006 as submitted and prepared for payment by the County Auditor, in the total amount of \$1,539,752.01. 2) The Board of Supervisors approves for payment to Wells Fargo Bank all purchase card program transactions as submitted to the County Auditor for review in the amount of \$76,458.16. 3) This resolution shall take effect immediately.

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

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

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ATTEST: Roxanna Moritz  
Scott County Auditor