

Scott County Board of Supervisors  
December 19, 2013 5:00 p.m.

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

Moved by Hancock, seconded by Sunderbruch approval of the minutes of the December 5, 2013 Regular Board Meeting. All Ayes.

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

BE IT RESOLVED: 1) That the bid for a ½ ton pickup be awarded to the following bidder: Courtesy Ford, Davenport Iowa - \$24,752.00 – and the bid for an SUV be awarded to the following bidder: Courtesy Ford, Davenport Iowa - \$22,044.00. 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 Sunderbruch seconded by Earnhardt approval of the first of three readings of the following ordinance. Roll Call: All Ayes.

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. 13-34R, Add Item No. 12 to read:

R. Scott County

12. West Bound

30 mph – on 270<sup>th</sup> St from Cadda Road 1365’.

40 mph – From a point 1365’ from Cadda Road through the curves on 150<sup>th</sup> Av to a point 475’ from the curve on 275<sup>th</sup> Street.

55 mph – From a point 475 feet from the curve west to 115<sup>th</sup> Av (Y52).

East Bound

55 mph – From 115<sup>th</sup> Av (Y52) to a point 475’ west of the Curve on 150<sup>th</sup> Av

40 mph – From 475’ feet west of the curve to 150<sup>th</sup> Av through the curves to 270<sup>th</sup> Street and east to the Long Grove 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All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.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 Sunderbruch seconded by Earnhardt approval of the first of two readings of the following ordinance. Roll Call: All Ayes.

AN ORDINANCE TO AMEND THE SCOTT COUNTY OFFICIAL ZONING MAP BY REZONING APPROXIMATELY 7 ACRES (NAMELY THE SOUTH 865 FEET OF THE WEST 355 FEET) IN THE SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> SECTION 19 OF TOWNSHIP 80 NORTH, RANGE 5 EAST OF THE 5<sup>TH</sup> PRINCIPAL MERIDIAN (PRINCETON TOWNSHIP) FROM "A-P" AGRICULTURAL PRESERVATION DISTRICT TO "A-F" AGRICULTURE SERVICE FLOATING ZONE 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 seven (7) acre parcel more or less legally described as the south 865 feet of the west 355 feet of the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 19, Township 78 North, Range 5 East of the 5<sup>th</sup> Principal Meridian (Princeton Township) is hereby rezoned from "A-P" Agricultural Preservation District to "A-F" Agriculture Service Floating Zone with the following conditions:

- 1) The applicant shall plant tree buffer strips along portions of the west, north, and south edges of the site so as to limit the impact of the development upon 240<sup>th</sup> Avenue. The plantings shall include at least 50% evergreens or other non-deciduous plants which will provide buffering during all seasons. Such plantings shall not extend west into the road right-of-way or obstruct traffic visibility for either motorists along 240<sup>th</sup> Avenue or for traffic turning out of the site.
- 2) The applicant's proposed security fencing shall enclose the entire site and include a lockable front gate at the main entrance. This shall be completed prior to the beginning of any operations.

- 3) Any parking or circulation area must be paved, while any storage area may be graveled and shall have controlled access. The County Engineer's Office must approve the driveway approach and all paving and surfacing.
- 4) Any building shall obtain a building permit and comply with all Scott County building codes.
- 5) Copies of any state and federal permits held by Flenker Bros, LLC shall be submitted to the Scott County Planning and Development Office prior to operation.
- 6) All requirements of the Scott County Health Department shall be met.

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

BE IT RESOLVED: 1) That the proposal for Sheriff patrol headquarters design services from Wold Architects and Engineers is hereby approved and awarded in the total amount not-to-exceed \$192,625.00. 2) That the County Administrator is hereby authorized to execute said contract on behalf of the Board of Supervisors. 3) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) That the proposal for the purchase of six multi function machines is hereby approved and awarded to Office Machine Consultants in the amount of \$35,892.00. 2) This resolution shall take effect immediately.

Todd McGreevey, Bettendorf, Iowa, addressed the Board with concerns he had with General Policy 34 and requested that the Board table the resolution regarding technology use and email retention.

Moved by Hancock, seconded by Cusack a motion to amend the following resolution approving various Human Resources and General Policies to include General Policy 38. All Ayes.

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

BE IT RESOLVED: 1) That Human Resources Policy H "Personnel Records" updates the policy by adding language to reflect the current practices, permit electronic storage and clarifies record retention. 2) That Human Resources Policy Y "Family Medical Leave" updates the policy by adding language to comply with the EEOC policy requirements as it related to individuals with disabilities. 3) That General Policy 34 "Technology Use" updates the policy to address email retention. It sets a record retention period of 3 years for the retention of email records. 4) That General Policy 38 "Privacy Notice" updates the policy to permit electronic delivery of records if requested and address the requirement to provide notice if there was a breach of the records. 5) This resolution shall take effect January 2, 2014.

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
Andrew Lellig Sheriff	Deputy Sheriff	\$47,195	12/09/13	Replaces Joe McDonough
Leslie Lopez Recorder	Clerk II	\$28,725	12/09/13	Replaces June Johnson

TRANSFERS AND PROMOTIONS

Employee/Department	New Position	Salary Change	Effective Date	Remarks
Timothy Hobkirk Conservation	Park Crew Leader	\$45,928 - \$48,224	12/09/13	Replaces Hadley Heater

LEAVES OF ABSENCE/OTHER

Employee/Department	Position	Effective Date	Remarks
None			

BARGAINING UNIT STEP INCREASES

Employee/Department	Position	Salary Change	Wage Step	Effective Date
Adam Baetke Secondary Roads	Truck Driver / Laborer	\$43,763 - \$43,909	Step 5	12/11/13
Jessica Lawson FSS	Custodial Worker P/T	\$13.48/hr - \$13.95/hr	Step 2	12/13/13
Scot Rains FSS	Custodial Worker P/T	\$13.48/hr - \$13.95/hr	Step 2	12/13/13

MERIT INCREASES

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Rebecca Burgess Juvenile Detention	Detention Youth Counselor	\$41,518 - \$42,556 (2.5%)	94.837%	11/15/13
Brianna Huber Health	Child Health Consultant	\$54,355 - \$56,257 (3.5%)	105.981%	12/8/13

\*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
Alma Bakoylis County Attorney	Fine Collection Coordinator	07/01/13

Carolyn Gabelmann County Attorney	Paralegal	07/01/13
Patrick Moore Secondary Roads	Crew Leader / HEO I	07/12/13
Lori Thompson County Attorney	Legal Secretary	07/30/13
Ryan Lage Sheriff	Deputy Sheriff	08/10/13
Tim Lane Sheriff	Lieutenant	08/21/13
Barb Vance Treasurer	Operations Manager	12/23/13

SEPARATIONS

Employee/Department	Position	Hire Date	Separation Date	Reason for Separation
None				

REQUEST TO FILL VACANCIES

Position/Department	Position Status	Starting Date	Previous Incumbent	Recommendation
Equipment Specialist Conservation	Vacant 12/9/13	ASAP	Timothy Hobkirk	Approve to fill

TUITION REQUESTS

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

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

BE IT RESOLVED: 1) The 2012 property taxes due September 2013 and March 2014 for Tammy Pena, 924 East High Street, Davenport, Iowa in the amount of \$2321.00 including interest are hereby suspended. 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 Cusack that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The 2012 property taxes, interest and penalties accrued for Ida Caroline Bell, 1718 Marquette Street, Davenport, Iowa, in the amount of \$2481.00 including interest are hereby suspended. 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) The 2012 property taxes due September 2013 and March 2014 for Donna Padavich, 1231 16 ½ Street, Bettendorf, Iowa, Parcel ID: 84281812107 in the amount of \$1176.00 are hereby suspended. 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 approving the allowance and the disallowance of Family Farm Tax Credit Applications for 2013 as recommended by the Davenport City Assessor and the Scott County Assessor be approved. All Ayes.

BE IT RESOLVED: 1) A total of 27 applications covering 3683.06 acres were received in the Davenport City Assessor's office. All applications meet the eligibility requirements of Iowa Code Section 425A and are recommended for approval by the Davenport City Assessor's office. 2) A total of 507 applications covering 199,483.31 acres were received in the Scott County Assessor's office. All applications are recommended for approval except the following 7 applications as recommended for disallowance by the Scott County Assessor's office due to various reasons. Section 3) This resolution shall take effect immediately.

NAMES & ADDRESSES	PARCEL NUMBERS	TOWN/TOWNSHIP	ACRES
JOHN D. & ELIZABETH ARTER 10700 285TH ST. DONAHUE IA 52746 SOLD TO: BRADLEY D. & KIMBERLY K. MOELLER 12/31/12	022105003	ALLENS GROVE TWP	27.08
	022107001	ALLENS GROVE TWP	39.40
		TOTAL ACRES	66.48
MICHAEL E. & JAYNE CARSTENSEN PO Box 142 LONG GROVE IA 52756 SOLD TO: JOHN J. MCANDREW 3/25/13	040539001	BUTLER TWP	40.67
	040555001	BUTLER TWP	39.67
		TOTAL ACRES	80.34
ENGLER FARMS LTD. 13656 265TH ST. DONAHUE IA 52746 SOLD TO: AMY SUSANNE NELSON REV. LIVING TRUST 1/31/13	032933005	WINFIELD TWP	35.87
	032949001	WINFIELD TWP	39.40
	033201001	WINFIELD TWP	39.10
	033217001	WINFIELD TWP	38.50
		TOTAL ACRES	152.87
KENNETH L. GRELL 7825 BUENA VISTA RD. DIXON IA 52745 SOLD TO: PETER A. SCHACHOW, ETAL. 5/17/13	021737006	ALLENS GROVE TWP	12.45
		TOTAL ACRES	12.45
JERRY L. VOLLBEER 25421 162ND AVE.	033649003	WINFIELD TWP	7.96
		TOTAL ACRES	7.96

ELDRIDGE IA 52748  
 SOLD TO: COPLEY  
 ENTERPRISES INC 7/9/13

DAVID V. BURMEISTER	012251001	LIBERTY TWP	38.00
28140 35TH AVE.	012237001	LIBERTY TWP	39.00
NEW LIBERTY IA 52765	012235001	LIBERTY TWP	39.00
	012217001	LIBERTY TWP	40.00
	012219001	LIBERTY TWP	39.00
	012203002	LIBERTY TWP	13.00
SOLD TO: MEYER LIVING TRUST 3/22/13		TOTAL ACRES	208.00
LAWRENCE & CAROL GREEN	010255101	LIBERTY TWP	19.94
1615 PRAIRIE VISTA DR		TOTAL ACRES	19.94
BETTENDORF IA 52722			
SOLD TO: MATTHEW BUCHANAN 12/7/12			
GRAND TOTAL OF ACRES FOR DISSALLOWANCE =			548.04

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

BE IT RESOLVED: 1) That the appointment of Ann O'Donnell, D.O. to the Board of Health for a three (3) year term expiring on December 31, 2016 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of Vern Harvey, Davenport, to the Beautification Foundation for a one (1) year term expiring on December 31, 2014 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of John Rushton, Davenport, to the Citizen's Advisory Board of the Mental Health Institute for a one (1) year term expiring on December 31, 2014 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of John "Skip" O'Donnell, Davenport, Iowa, to the Conservation Board for a five (5) year term expiring on December 31, 2018 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointments of Marty O'Boyle, Eldridge, and Dee Bruemmer, Davenport, to the Davenport Hospital Ambulance Corporation (D.H.A.C.) Board for one (1) year terms expiring on December 31, 2014 are hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of Tim Huey, Davenport, Iowa, to the Quad City Riverfront Council for a one (1) year term expiring on December 31, 2014 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of Tim Huey, to the Partner for Scott County Watersheds Cabinet for a one (1) year term expiring on December 31, 2014 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of Mary Dubert, Davenport, Iowa, to the Vera French Community Mental Health Center Board for a one (1) year term expiring on December 31, 2014 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of Jim Tank, Davenport, Iowa, to the Bi-State Revolving Loan Fund Board for a (2) year term expiring on December 31, 2015 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of Gerald Kavanaugh, Davenport, to the Building Board of Appeals for a (5) year term expiring on December 31, 2018 is hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointments of Lori Elam and Orris Avila, to the Community Action of Eastern Iowa Board for one (1) year terms expiring on December 31, 2014 are hereby approved. 2) This resolution shall take effect immediately.

BE IT RESOLVED: 1) That the appointment of Clayton Lloyd, Davenport, to the Planning and Zoning Commission for a five (5) year term expiring on December 31, 2018 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Cusack, seconded by Sunderbruch that the following resolution be tabled. All Ayes.

BE IT RESOLVED: 1) That the appointment of Celia Rangel, to the Bi-State Regional Commission for a three (3) year term expiring on December 31, 2016 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Cusack, seconded by Hancock 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 257794 through 258099 as submitted and prepared for payment by the County Auditor, in the total amount of \$944,089.05. 2) This resolution shall take effect immediately.

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



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

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ATTEST: Roxanna Moritz  
Scott County Auditor