

Scott County Board of Supervisors
April 19, 2018 5:00 p.m.

The Board of Supervisors met pursuant to adjournment with Kinzer, Holst, Earnhardt, Knobbe and Beck present. The Board recited the Pledge of Allegiance.

Moved by Beck, seconded by Kinzer a motion to approve the minutes of the April 5, 2018 Regular Board Meeting and the minutes of the April 17, 2018 Committee of the Whole Meeting. All Ayes.

Moved by Beck, seconded by Kinzer a motion to open a public hearing regarding Planning and Zoning Commission's recommendation on the application of Susan Leander to rezone 98 acres, more or less, from Agricultural-General (A-G) to Residential Single-Family (R-1) located in LeClaire Township, adjacent to the west side of Great River Road and the east side of 277th Avenue, formerly Olathea Golf Course. All Ayes.

Alan Sabat, Planning and Development Department, said the Planning and Zoning Commission unanimously approved the rezoning application.

Dennis Stolk, Ruhl and Ruhl Realtors and who represents the applicant, spoke to the Board regarding the former golf course and offered to answer any questions. He said the area is potentially prime land for development.

Moved by Beck, seconded by Kinzer a motion to close the public hearing. All Ayes.

Moved by Beck, seconded by Kinzer that the following resolution be approved. All Ayes with Holst voting Nay on Project No. L-413--73-82 (52nd Ave. from Y4E north to the Wapsi River Environmental Education Center).

Supervisor Holst said she opposes Surfacing Project L-413--73-82 due to it costing \$635,199 to surface that section and she believes resurfacing should stop at the gravel portion of the road.

BE IT RESOLVED: 1) That the contract for HMA Surfacing Project No. L-413--73-82 (52nd Ave. from Y4E north to the Wapsi River Environmental Education Center), HMA Resurfacing Project No. L-518--73-82 (102nd Ave. from Y4E to 285th St. and on 285th St. from 102nd Ave. east ~0.2 miles) and HMA Resurfacing Project No. L-618--73-82 (55th Ave., 298th St. and 57th Ave. from F31 north ~0.68 miles) be awarded to General Asphalt Construction Company for a total cost of \$804,228.62. 2) That the Chairperson be authorized to sign the contract documents on behalf of the Board. 3) That this resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) Proposals for crack filling on Scott County roads have been received. 2) The County Engineer is authorized to sign such proposals for completion of said work. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved.
All Ayes.

BE IT RESOLVED: 1) That the purchase of Leica survey grade GPS model GS18T and supporting equipment from A&D Technical Supply in the amount of \$23,970 is hereby approved. 2) That a purchase order shall be issued for the Leica survey grade GPS model GS18T and supporting equipment in the amount of \$23,970 (further described in A&D Technical Supply quote dated 3/21/2018, option #1). 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved.
Three Ayes, with Kinzer and Holst voting Nay.

Supervisor Kinzer said he opposes the updated map because he has reservations about it and is not sure what was wrong with the map before. He referred to his previous comment about when the lines of to-be-annexed areas stop expanding.

Holst said she opposes the updated map and amendment because it has been made more complex and that it was fine the way it was.

BE IT RESOLVED: 1) The Scott County Planning and Zoning Commission held a Public Hearing on March 20, 2018 to consider and take public comments on a new Future Land Use Map and an amendment to the language of Chapter Two: Vision, Goals and Objectives of the Comprehensive Plan that would more fully explain the purpose and intent of the Future Land Use Map listed as Objective 5 under Land Use Objectives in said Chapter. 2) The Planning and Zoning Commission held three public meetings at various locations in Scott County that were duly noticed and advertised to present the draft map and allow opportunities for public comment on the map. 3) As adopted the Future Land Use Map is intended to be one of the criteria used in evaluating land use changes, zoning map amendments and development proposals for compliance with all the various goals, objectives, policies and criteria established in the Scott County Comprehensive Plan, as adopted and amended. 4) As stated when it was originally adopted in 2008, the Comprehensive Plan is not intended to be a static document but an active and dynamic Plan that will be regularly reviewed and updated. 5) The Board of Supervisors held its own public hearing on this proposed Future Land Use Map and text amendment on April 5, 2018. 6) The Board of Supervisors hereby adopts and incorporates this new Future Land Use Map and amendment to Chapter Two: Vision, Goals and Objectives as elements of the Scott County Comprehensive Plan. 7) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer the first of two readings of an ordinance to amend the Zoning Map by rezoning approximately 117 acres in Sections 19 & 30, Butler Township from Single - Family Residential (R-1) to Agricultural - General (A-G), all within unincorporated Scott County. Roll Call: All Ayes.

AN ORDINANCE TO AMEND THE ZONING MAP BY REZONING APPROXIMATELY 117 ACRES IN SECTIONS 19 & 30, BUTLER TOWNSHIP FROM SINGLE-FAMILY RESIDENTIAL (R-1) TO AGRICULTURAL-GENERAL (A-G), ALL WITHIN 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 unit of real estate is hereby rezoned from Single-Family Residential (R-1) to Agricultural-General (A-G) to-wit:

Part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying east of the Rd containing 35 MOL acres and Part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying east of the Rd containing 30 MOL acres and Part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ lying east of the Rd containing 3 MOL acres all in Section 30 of Butler Township and Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ containing 22 MOL acres and Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ containing 4 MOL acres and Part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ containing 11 MOL acres and Part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ containing 10 MOL acres and Part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ containing .5 MOL acres and Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ containing 1.5 MOL acres all in Section 19 of Butler Township containing a total of 117 acres more or less.

Section 2. This ordinance changing the above described land to Agricultural-General (A-G) is approved as recommended by the Planning and Zoning Commission.

Section 3. The County Auditor is directed to record this ordinance in the County Recorder's Office.

Section 4. 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 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 final passage and publication as by law provided.

Moved by Beck, seconded by Kinzer the first of two readings of an ordinance to amend the Zoning Map by rezoning approximately 100 acres in Sections 14 & 15, LeClaire Township from Agricultural- General (A-G), to Single - Family Residential (R-1), all within unincorporated Scott County. Roll Call: All Ayes.

AN ORDINANCE TO AMEND THE ZONING MAP BY REZONING APPROXIMATELY 100 ACRES IN SECTIONS 14 & 15, LECLAIRE TOWNSHIP FROM AGRICULTURAL-GENERAL (A-G) TO SINGLE-FAMILY RESIDENTIAL (R-1), ALL WITHIN 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 unit of real estate is hereby rezoned from Agricultural-General (A-G) to Single-Family Residential (R-1) to-wit:

Part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying west of the Hwy containing 15 MOL acres and Part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying west of the Hwy containing 22 MOL acres all in Section 14 of LeClaire Township and Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the Rd containing 22 MOL acres and Part NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the Rd containing 1 MOL acres and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ containing 40 MOL acres all in Section 15 LeClaire Twp containing a total of 100 acres more or less.

Section 2. This ordinance changing the above described land to Single-Family Residential (R-1) is approved as recommended by the Planning and Zoning Commission.

Section 3. The County Auditor is directed to record this ordinance in the County Recorder's Office.

Section 4. 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 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 final passage and publication as by law provided.

Moved by Beck, seconded by Kinzer that the following resolution be approved.
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 19th day of April, 2018, considered the final plat of Jones & Sons Subdivision. Said plat is a subdivision in Part of the SW $\frac{1}{4}$ of Section 36, T78N R2E (Blue Grass Township), being a re-plat of Part of Lots 13, 14, and 15 in B.J. Mahoney's Second Subdivision and Part of the SW $\frac{1}{4}$ of Section 36 in 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. 2) The Board Chairman is authorized to sign the Certificate of Approval on behalf of the Board of Supervisors and the County Auditor to attest to his signature. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved. Three Ayes, with Kinzer and Holst voting Nay.

Holst said as she stated at the previous Committee of the Whole Meeting, the County is not a staffing service and should not be competing with the private sector.

Kinzer said he is not supporting this contract and referred back to when the Recorder's Office asked for help and was going to try it on overtime.

BE IT RESOLVED: 1) That the contract to provide Custodial Services is approved. 2) That the Director of Facility & Support Services is hereby authorized to execute contract documents on behalf of the Scott County Board of Supervisors. 3) This resolution shall take effect immediately.

Moved by Beck, seconded by Kinzer that the following resolution be approved. Three Ayes, with Kinzer and Holst voting Nay.

BE IT RESOLVED: 1) That the table of organization for the Facility Support Services Department be increased by 1.17 FTE to reflect the addition of one .45 and one .72 custodial worker that will be assigned to work at the Scott County Waste Commission locations. 2) This resolution shall take effect immediately.

Moved by Kinzer, seconded by Beck that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The hiring of Andrea Ahmann for the position of Senior Accounting Clerk in the Sheriff's Office at the entry-level rate. 2) The hiring of Amy Ong for the position of Inmate Services Clerk in the Sheriff's Office at the entry-level rate. 3) The hiring of Joyce Langrehr for the position of Cook in the Sheriff's Office at the entry-level rate. 4) The hiring of Maggie Wright for the position of part-time Maternal, Child & Adolescent Health Nurse in the Health Department at the entry-level rate.

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

BE IT RESOLVED: 1) The second half of the 2016 property taxes due March 2018 for Geraldine/Mary Hart, 630 6th St., Bettendorf, Iowa in the amount of \$983.00 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 Holst, seconded by Earnhardt that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) The second half of the 2016 property taxes due March 2018 for Christena Polton, 2518 Bridge Avenue, Davenport, Iowa in the amount of \$826.00 and special assessment, receipt number 088068 in the amount of \$235.28 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 Holst that the following resolution be approved. All Ayes.

BE IT RESOLVED: 1) That the annual maintenance renewal for GIS software suite with ESRI, Inc. in the amount of \$22,454.79 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 \$22,454.79 (further described in ESRI, Inc. quote # 25828977). 3) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) The 2018 Slough Bill exemptions as presented to the Board of Supervisors by the Scott County Assessor's office, and the Davenport City Assessor's office and as subsequently approved by the Davenport City, Bettendorf City and Princeton City Councils are hereby approved as followed: District; Deedholder; PARCEL #; Exemption; ACRES; EXEMPT VALUE, City/Davenport; Ritter, Brian; 20519-03; Forest Cover; 3.80; \$36,470, City/Davenport; Perry, Shirley; Y3337-04A; Open Prairie; 5.00; \$6,850, City/Davenport; Genesis Systems Group; X3501-01; Open Prairie; 7.00; \$116,500, City/Davenport; Carrillo, John; S3123-03A; Open Prairie; 6.60; \$8,270, City/Davenport; Voss, Lillian; 31807-01; Forest Cover; 10.74; \$14,650, City/Davenport; Voss, Lillian; 31717-06A; Forest Cover; .63; \$790.00, City/Davenport; Voss, Lillian; 31717-01; Forest Cover; 13.22; \$17,420, City/Davenport; Voss, Lillian; 31703-13; Forest Cover; 1.0; \$1,400, City/Davenport; Voss, Lillian; 31703-14; Forest Cover; 6.53; \$8,700, City/Davenport; Voss, Lillian; 30851-20; Forest Cover; 5.62; \$6,120, City/Davenport; Voss, Lillian; 31719-21; Forest Cover; .32; \$500, City/Davenport; Voss, Lillian; 31719-20; Forest Cover; 2.7; \$4,130, City/Davenport; Voss, Lillian; 31719-19; Forest Cover; .356; \$500, City/Davenport; Voss, Lillian; 31703-15A; Forest Cover; 17.56; \$9,430, City/Davenport; Bierl, David; S3021-OLA; Open Prairie; 2.30; \$1,150, City/Davenport; Bierl, David; S3021-OLA; Forest Cover; 5.65; \$2,830, City/Bettendorf; Leonard, Marilyn; 943607101; Forest Cover/Open Prairie; 4.55; \$45,500, City/Bettendorf; Leonard, Marilyn; 943607102; Open Prairie; 1.95; \$19,500, City/Bettendorf; Chad Miller; 8414172032; Forest Cover; 4.9; \$49,000, City/Bettendorf; Gary & Elizabeth Fincher; 943607006; Forest Cover; 4.52; \$45,200, City/Bettendorf; Gary & Elizabeth Fincher; 943607007; Forest Cover; 6.18; \$50,000, City/Bettendorf; Jim

& Judy Tully; 841017204; Forest Cover; 10.7; \$96,650, City/Princeton; Houlahan, Michelle; 951103003AD; Forest Cover; 6.8; \$4,040. 2) The City and County Assessor shall process these exemptions as required by law. 3) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) That the appointment of Carol Earnhardt, Davenport, Iowa to the Airport Zoning Commission for a six (6) year term expiring on May 31, 2024 is hereby approved. 2) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) That the appointments of Cindi Gramenz and Tyrone Orr to the Veteran Affairs Commission for three (3) year terms expiring on May 31, 2021 are hereby approved. 2) This resolution shall take effect immediately.

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

BE IT RESOLVED: 1) That the appointment of Mary Beth Madden, Eldridge, Iowa to the Zoning Board of Adjustment for a five (5) year term expiring on May 31, 2023 is hereby approved. 2) This resolution shall take effect immediately.

Moved by Earnhardt, seconded by Holst a motion approving beer/liquor license renewals for Glynn's Creek Golf Course and Argo General Store and a new 6 month license for Dixon Memorial Park. All Ayes.

Moved by Earnhardt, seconded by Holst 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 290561 through 290805 as submitted and prepared for payment by the County Auditor, in the total amount of \$847,926.03. 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 \$100,864.44. 3) This resolution shall take effect immediately.

Moved by Kinzer, seconded by Beck a motion to post Auditor's audio tape of Board Meetings and Committee of the Whole Meetings on the Auditor and Board of Supervisors website pages. Two Ayes, with Earnhardt, Knobbe and Beck voting Nay.

Beck said he opposes the motion because the County needs a better quality recording and wants the Board to come to a consensus on having staff work on finding better

quality equipment to have good quality recordings to the public starting shortly after July 1st.

Earnhardt said she agrees with Beck about getting better quality recordings, which she says the present taping system does not.

Kinzer said he supports the motion and that the current recordings could be uploaded now and move to a better system on July 1st. He also said he sees no difference between this system and taping of closed sessions. He wants to move forward on posting available recordings now and continue to move on improved audio recordings on the website.

Holst said she supports the motion and sees no downside to uploading audio now and always has the minutes and the Board members themselves for a reference if there is a question of what is said. She also said, regardless of the vote tonight, the Board needs to make a policy on how the recordings are going to be stored and a retention policy.

Knobbe said he agrees with Holst about needing a policy. He said that in absence of a written policy it is premature to upload now. He agrees with Beck about moving as quickly as possible on an improved recording system. He said that the closed session recordings are used in a significantly different way than the Board meeting recordings. He said he would vote no.

Moved by Kinzer, seconded by Beck a motion to move the current meeting times for Committee of the Whole and Board Meetings to 7:00 p.m. Two Ayes, with Earnhardt, Knobbe and Beck voting Nay.

Kinzer said that it is time to move into the 21st century and have meetings that are accessible to the public. He said that he doesn't see any downfall to moving the meetings to 7p.m. and cited his experience on the Blue Grass City Council which held its meetings in the evening. He said that he has heard from the public about moving the times.

Beck said this is a strategic plan issue. He said that other changes, such as holding meetings on the first and third weeks of the month, have been raised by supervisors. He said that these types of changes should be looked at this strategically, and staff should be involved to understand what impact changes would have. He said he opposes the motion, but he wants to look at this next year when there are new supervisors on the board.

Holst said that typically citizens attend Board meetings if there is pending action on their property such as a zoning change. She said she wants to encourage the public that there are a lot more important things that get discussed at the Tuesday meetings that they may not be here for that they should be here for. She said the Board has created governments such as an emergency communications board, a mental health board and a watershed authority with some of these being taxing authorities. She said the public

should be attending these meetings and the Board should encourage people to be part of County government. She said that a lot of things happen in county government and when the Board discusses these things on Tuesdays at 8:00 in the morning the public is not here.

Earnhardt said she believes that changing the times would be an increased cost to the County such as security for the building, overtime for non-salary staff and would be inconvenient to staff that has business before the Board. She said it would be disadvantages to the public that would have to travel to and from meetings in the dark. She said that since she has been on the Board, no one from the public has made comments about changing the times and she opposes changing the times to 7:00 p.m.

Knobbe said he had nothing to add to what he had said on this issue on Tuesday at the Committee of the Whole.

Kinzer said since he has been on the Board, he has not seen an issue with overtime and that staff can adjust. He said he believed that this is not a political position but a Scott County issue and an issue the Board needs to move forward for Scott County.

Under Other Items of Interest, David Farmer updated the Board on FY18 actual revenues as of April 13, 2018. He pointed out that the Road Use Tax numbers were up, but the last month had the lowest distribution in about three years. He said local option sales tax remittance from the State is coming in a little bit lower because of internet sales. He said Attorney Fine Collection revenue is hitting expectations, but that Building Permit revenue is down due to the weather, and rounds of golf is down 0.9% due to weather. He reported that the average daily jail population number is going down. He said that Sheriff Lane referenced an article explaining that the numbers are affected by new guidelines for pre-trial release.

Holst updated the Board on the 7th Judicial District meeting and said the jail population is going down due to changes in pretrial release guidelines, but the workload for state funded parole officers is going up because of the guidelines. She said there were about ten things in the formula that play into the algorithm and that it does not seem that the algorithm is adjustable. She said that judges can override the algorithm.

Beck said that a news article talked about violent priors and that once juveniles move into adult court the guidelines do not allow any of the juvenile information to be included in the algorithm.

Knobbe updated the Board on the SECC Board meeting regarding priority dispatch, saying that Medic responds to calls 28% of the time without lights and sirens, which is up from about zero percent in the recent past.

Knobbe said the Quad City Defense Alliance is announcing that they have been reaching out communities to help fund the Roosevelt Consulting Group and are being joined by the cities of LeClaire, Eldridge, Milan and Silvis at this point.

Moved by Kinzer, seconded by Beck at 5:40 p.m. a motion to adjourn. All Ayes.

Tony Knobbe, Chairman of the Board
Scott County Board of Supervisors

ATTEST: Roxanna Moritz
Scott County Auditor