

Scott County Board of Supervisors

January 21, 2010 5:30

The Board of Supervisors met pursuant to adjournment with Minard, Sunderbruch, Gallin, Hancock and Liske present.

The Board recited the Pledge of Allegiance.

Minard moved, seconded by Hancock the approval of the minutes of the January 7, 2010 Regular Board Meeting and the January 19, 2010 closed sessions. All Ayes.

Minard moved, seconded by Sunderbruch 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 2010 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 Liske that the following resolution be adopted. All Ayes.

BE IT RESOLVED: That the Scott County Engineer is authorized to purchase the necessary right-of-way for construction and maintenance for the calendar year 2010 using the values computed in accord with the following schedule of allowances:

Section I - AGRICULTURAL LAND: For land by easement or deed: 4.16 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 Twenty-first day of January, 2010, by the Scott County Board of Supervisors.

Section XI - This resolution shall take effect immediately.

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

BE IT RESOLVED 1) that modifications of Utility Permits in Scott County be approved. 2) That this resolution shall take effect immediately.

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 for 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 resolution 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, 2010 and January 31, 2011 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 applications on behalf of the Board of Supervisors. 8) This resolution shall take effect immediately.

Hancock moved, seconded by Sunderbruch approval of personnel actions as presented by the County Administrator. All Ayes.

NEW HIRES

Employee/Department	Position	Salary	Effective Date	Remarks
James Schmitz Sheriff/Jail	Correction Officer Trainee	\$31,595	01/06/10	Replaces Dessie Hines

TRANSFERS AND PROMOTIONS

Employee/Department	New Position	Salary Change	Effective Date	Remarks
Renee Luze-Johnson FSS	Senior Clerk	\$17.70/hr - \$18.32/hr	01/04/10	Replaces Barb Schloemer

LEAVES OF ABSENCE/OTHER

Employee/Department	Position	Effective Date	Remarks
None			

BARGAINING UNIT STEP INCREASES

Employee/Department	Position	Salary Change	Wage Step	Effective Date
Joseph McDonough Sheriff	Deputy Sheriff	\$51,667 - \$52,686	Step 6	01/03/10
Kurt Krambeck Secondary Roads	Heavy Equipment Operator III	\$42,162 - \$43,410	Step 4	01/07/10
Rachelle Kunde Sheriff	Deputy Sheriff	\$54,787 - \$55,370	Step 9	01/12/10

Enrique Castillo FSS	Custodial Worker P/T	\$12.48/hr - \$12.92/hr	Step 2	01/14/10
Rachel Dittmer Sheriff/Jail	Correction Officer	\$35,984 - \$37,648	Step 4	01/14/10

MERIT INCREASES

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Willie Moore Sheriff	Bailiff – P/T	\$17.09/hr - \$17.95/hr (5.0%)*	93.709%	01/07/09
Brian Huff Sheriff	Bailiff – P/T	\$17.09/hr - \$17.95/hr (5.0%)	93.709%	01/14/09
Pam Robertson Sheriff	Bailiff	\$43,724 - \$44,598 (2.0%)	111.92%	05/25/09
Troy Sullivan Sheriff	Bailiff	\$37,344 - \$38,464 (3.0%)	96.527%	08/15/09
Lindee Rice Health	Correctional Health Coordinator	\$56,274 - \$57,118 (1.5%)	99.448%	10/31/09
Timothy Hobkirk Conservation	Equipment Specialist	\$41,281 - \$42,107 (2.0%)	114.12%	12/17/09
Debra Olesen Health	Resource Assistant	\$33,905 - \$34,922 (3.0%)	106.499%	12/27/09

MERIT INCREASES (continued)

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Robert Cusack Attorney	Attorney II	\$76,659 - \$79,342 (3.5%)	106.115%	01/01/10
Jerry Brundies Sheriff/Jail	Assistant Jail Administrator	\$78,433 - \$78,683 (.365%)	115%	01/05/10

*First or second 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
Tim Jaques Sheriff/Jail	Correction Officer	09/01/09
Mark Murphy Secondary Roads	Truck Crew Coordinator	09/18/09
Jennifer Witherspoon Sheriff/Jail	Senior Accounting Clerk	09/23/09
Linda Bladel-Gentz Treasurer	Clerk III	01/03/10
Rachelle Kunde Sheriff	Deputy Sheriff	01/12/10

SEPARATIONS

Employee/Department	Position	Hire Date	Separation Date	Reason for Separation
Steven Andersen Health	Jail Inmate Health Nurse – P/T	11/3/09	01/07/10	Involuntary resignation
Jana Lee Health	Jail Inmate Health Nurse – P/T	09/02/08	01/07/10	Involuntary resignation
Sharon Todd Health	Jail Inmate Health Nurse – P/T	03/17/05	01/07/10	Involuntary resignation

REQUEST TO FILL VACANCIES

Position/Department	Position Status	Starting Date	Previous Incumbent	Recommendation
Clerk III – P/T Sheriff	Vacant 1/4/10	ASAP	Renee Luze- Johnson	Approve to fill
Data Clerk / Receptionist Attorney	Vacant 11/16/09	ASAP	Alma Bakoylis	Approve to fill

TUITION REQUESTS

Employee/Department	Position	Course of Study	Course dates(s)
Clifford Tebbitt Sheriff/Jail	Jail Administrator	Strategic Planning for Leaders North Central University	01/01/10 – 03/26/10

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

Be it Resolved: 1) That the publication of delinquent property taxes in the North Scott Press for the low bid amount of \$1.95 per parcel is hereby approved. 2) This resolution shall take effect immediately.

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

BE IT RESOLVED 1) That the purchase of two hundred and thirty (230) PC desktops from Hewlett-Packard in the amount of \$159,620 is hereby approved. 2) This resolution shall take effect immediately.

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

BE IT RESOLVED 1) That the appointment of Dawn Mutum-Plies, Davenport, Iowa to the Building Board of Appeals for a five (5) year term expiring on December 31, 2014 is hereby approved. 2) This resolution shall take effect immediately

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

BE IT RESOLVED 1) Scott County Board of Supervisors approves for payment all warrants numbered 225196 through 225555 as submitted and prepared for payment by the County Auditor, in the total amount of \$1,608,522.57. 2) This resolution shall take effect immediately.

Sunderbruch moved, seconded by Hancock to adjourn. All Ayes.

Chris Gallin, Chairman of the Board
Scott County Board of Supervisor

ATTEST: Roxanna Moritz
Scott County Auditor