

January 25, 2007

Scott County Board of Supervisors

January 25, 2007; 5:30 p.m.

The Board of Supervisors met pursuant to adjournment with all members present.

The Board recited the Pledge of Allegiance.

Moved by Minard, seconded by Gallin, approval of the minutes of the January 11, 2007 Regular Board Meeting and the January 23, 2007 Closed Session. All Ayes.

Moved by Minard, seconded by Gallin, 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 2007 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) This resolution shall take effect immediately.

Moved by Minard, seconded by Moritz, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the Scott County Engineer is authorized to purchase the necessary right-of-way for construction and maintenance during the calendar year 2007, using the values computed in accord with the following schedule of allowances:

SCHEDULE I – AGRICULTURAL LAND:

For land by easement or deed: 5.65 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 alternations 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 that 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-Fifth day of January 2007, by the Scott County Board of Supervisors.

SECTION XI: This resolution shall take effect immediately.

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

BE IT RESOLVED 1) That the bids for Lot One of vinyl wall coverings for the Jail Project are hereby approved and recommended to the Scott County Public Safety Authority for award of bid to National Wallcovering in the amount of \$39,003.60. 2) This resolution shall take effect immediately.

Blue Grass City Council member Brinson Kinzer addressed the Board in regards to building a new Fire Station and invited the Board members to attend their March 13th Committee of the Whole meeting to discuss initial construction plans.

Moved by Gallin, seconded by Moritz, the motion approving personnel actions as presented by the County Administrator. All Ayes.

NEW HIRES

Employee/Department	Position	Salary	Effective Date	Remarks
Louis Sandoval Planning & Development	Enforcement Aide	\$16.61/hr.	01/16/07	Fills temporary position

TRANSFERS AND PROMOTIONS

Employee/Department	New Position	Salary Change	Effective Date	Remarks
Daniel Kogut FSS	Clerk II	\$32,977 - \$31,658	01/22/07	Replaces Lori Renkes

LEAVES OF ABSENCE/OTHER

Employee/Department	Position	Effective Date	Remarks
None			

BARGAINING UNIT STEP INCREASES

Employee/Department	Position	Salary Change	Wage Step	Effective Date
None				

MERIT INCREASES

Employee/Department	Position	Salary Change	% of Midpoint	Effective Date
Jim Connell Sheriff/Jail	Bailiff	\$35,113 - \$36,166 (3.0%)	99.901%	12/29/06
Mike Granger Conservation	Naturalist	\$42,976 - \$43,406 (1.0%)	107.606%	01/24/07

January 25, 2007

Tim Hobkirk Conservation	Equipment Mechanic	\$34,159 - \$35,355 (3.5%)	105.468%	12/17/06
Ken Sandy Sheriff/Jail	Classification Specialist	\$40,543 - \$41,962 (3.5%)	100.388%	08/18/06

BONUS

Employee/Department	Position	Effective Date
Kevin Broders Sheriff/Jail	Corrections Sergeant	01/01/07

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
Shop Control Clerk Secondary Roads	Vacant 01/05/07	ASAP	Jeri Moore	Approve to fill
Public Safety Dispatcher Sheriff	Vacant 01/22/07	ASAP	Daniel Kogut	Approve to fill

TUITION REQUESTS

Employee/Department	Position	Course of Study	Course dates(s)
Mark Digney Sheriff	Deputy	Financial Accounting Marketing Management St. Ambrose University	01/18/07 – 04/23/07 01/18/07 – 03/08/07

Moved by Moritz, seconded by Sunderbruch, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) That the County Application for Substance Abuse Funding for State Reimbursement for the period of July 1, 2007 – June 30, 2008, are approved. The application is to be submitted to the Iowa Department of Public Health requesting \$10,000 in state funds to match local substance abuse prevention funding. 2) That the Chairman is authorized to sign the application and the contract award. 3) That, if accepted, the Board approves receipt of such funding. 4) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Gallin, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) This Board shall meet on the 22nd day of February, 2007, at the Scott County Administrative Center, Davenport, Iowa, at 5:30 o'clock p.m., at which time and place proceedings will be instituted and action taken for the issuance of the Bonds. 2) The County Auditor is hereby directed to give notice of the proposed action for the issuance of the Bonds setting forth the amount and purpose thereof, the time when and

January 25, 2007

place where the said meeting will be held, by publication at least once not less than 4 nor more than 20 days before the meeting, in a legal newspaper published at least once weekly, and of general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS FOR THE
ISSUANCE OF NOT TO EXCEED \$3,760,000 GENERAL OBLIGATION
COUNTY SOLID WASTE DISPOSAL REFUNDING BONDS, SERIES 2007A

The Board of Supervisors (the "Board") of Scott County, Iowa, will meet on the 22nd day of February, 2007, at the Scott County Administrative Center, 600 West Fourth Street, Davenport, Iowa, at 5:30 o'clock, p.m. for the purpose of instituting proceedings and taking action for the issuance of not to exceed \$3,760,000 General Obligation County Solid Waste Disposal Refunding Bonds, Series 2007A, for the purpose of refunding the County's General Obligation County Solid Waste Disposal Bonds, Series 1995A, dated June 1, 1995, which are scheduled to mature on and after June 1, 2008. At such time and place the Board shall receive oral or written objections from any resident or property owner of the County.

The Bonds, when issued, will constitute general obligations of the County, payable from taxes levied upon all taxable property in the County.

By order of the Board and pursuant to Section 331.443 of the Code of Iowa.

Karen L. Fitzsimmons
County Auditor

3) Sealed bids for the purchase of the Bonds shall be received and canvassed on behalf of the County at 11:00 o'clock a.m. on the 22nd day of February, 2007, at the offices of Springsted Incorporated, 380 Jackson Street, Suite 300, Saint Paul, Minnesota, and the Board shall meet on the same date at 5:30 o'clock p.m. at the Scott County Administration Center, Davenport, Iowa, for the purpose of considering such bids received and considering and passing a resolution providing for the sale and issuance of the Bonds. 4) Pursuant to Section 75.14 of the Code of Iowa, this Board hereby authorizes the use of electronic bidding procedures for the sale of the Bonds through PARITY®, and hereby finds and determines that the PARITY® competitive bidding system will provide reasonable security and maintain the integrity of the competitive bidding process and will facilitate the delivery of bids by interested parties under the circumstances of this bond sale. 5) The County Auditor is authorized and directed to publish notice of said sale, as provided by Chapter 75 of the Code of Iowa, in substantially the following form:

NOTICE OF SALE
Scott County, Iowa

\$3,710,000* General Obligation County Solid Waste Disposal Refunding Bonds,

Series 2007A

Bids will be received on behalf of Scott County, Iowa, until 11:00 o'clock a.m. on February 22, 2007, for the purchase of \$3,710,000* General Obligation County Solid Waste Disposal Refunding Bonds, Series 2007A, of the County.

Any of the methods set forth below may be used, but no open bids will be accepted:

Sealed Bidding: Sealed bids will be received at the offices of Springsted Incorporated, 380 Jackson Street, Suite 300, Saint Paul, Minnesota.

Electronic Internet Bidding: Electronic internet bids will be received at the offices of Springsted Incorporated, 380 Jackson St, Suite 300, Saint Paul, Minnesota, and must be submitted through PARITY®.

Electronic Facsimile Bidding: Electronic facsimile bids will be received at the offices of Springsted Incorporated, 380 Jackson Street, Suite 300, Saint Paul, Minnesota, and will be sealed and treated as sealed bids.

After the deadline for receipt of bids has passed, sealed bids will be opened and announced, and electronic internet bids will be accessed and announced. All bids will be presented to the Board of Trustees for consideration at its meeting to be held at 5:30 o'clock p.m. on Scott County Administrative Center, 600 West Fourth Street, Davenport, Iowa, at which time the Bonds will be sold to the best bidder for cash.

The Bonds will be issued as fully registered bonds in denominations of \$5,000 or any integral multiple thereof, will be dated March 1, 2007, will bear interest payable semiannual on each June 1 and December 1 to maturity, commencing December 1, 2007, and will mature on June 1 in the following years and amounts:

Year	Principal Amount*	Year	Principal Amount*
2008	\$405,000	2012	\$515,000
2009	\$455,000	2013	\$535,000
2010	\$470,000	2014	\$555,000
2011	\$495,000	2015	\$280,000

*The County reserves the right, after bids are opened and prior to award, to increase or reduce the principal amount of the Bonds offered for sale. Any such increase or reduction will be made in multiples of \$5,000 in any of the maturities. The total aggregate principal amount of the Bonds will not exceed \$3,760,000. In the event the principal amount of the Bonds is increased or reduced, any premium offered or any discount taken by the successful bidder will be increased or reduced by a percentage equal to the percentage by which the principal amount of the Bonds is increased or reduced.

None of the Bonds will be optional for redemption prior to maturity.

January 25, 2007

Bidders must specify a price of not less than \$3,682,175, plus accrued interest. The legal opinion of Dorsey & Whitney LLP, Attorneys, Des Moines, Iowa, will be furnished by the County.

A good faith deposit of \$37,100 is required and may be forfeited to the County in the event the successful bidder fails or refuses to take and pay for the Bonds.

The Bonds are being issued pursuant to the provisions of Chapter 331 of the Code of Iowa and will constitute general obligations of the County, payable from taxes levied upon all the taxable property in the County without limitations as to rate or amount.

The Securities and Exchange Commission (the "SEC") has promulgated certain amendments to Rule 15c2-12 under the Securities Exchange Act of 1934 (17C.F.R.§240.15c2-12)(the "Rule") that make it unlawful for an underwriter to participate in the primary offering of municipal securities in a principal amount of \$1,000,000 or more unless, before submitting a bid or entering into a purchase contract for such securities, it has reasonably determined that the issuer or an obligated person has undertaken in writing for the benefit of the holders of such securities to provide certain disclosure information to prescribed information repositories on a continuing basis so long as such securities are outstanding.

On the date of issuance and delivery of the Bonds, the County will execute and deliver a Continuing Disclosure Certificate pursuant to which the County will undertake to comply with the Rule. The County will covenant and agree to comply with and carry out the provisions of the Continuing Disclosure Certificate. All of the officers of the County will be authorized and directed to take any and all actions as may be necessary to comply with the Rule and the Continuing Disclosure Certificate.

Bidders should be aware that the official terms of offering to be published in the Official Statement for the Bonds contain additional bidding terms and information relative to the Bonds, In the event of a variance between statements in this Notice of Sale (except with respect to the time and place of the sale of the Bonds and the principal amount offered for sale) and said official terms of offering, the provisions of the latter shall control.

By order of the County Board of Supervisors of Scott County, Iowa.

By: James V. Hancock, Chairperson

Attest: Karen L. Fitzsimmons
County Auditor

6) All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved January 25, 2007

Chairperson, Board of Supervisors

Attest:

January 25, 2007

County Auditor

Moved by Sunderbruch, seconded by Gallin, that the following resolution be adopted. All Ayes.

BE IT RESOLVED 1) All County departmental FY08 budget requests and all authorized agency FY08 funding requests are hereby authorized for filing and publication as the budget estimate for FY08. 2) The Board of Supervisors hereby fixes the time and place for a public hearing on said budget estimate for Thursday, February 22, 2007 at 5:30 p.m. in the Board Room at the Scott County Administrative Center. 3) The Scott County Auditor is hereby directed to publish the notice and estimate summary as required by law. 4) This resolution shall take effect immediately.

Moved by Sunderbruch, seconded by Moritz, the resolution approving warrants numbered 197282 through 197653 as submitted and prepared for payment by the County Auditor in the total amount of \$1,827,677.72 and the purchase card transactions in the total amount of \$36,838.43. Roll Call: Ayes - Gallin, Hancock, Minard, Moritz, Sunderbruch.

Administrator Ray Wierson reminded the Board of the upcoming meeting with legislators.

Moved by Moritz, seconded by Minard, the Board adjourn until 8:00 a.m., Tuesday, February 6, 2007, subject to prior call by the Chairman. All Ayes.

Jim Hancock, Chairman of the Board
Scott County Board of Supervisors

ATTEST: Karen L. Fitzsimmons
Scott County Auditor