

Scott County Board of Supervisors
December 10, 2019 8:00 a.m.

The Board of Supervisors met as a committee of the whole and pursuant to adjournment with Beck, Knobbe, Croken, Kinzer and Maxwell present.

Supervisor Knobbe introduced Dan Portes, who is stepping down from the Planning and Zoning Commission, thanking him for his service and said that he has done a wonderful job.

Portes thanked the Commission and said Tim Huey has been a wonderful leader.

Tim Huey, Planning and Development Department Director, reviewed the annual re-adoption of the Master Matrix for review of Confined Animal Feeding Operations (CAFO). He said when it was adopted 17 years ago, the Iowa DNR rules require counties to annually adopt the matrix. He said he would submit the paperwork in January of 2020.

Tammy Speidel, Facility and Support Services Director, reviewed the project for Administrative Center exterior recladding and window replacement. She said Steve Swanson with Swanson Construction would be available on Wednesday to meet with supervisors or to attend the Thursday meeting.

Supervisor Kinzer asked if there was any interest in having a meeting.

Supervisor Maxwell said his concerns have been addressed, especially after talking to Assistant County Attorney Rob Cusack.

Supervisor Croken said he does not know if there is any value to another meeting. He said the larger issue is the definition of lowest responsible bidder and the County does not have a very good definition of a responsible bidder. He said if staff recommends to go forward, he is prepared to go forward.

Supervisor Beck said he agrees with what has been said already.

Supervisor Knobbe said he concurs as well.

Kinzer said the meeting was prompted by him but now he sees no need for a meeting.

Mary Thee, Human Resources Director, reviewed the hiring of Christopher Irean for the position of part-time Multi Service Clerk in the Recorder's Office at the entry level rate and the hiring of Amanda Orr for the position of Multi Service Clerk in the Recorder's Office at the entry level rate.

Mahesh Sharma, County Administrator, reviewed a routine item for a tax suspension.

Rhonda Oostenryk, Risk Manager, reviewed the request to authorize the County Attorney to settle the Worker's Compensation case concerning Deputy Dwight West in the amount of \$95,033.70. She said he suffered a severe, career ending injury on September 17, 2018 when he engaged in a maneuver to disable a vehicle involved in a shots fired incident.

She said he followed all workers compensation policies, procedures, and requests of him, and the doctor who performed the surgery and treating physicians determined he has recovered as much as possible. She said Iowa Code mandates that if someone is permanently disabled or permanently severely injured during the course of a workers' compensation injury, the employee is entitled and the employer is required to provide an impairment rating. She said Deputy West was provided a 23 percent body as a whole impairment rating by the physicians.

She said that his compensation is based on state law, and determined by multiplying the maximum 500 weeks of compensation by 23 percent, which equals 115 weeks, and then multiplying that result by his workers' compensation pay rate.

Kinzer asked what the Deputy's annual income was.

Oostenryk said she would get that number to the Board.

Kinzer asked if \$95,000 was enough.

Oostenryk said that this was the amount mandated by the Iowa Code. She said that his workers' compensation pay rate was \$826.38, and multiplying that amount by 115 weeks equals the \$95,033.70 owed to Deputy West.

Knobbe asked that if the County was not self-insured then the Board would not need to take action.

Mary Thee, Human Resources Director, said that was correct, and the Board needed to take action pursuant to the County policy requiring Board approval for any expenditure more than \$15,000.

Oostenryk said that the County will pursue restitution from the person who caused the injury.

Kinzer asked if West would be entitled to further medical care.

Oostenryk said that he is entitled to further care based directly, solely and individually related to the injury.

Sharma reviewed the Women's Choice Center request for partial tax abatement. He pointed to the memo the Board received from Rob Cusack.

Croken said the confusion created by the word abatement is something that could come back to bite them. He said the Board is not abating the second half of the taxes because the taxes were not due. He said this action is a correction and he wished another word could found for this type of action.

David Farmer, Budget and Administrative Services Director, reviewed the FY19 audit and introduced Paul Frantz, a partner from Baker Tilly.

Frantz said Baker Tilly has completed the County's financial statement audit in addition to the related single audit and the firm will issue an unmodified opinion on the financial statements on pages one through three of the CAFR.

Frantz reviewed the summary of the General Fund activity and said revenues were at about \$62.1 million. He said expenditures, in addition to some transfers out to other funds, was at \$62.5 million with an ending balance of about \$13.6 million. He said the unassigned fund balance, or reserves of 25 percent, shows the County is in a very healthy position.

Farmer also reviewed the fund balances for Mental Health/Development Disabilities, SECC, Secondary Roads and Debt Service. He said that \$1 million will be transferred to SECC from the capital fund to reimburse SECC for funds expended for the Radio Project Bond Issue. He said that the Mental Health/Development Disabilities fund balance of \$433,000 is the least it has been in four years, and that the tax levy is at the maximum allowed. He said that the Secondary Roads fund balance is unusually large but will decrease due to several major projects in the coming year, including bridge replacement projects which already came before the Board. He also said the Debt Service fund balance of \$11 million is primarily due to a receivable from the Scott County Solid Waste Commission for bonding the County issued on behalf of the Commission in 2015. He said that revenue guarantees from the various jurisdictions comprising the Commission that enable the Commission to make payments to the County. He said the Capital Projects fund balance was from local sources and did not include any bond proceeds.

Frantz said the firm completed the audit of the County's compliance single audit and said the firm audited three federal programs, with revenue of \$1.06 million, and said there were no compliance or internal control findings during that audit.

Knobbe asked if the federal government conducts its own audit for federal programs.

Farmer said that the federal government relies on state program audits of sub-grantees, such as the County.

Frantz also reviewed required communications regarding the 6/30/20 audit.

Sharma reviewed the appointment of Steve Piatak to the Planning and Zoning Commission.

Knobbe noted there will be an opening for the Supervisors' appointment to the Compensation Board and that he recommends the Board consider Dan Portes for the appointment as he runs a human resources company and is familiar with the issues involved with the Compensation Board.

Sharma reviewed the Scott County Strategic Plan for FY2021 and FY2022 and the FY2020 Urban County Coalition Legislative Priority Issues.

Croken said staff and members of the Juvenile Justice Coalition will be traveling to Chicago to see a presentation from the Youth Advocacy Project on Friday and said Board members are invited to join.

The Board recognized 18 employees for years of service, including the retirement of Dennis Coon for 26 years of service, the retirement of Stuart Scott for 29 years of service, the retirement of Donald Barton for 20 years of service and the retirement of Jon Burgstrum for 23 years of service. The Board welcomed new employees and recognized Neika Harms, Juvenile Detention Shift Supervisor, as Employee of the Quarter.

Moved by Kinzer, seconded by Maxwell at 9:27 a.m. a motion to adjourn. All Ayes.

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

ATTEST: Roxanna Moritz
Scott County Auditor