

Muscatine County Board of Supervisors
Monday, March 27, 2023

The Muscatine County Board of Supervisors met in regular session at 9:00 A.M. with Chick, Kirchner, Mather, Sauer and Sorensen present. Chairperson Sauer presiding.

On a motion by Sorensen, second by Mather, the agenda was approved as presented. Ayes: All.

A Public Hearing was called to order by Chairperson Sauer at 9:01 A.M. on the proposed FY23/24 Muscatine County maximum property tax dollars for general county services and rural county services. No one spoke for or against the proposal.

On a motion by Sorensen, second by Mather, the public hearing was closed at 9:01 A.M. Roll Call Vote. Ayes: All.

On a motion by Sorensen, second by Kirchner the Board approved Resolution #03-27-23-01 Approval of FY23/24 Maximum Property Tax Dollars. Roll Call Vote. Ayes: All

RESOLUTION #03-27-23-01
APPROVAL OF FY23/24 MAXIMUM PROPERTY TAX DOLLARS

WHEREAS, the Muscatine County Board of Supervisors have considered the proposed FY23/24 county maximum property tax dollars for both General County Services and Rural County Services, and

WHEREAS, a notice concerning the proposed county maximum property tax dollars was published as required and posted on county web site,

WHEREAS, a public hearing concerning the proposed county maximum property tax dollars was held on March 27, 2023,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Muscatine County that the maximum property tax dollars for General County Services and Rural County Services for FY23/24 shall not exceed the following:

General County Services - \$14,078,716

Rural County Services - \$2,954,967

The Maximum Property Tax dollars requested in General County Services for FY23/24 represents an increase of 4.77% from the Maximum Property Tax dollars requested for FY22/23.

The Maximum Property Tax dollars requested in Rural County Services for FY23/24 represents an increase of 5.04% from the Maximum Property Tax dollars requested for FY22/23.

Roll Call Vote:

Jeff Sorensen – aye
Nathan Mather – aye
Scott Sauer – aye
Danny Chick Jr. – aye
Kurt Kirchner – aye

PASSED AND APPROVED this 27th day of March, 2023.

ATTEST:

/s/Tibe Vander Linden
Muscatine County Auditor

/s/Scott Sauer, Chair
Muscatine County Board of Supervisors

A Public Hearing was called to order by Chairperson Sauer at 9:02 A.M. on a proposal to enter into an Essential Purpose Loan Agreement in an amount not to exceed \$2,700,000. No one spoke for against the proposal.

On a motion by Sorensen, second by Mather, the public hearing was closed at 9:02 A.M. Roll Call Vote: Ayes: All.

A Public Hearing was called to order by Chairperson Sauer at 9:03 A.M. on a proposal to enter into General Purpose Loan Agreement #1 in an amount not to exceed \$200,000. No one spoke for against the proposal.

On a motion by Mather, second by Sorensen, the public hearing was closed at 9:03 A.M. Roll Call Vote: Ayes: All.

A Public hearing was called to order by Chairperson Sauer at 9:03 A.M. on a proposal to enter into General Purpose Loan Agreement #2 in an amount not to exceed \$100,000. No one spoke for against the proposal.

On a motion by Sorensen, second by Kirchner, the public hearing was closed at 9:03 A.M. Roll Call Vote: Ayes: All.

On a motion by Sorensen, second by Mather, the Board approved Resolution #03-27-23-02 Expressing Intent to Enter into Loan Agreements, Combining Loan Agreements and Providing for the Levy of Taxes. Roll Call Vote: Ayes: All.

RESOLUTION #03-27-23-02
EXPRESSING INTENT TO ENTER INTO A LOAN AGREEMENTS, COMBINING
LOAN AGREEMENTS AND PROVIDING FOR THE LEVY OF TAXES

WHEREAS, the Board of Supervisors (the “Board”) of Muscatine County, Iowa (the “County”) heretofore proposed to authorize the County to enter into a General Obligation Loan Agreement

(the “Essential Purpose Loan Agreement”) and to borrow money thereunder in a principal amount not to exceed \$2,700,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of (i) equipping the County Attorney Office Facility (\$80,000); (ii) constructing a bathroom addition at the County jail (\$195,000); (iii) constructing County jail parking lot and sidewalk improvements (\$120,000); (iv) undertaking County jail insulation and exterior wall improvements (\$580,000); (v) constructing the Deep Lake Parks maintenance building (\$225,000); (vi) undertaking repairs to County buildings (\$750,000); and (vii) constructing a satellite building for the County Engineer’s Office (\$750,000), and pursuant to law and duly published notice of the proposed action has held a hearing thereon on March 27, 2023; and

WHEREAS, the County also proposed to enter into a General Obligation Loan Agreement (the “General Purpose Loan Agreement #1”) and to borrow money thereunder in a principal amount not to exceed \$200,000 pursuant to the provisions of Section 331.402 of the Code of Iowa for the purpose of paying the cost, to that extent, of undertaking the resurfacing of County Conservation park roads, and in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and as of March 27, 2023, no petition had been filed with the County asking that the question of entering into the General Purpose Loan Agreement #1 be submitted to the registered voters of the County; and

WHEREAS, the County also proposed to enter into a General Obligation Loan Agreement (the “General Purpose Loan Agreement #2” and together with the Essential Purpose Loan Agreement and General Purpose Loan Agreement #1, the “Loan Agreements”) and to borrow money thereunder in a principal amount not to exceed \$100,000 pursuant to the provisions of Section 331.402 of the Code of Iowa for the purpose of paying the cost, to that extent, of undertaking upgrades to a conservation campground electrical system, and in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and as of March 27, 2023, no petition had been filed with the County asking that the question of entering into the General Purpose Loan Agreement #2 be submitted to the registered voters of the County; and

WHEREAS, the County intends to combine the Loan Agreements into a common loan agreement (the “Loan Agreement”) and to issue General Obligation County Purpose Notes, Series 2023 (the “Notes”) in evidence of its obligations thereunder in the future, and anticipates that principal and/or interest will come due on the Notes before July 1, 2024; and

WHEREAS, it is now necessary to make provision for the levy of a debt service property tax in the 2023-2024 fiscal year for the payment of such anticipated principal and interest;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Muscatine County, Iowa, as follows:

- Section 1. The Loan Agreements are hereby combined into the Loan Agreement. The Board hereby determines to enter into the Loan Agreement in the future and

orders that the Notes be issued at such time, in evidence thereof. The Board further declares that this resolution constitutes the “additional action” required by Section 384.24A of the Code of Iowa.

Section 2 For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Notes, there is hereby ordered levied on all the taxable property in the County a direct annual tax for collection in the fiscal year beginning July 1, 2023, sufficient to produce the net annual sum of \$420,000; provided, however, that at the time the Notes are issued, the actual tax levy amounts required to pay the principal of and interest on the Notes in each year shall be determined based upon the interest rate or rates at which the Notes are issued, and this resolution shall be supplemented by a resolution of the Board of Supervisors to provide for such actual and necessary tax levy amounts.

Section 3. A certified copy of this resolution shall be filed with the County Auditor, and the County Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Notes hereby authorized and for no other purpose whatsoever.

Section 4. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

PASSED AND APPROVED this 27th day of March, 2023.

ATTEST :

/s/Tibe Vander Linden
Muscatine County Auditor

/s/Scott Sauer, Chair
Muscatine County Board of Supervisors

On a motion by Mather, second by Sorensen, the Board approved the minutes of the March 20, 2023, regular meeting. Ayes: All.

Correspondence.

All Supervisors received an email from Kimberly Carson regarding the road and bridge conditions on 245th Street, Conesville, Iowa.

Sorensen received a phone call from Thomas Summitt, Medical Examiner, requesting Sorensen attend the Emergency Management Association meetings with the Chief Medical Examiner to discuss a proposal regarding essential services.

Mather received a phone call from Dusty Buffington regarding the proposed railroad flat car bridge options for 245th Street, Conesville, Iowa.

Chick received several phone calls and emails from residents regarding the road and bridge conditions on 245th Street, Conesville, Iowa.

Kirchner received a call regarding road conditions on Elder Avenue, Nichols, Iowa.

Kirchner received a call from Emery Davis regarding the Lower Cedar Watershed Management Authority hand-outs to circulate to farmers.

Committee & Meeting Reports:

Sorensen attended an Eastern Iowa Mental Health and Disability Services Board meeting on March 20, 2023.

Sorensen attended a Bi-State Regional Planning Commission meeting on March 22, 2023. The meeting included a presentation by the National Weather Hydrologist about the Mississippi River 2023 spring flood predictions.

Mather attended a Carbon Capture Webinar on March 22, 2023.

Sauer attended a Muscatine County Conservation Board meeting on March 20, 2023.

Chick attended a Mississippi Valley Workforce Area CEO meeting on March 24, 2023.

On a motion by Sorensen, second by Mather, the Board authorized the Chair to sign an Economic Development Adjustment Assistance (EDA) grant extension request for the Muscatine Levee Improvement Project. Ayes: All.

On a motion by Sorensen, second by Kirchner, the Board accepted the February 2023 and March 2023 payroll claims. Ayes: All.

County Attorney Jim Barry reported the sub-committee appointed by the Board to gather and summarize information on the possible resolutions regarding the road and bridge conditions on 245th Street, Conesville, Iowa met on March 22, 2023. The meeting resulted in action items presented to County Engineer, Bryan Horesowsky to determine the life expectancy and cost of a railcar flat bridge and presented to Planning and Zoning Administrator Eric Furnas to contact Lower Cedar Watershed Authority to request the bridge be placed on their system in the event of future money availability. Barry stated he spoke with Assessor Randy Spies for an appraiser recommendation. Barry stated these action items are to determine accurate information to report to the Board in the future.

Kimberly Carson, 1113 Colton Street, Columbus Jct., Iowa stated she is a property owner at 2440 Edgewater Road, Conesville, Iowa. Carson stated she sent an email to the Board regarding the road and bridge conditions on 245th Street, Conesville, Iowa and did not receive a response regarding the questions she inquired about. Carson questioned if the appointed sub-committee that met on March 22, 2023 was a public meeting and where she can obtain information on the matters

discussed. Barry stated the meeting was not a public meeting. Barry stated legal matters were discussed as part of the process and the action items determined at the meeting have been presented to the Board. Carson stated the railroad flat car bridge solution that has been presented for 245th Street should also be considered for other bridges needing repair in the county. Carson requested a copy of the current Secondary Roads Five-year plan and requested a copy of the document showing the bridges not on the plan. Mather stated both requests are public documents and can be provided to Carson.

Jerry Elder, 1264 217th Street, Nichols, Iowa requested information from the Board regarding uncontrolled intersections and what actions are being taken to place stop signs at these intersections. Sauer stated the County Engineer Bryan Horesowsky is researching the request and will report to the Board.

The meeting was adjourned at 9:21 A.M.

ATTEST:

Tibe Vander Linden
County Auditor

Scott Sauer, Chairperson
Board of Supervisors