

Muscatine County Board of Supervisors
Monday, June 5, 2023

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

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

On a motion by Sorensen, second by Mather, claims dated June 5, 2023, were approved in the amount of \$2,856,302.57. Ayes: All.

A Public Hearing was called to order by Chairperson Sauer at 9:01 A.M on a request from Kirk D. Parizek, Record Owner, to rezone approximately 16.69 acres in Wapsie Township, located in the SE ¼ of Sec. 14-T78N-R4W, 1268 Elder Avenue, from A-1 Agricultural District to R-1 Residential District. Planning and Zoning Administrator Eric Furnas stated the location of the property is in an area that has a primarily residential use. The property is surrounded on three sides by residential subdivisions, has a hard surface frontage road on Elder Avenue and is not economically viable to be used for farming given the topography and size. Furnas stated the Muscatine County Zoning Commission met on May 5, 2023, and voted unanimously to recommend the approval of the request to rezone the property to the requested R-1 Residential District.

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 an ordinance rezoning approximately 16.69 acres in Wapsie Township from A-1 Agricultural District to R-1 Residential District on the first of three readings. Roll Call Vote: Ayes: All.

A Public Hearing was called to order by Chairperson Sauer at 9:04 A.M on proposed amendments to the Fiscal Year 22/23 Muscatine County Budget. Budget Coordinator Kala Naber reviewed the proposed amendments to the Fiscal Year FY22/23 Muscatine County Budget. No one spoke for or against the proposal.

On a motion by Sorensen, second by Mather, the public hearing was closed at 9:06 A.M. Roll Call Vote. Ayes: All.

On a motion by Sorensen, second by Kirchner, the Board approved #Resolution #06-05-23-01 Amending the Fiscal Year 22/23 Budget. Roll Call Vote: Ayes: All.

**RESOLUTION #06-05-23-01
AMENDING THE FISCAL YEAR 2022/23 BUDGET**

WHEREAS, the Board of Supervisors has held a Public Hearing pursuant to Chapter 331, Code of Iowa, to amend the Fiscal Year 2022/23 County Budget; and

WHEREAS, the explanation is increased expenditures and revenues during the current fiscal year;
and

WHEREAS, after consideration of all comments at said hearing, the Board of Supervisors has
determined that it will be necessary to amend the Fiscal Year 2022/23 budget; and

WHEREAS, the amendment does not increase the taxes to be collected in the Fiscal Year ending
June 30, 2023;

THEREFORE, BE IT HEREBY RESOLVED that the following service area expenditures and
revenues of the Fiscal Year 2022/23 County Budget be amended:

PUBLIC SAFETY & LEGAL SERVICES expenditures increased by	\$111,935
PHYSICAL HLTH & SOCIAL SERVICES expenditures increased by	\$23,960
COUNTY ENVIRONMENT expenditures decreased by	(\$149,300)
ROADS & TRANSPORTATION expenditures increased by	\$585,000
GOV'T SERVICES TO RESIDENTS expenditures increased by	\$0
ADMINISTRATION expenditures increased by	\$16,648
NONPROGRAM expenditures increased by	\$0
CAPITAL PROJECTS expenditures increased by	\$0
DEBT SERVICE expenditures increased by	<u>\$0</u>
	\$588,243

INTERGOVERNMENTAL revenues increased by	\$454,148
LICENSES & PERMITS revenues increased by	\$0
CHARGES FOR SERVICES revenues increased by	\$0
USE OF MONEY & PROPERTY revenues increased by	\$170,000
MISCELLANEOUS revenues increased by	\$0
LONG TERM DEBT PROCEEDS increased by	\$0
PROCEEDS OF FIXED ASSET SALES increased by	<u>\$0</u>
	\$624,148

PASSED AND APPROVED this 5th day of June, 2023.

ATTEST:

/s/Tibe Vander Linden
Muscatine County Auditor

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

On a motion by Sorensen, second by Mather, the Board approved Resolution #06-05-23-02 Fiscal
Year 22/23 Budget Appropriations. Roll Call Vote: Ayes: All.

RESOLUTION # 06-05-23-02
FY 2022/23 BUDGET APPROPRIATIONS

WHEREAS, a public hearing has been held pursuant to Section 331.434(6), Code of Iowa, regarding proposed increases in expenditure amounts for Fiscal Year 2022/23: and

WHEREAS, the amendment does not increase the taxes to be collected in the Fiscal Year ending June 30, 2023: and

WHEREAS, all comments from the public have been heard;

THEREFORE, BE IT RESOLVED that the following amounts be appropriated as follows:

01	Board/Administration	\$0
02	Auditor	\$0
03	Treasurer	\$0
04	Attorney	\$0
05	Sheriff	\$12,750
06	Jail	\$70,685
07	Recorder	\$0
20	Engineer	\$585,000
22	Conservation Board	\$15,700
24	DHS	\$0
25	Community Services	\$23,960
28	Medical Examiner	\$28,500
39	Court Services	\$0
31	Board of Health	\$0
51	General Services	\$0
52	Information Services	\$15,000
53	Zoning	\$0
60	Mental Health Administration	\$1,648
99	Nondepartmental	(\$165,000)
00	Nonprogram	\$0
		<hr/>
		\$588,243

It is further resolved that all appropriations made pursuant to this RESOLUTION lapse at the close of business on June 30, 2023.

Passed and approved this 5th day of June, 2023.

ATTEST:

/s/Tibe Vander Linden
Muscatine County Auditor

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

On a motion by Sorensen, second by Kirchner, the Board approved a renewal of an Iowa Retail Cigarette/Tobacco/ Nicotine/Vapor Permit for Stewart Road Truck Stop, 2418 Stewart Road, Muscatine, Iowa. Ayes: All.

On a motion by Sorensen, second by Kirchner, the Board approved a renewal of an Iowa Retail Cigarette/Tobacco/ Nicotine/Vapor Permit for Casey's Marketing Co., dba Casey's General Store #2472, 1334 Hwy 22, Nichols, Iowa. Ayes: All.

On a motion by Sorensen, second by Mather, the minutes of the May 22, 2023 regular meeting were approved as written. Ayes: All.

Correspondence:

Sorensen and Sauer had conversations with a resident regarding Pettibone Avenue road conditions and concerns regarding one of the railroad crossings. Sorensen contacted Canadian Pacific to inquire about the railroad crossing. Sorensen stated the resident also inquired about the gravel pits and a steep drop off on Pettibone Avenue and stated their concern as to whether a road guardrail should be installed. Sorensen contacted the County Engineer Department, who reviewed the roadway rules and the area is compliant without a guardrail.

All Supervisors received the email chain regarding the railroad crossing concern Sorensen sent to Canadian Pacific by Sorensen.

All Supervisors received an email invitation from the Muscatine County Energy District for the Stanley Center for Peace & Security Sustainability Fair on June 2, 2023.

All Supervisors received information from Muscatine County Assessor Randy Spies stating Iowans age 65 or older are eligible for a property tax exemption worth \$3,250 for the assessment year beginning January 1, 2023. Parcel owners age 65 or older should sign up at the Muscatine County Assessors office before July 1, 2023.

Mather and Sauer received a phone call from James Buser regarding the uncontrolled intersections.

Sauer received an inquiry from a resident regarding fireworks permitting on an independent basis for July 4, 2023.

Kirchner was contacted by Andy Mueller, Wilton, Iowa regarding water issues after blacktop was placed on a road. Kirchner discussed the issue with Muscatine County Engineer Bryan Horesowsky.

Committee & Meeting Reports:

Sauer and Sorensen attended a Bi-State Regional Planning Commission meeting on May 24, 2023.

Mather attended an e-vote for the Decategorization Board regarding transfer FY'23 State funds from the Juvenile Court Services funding stream to the Muscatine County Decategorization Project, subject to acceptance by the Decat Project Governance Board of any special conditions/limitations.

Mather stated the Muscatine Community Health Association will dissolve as other

area organizations are currently continuing the association's purpose.

Kirchner attended an Alert Iowa meeting held at West Liberty Community Center on May 30, 2023.

Kirchner worked several days preparing for the Muscatine County Fair Horse Races & Weekend for the Fair held on Saturday, June 3, 2023.

On a motion by Sorensen, second by Mather, the Board accepted the May 2023 payroll claims.
Ayes: All.

County Engineer Bryan Horesowsky updated the Board on secondary road projects.

Connie Fuller, 116 North Market Street, Grandview, Iowa, addressed the Board stating she was representing the Eisele/Kisor Cemetery located in Muscatine County, as she has family members buried there. Fuller stated there are approximately 55-80 gravestones in the cemetery. Fuller stated she has been in contact (by cellphone text) with Kelsey Bell, one of the two private property owners that the cemetery is located on. Fuller stated Bell reported the cemetery has been cleaned up. Fuller confirmed the cemetery has been cleaned up considerably as it was in bad shape, however there are grave stones laying on the ground. Fuller stated she recently contacted Bell by cell phone text to request a visit to the cemetery to place flags on the veteran's graves for Memorial Day but was denied the request. Fuller stated in 2022 the Louisa-Muscatine (L & M) School Day of Caring volunteers (one Advisor and 10-12 students) were allowed to clean up the cemetery by entering from the north through another property owners access. Fuller stated when she requested from both property owners if the L & M School students could return to clean up the cemetery in 2023, the request was denied by Bell, as the property owners have been advised by their attorney and their insurance companies to not allow the volunteers on their property. Fuller stated the Iowa Code states if family members want to have gravestones moved to another location, it will be at the county's cost. Fuller also noted the Iowa Code states that family members can submit a 10-day notice to the property owner to view the cemetery and if the notice isn't agreeable to both parties, an agreement can be reached to set a date. Sauer stated County Attorney Jim Barry has been working on the Pioneer and Undesignated Cemetery process and to identify the cemetery locations in Muscatine County. Barry stated there are approximately 10 cemeteries that appear to be Pioneer Cemeteries with two of these cemeteries not identified at this time. Barry stated he has been to a farmer's house twice within the past week, to identify one of the cemeteries, however no contact has been made. Barry stated once all the cemeteries are identified, a county ordinance will be prepared. Fuller requested an update from the Board when available.

The meeting was adjourned at 9:28 A.M.

ATTEST:

Tibe Vander Linden

Scott Sauer, Chairperson

County Auditor

Board of Supervisors