

Muscatine County Board of Supervisors  
Monday, February 29, 2016

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

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

On a motion by Sauer, second by Kelly, claims dated February 29, 2016 were approved in the amount of \$241,807.39. Ayes: All.

A Public Hearing was called to order by Chairperson Sorensen at 9:02 A.M. on a request from All Star Storage LLC by Devin Warner, Record Owner, to rezone approximately 3.30 acres of property located in Fulton Township from A-1 Agricultural District to C-2 Commercial District. Planning and Zoning Administrator Eric Furnas stated this property will be developed with planned rental storage units. Warner stated the house and some outbuildings on approximately 1.5 acres will be split off after the rezoning. No one spoke against the rezoning. On a motion by Kelly, second by Howard, the public hearing was closed at 9:08 A.M. Roll call vote: Ayes: All.

On a motion by Howard, second by Kelly, the Board approved an ordinance rezoning approximately 3.30 acres of property located in Fulton Township from A-1 Agricultural District to C-2 Commercial District on the first of three readings. Roll call vote: Ayes: All.

A Public Hearing was called to order by Chairperson Sorensen at 9:09 A.M. on a request from W & H LLC by Dana Wells and Ryan Hagerty, Record Owner, to rezone approximately .32 acres of property located in Moscow Township from C-1 Commercial District to R-3 Residential District. Planning and Zoning Administrator Eric Furnas stated there is no demand in Moscow for commercial property, but there is for residential property so this property will be converting old commercial structures to multi-family rental apartments. No one spoke against the rezoning. On a motion by Kelly, second by Howard, the public hearing was closed at 9:11 A.M. Roll call vote: Ayes: All.

On a motion by Kelly, second by Sauer, the Board approved an ordinance rezoning approximately .32 acres of property located in Moscow Township from C-1 Commercial District to R-3 Residential District on the first of three readings. Roll call vote: Ayes: All.

A Public Hearing was called to order by Chairperson Sorensen at 9:12 A.M. on a request from W. Tyrone or Josephine M. Collins, Record Owners, by Joseph A. Polaschek, Attorney, to rezone approximately 6.6 acres of property located in Fulton Township from A-1 Agricultural District to R-1 Residential District. Planning and Zoning Administrator Eric Furnas stated this property is reduced from the previous request of 45 acres to address concerns of neighbors that a full development could be built. Polaschek stated the 6.6 acres is needed in order to get access from 153<sup>rd</sup> Street down to where the owners want to build the house. Bonebrake stated the original rezoning request was to split the property into two parcels and asked why it is being split into three parcels. Polaschek stated they are splitting the homes off and leaving the residual agricultural piece which will not be rezoned. Furnas stated the third lot will still be agricultural

with no residence and area livestock facilities would still be an obstacle to future development in that area. No one spoke against the rezoning. On a motion by Kelly, second by Sauer, the public hearing was closed at 9:28 A.M. Roll call vote: Ayes: All.

On a motion by Kelly, second by Sauer, the Board approved an ordinance rezoning approximately 6.6 acres of property located in Fulton Township from A-1 Agricultural District to R-1 Residential District on the first of three readings. Roll call vote: Ayes: All.

On a motion by Kelly, second by Bonebrake, the Board approved a contract with the US Army Corps of Engineers for patrol services at the Mississippi River Project, Clark's Ferry and Shady Creek Recreation Areas. Ayes: All.

On a motion by Bonebrake, second by Kelly, the Board affirmed a Governor's Traffic Safety Bureau (GTSB) Impaired Driving Countermeasures Grant contract in the amount of \$49,590. Ayes: All.

On a motion by Howard, second by Bonebrake, the Board approved Resolution #02-29-16-01 Authorizing Weight Embargoes on Secondary Roads. Roll call vote: Ayes: All.

On a motion by Howard, second by Kelly, the Board approved a contract, bond and certificate of insurance for LFM-(MO-6)—7X-70 for a Bridge Deck Overlay on Wildcat Den Road over Pine Creek from Cramer and Associates, Inc. in the amount of \$221,763.90. Ayes: All.

County Engineer Keith White presented the following bids for the trade-in of two 2000 Sterling L7501 trucks for the purchase of two 2017 Mack GU813 tandem truck cab/chassis units from: Twin Bridges Truck City –\$233,712.58 less a potential trade allowance of \$48,000; H & L Truck Sales, Inc. - \$233,600.00 each less a potential trade allowance of \$40,000; and GATR Truck Center - \$231,201.72 each less a potential trade allowance of \$34,000. On a motion by Kelly, second by Sauer, the Board approved the purchase of two tandem truck cab/chassis units for use as dump/plow trucks from Twin Bridges Truck City in the amount of \$185,712.58. Ayes: All.

County Engineer Keith White stated there is a clause in the code that would allow for permanent weight embargoes and he may have some suggestions for some areas where the Board may want to consider a permanent embargo. White will talk to the County Attorney about the process and the County Sheriff about enforcement of an embargo.

County Engineer Keith White updated the Board on Secondary Road bridge projects.

Kelly asked County Engineer Keith White if he has any concerns with a resident using metal detectors on County property. White stated he would think the person should at least request permission before using them on someone's property. Bonebrake stated maybe the County should have a permit system to regulate the use of metal detectors. White stated he will have to do some research on the matter.

On a motion by Howard, second by Kelly, minutes of the February 22, 2016 regular meeting were approved as written. Ayes: All.

Correspondence:

Howard reported a contact regarding a property line issue in the County.  
Howard reported a contact regarding the costs of running the County Jail.  
Kelly reported a contact regarding the possible use of metal detectors on County property.  
Kelly reported she noticed pink flags behind the cemetery on County property near Discovery Center and wondered what was going on.  
Bonebrake reported a contact regarding trash being dumped in a resident's ditch.  
Bonebrake reported a complaint from a resident regarding clean up needed on a neighbor's lot.

Committee Reports:

Sorensen attended a Regional Workforce Development meeting February 23<sup>rd</sup>.  
Sorensen attended a West Liberty Economic Area Development meeting February 25<sup>th</sup>.  
Kelly attended a Decategorization meeting February 26<sup>th</sup>.  
Howard attended a Muscatine County Veterans Affairs meeting February 23<sup>rd</sup>.  
Howard attended a Bi-State Regional meeting February 24<sup>th</sup>.

Sauer and Kelly attended a Muscatine County Farm Bureau meeting February 23<sup>rd</sup>.

On a motion by Howard, second by Kelly, the Board re-appointed Carol Schlueter to the Muscatine County Board of Adjustment for a 5-year term ending March 31, 2021. Ayes: All.

On a motion by Kelly, second by Howard, the Board accepted the February 2016 payroll claims. Ayes: All.

On a motion by Howard, second by Sauer, the Board approved Resolution #02-29-16-02 to Fix a Date for a Public Hearing on a Loan Agreement. Roll call vote: Ayes: All. The Public Hearing was set for Monday, March 14, 2016 at 9:00 A.M.

The Board recessed at 10:12 A. M. and reconvened at 10:18 A.M.

On a motion by Kelly, second by Sauer, the Board went into closed session at 10:19 A.M. pursuant to Chapter 21.5.1(j), Code of Iowa, to discuss the sale of County-owned property. Roll call vote: Ayes: All. On a motion by Bonebrake, second by Kelly, the Board returned to open session at 11:11 A.M. Roll call vote: Ayes: All.

On a motion by Bonebrake, second by Sauer, the Chairperson was authorized to execute listing agreements and other related documents with Ruhl & Ruhl Realtors for the possible sale of 3500 Harmony Court and 3210 Harmony Lane. Ayes: All.

The meeting was adjourned at 11:12 A.M.

ATTEST:

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Leslie A. Soule, County Auditor

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Jeff Sorensen, Chairperson  
Board of Supervisors