

Muscatine County Board of Supervisors  
Monday, June 4, 2018

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

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

On a motion by Howard, second by Sorensen, claims dated June 4, 2018 were approved in the amount of \$535,771.34. Ayes: All.

A Public Hearing was called to order by Chairperson Sauer at 9:01 A.M. on proposed amendments to the Fiscal Year 2017/18 Muscatine County Budget. Budget Administrator Sherry Seright reviewed the proposed amendments with the Board. No one spoke against the proposed amendments. On a motion by Sorensen, second by Howard, the public hearing was closed at 9:05 A.M. Roll call vote: Ayes: All.

On a motion by Sorensen, second by Bonebrake, the Board approved Resolution #06-04-18-01 Amending the Fiscal Year 2017/18 Budget. Roll call vote: Ayes: All.

**RESOLUTION #06-04-18-01  
AMENDING THE FISCAL YEAR 2017/18 BUDGET**

WHEREAS, the Board of Supervisors has held a Public Hearing pursuant to Chapter 331, Code of Iowa, to amend the Fiscal Year 2017/18 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 2017/18 budget; and

WHEREAS, the amendment does not increase the taxes to be collected in the Fiscal Year ending June 30, 2018;

THEREFORE, BE IT HEREBY RESOLVED that the following service area expenditures and revenues of the Fiscal Year 2017/18 County Budget be amended:

PUBLIC SAFETY & LEGAL SERVICES expenditures increased by	\$242,500
PHYSICAL HLTH & SOCIAL SERVICES expenditures increased by	\$17,100
MENTAL HEALTH expenditures decreased by	\$0
COUNTY ENVIRONMENT expenditures increased by	\$500
ROADS & TRANSPORTATION expenditures increased by	\$0
GOV'T SERVICES TO RESIDENTS expenditures increased by	\$27,300
ADMINISTRATION expenditures increased by	\$5,000
NONPROGRAM expenditures increased by	\$0

CAPITAL PROJECTS expenditures decreased by	\$0
DEBT SERVICE expenditures decreased by	\$0
	\$292,400

INTERGOVERNMENTAL revenues increased by	\$430,500
CHARGES FOR SERVICES revenues increased by	\$15,000
LICENSES & PERMITS revenues increased by	\$0
USE OF MONEY & PROPERTY revenues increased by	\$155,000
MISCELLANEOUS revenues increased by	\$0
PROCEEDS OF FIXED ASSET SALES increased by	\$0
LONG TERM DEBT PROCEEDS increased by	\$0
	\$600,500

PASSED AND APPROVED this 4th day of June, 2018.

ATTEST:

/s/Leslie A. Soule  
Muscatine County Auditor

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

On a motion by Sorensen, second by Bonebrake, the Board approved Resolution #06-04-18-02 Fiscal Year 2017/18 Budget Appropriations. Roll call vote: Ayes: All.

**RESOLUTION # 06-04-18-02  
FY 2017/18 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 2017/18: and

WHEREAS, the amendment does not increase the taxes to be collected in the Fiscal Year ending June 30, 2018: 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	27,300
03	Treasurer	0
04	Attorney	0
05	Sheriff	18,500
06	Jail	169,000
07	Recorder	0
20	Engineer	0
22	Conservation Board	0
24	DHS	0
25	Community Services	0

28	Medical Examiner	0
30	Court Services	55,000
31	Board of Health	15,000
51	General Services	5,000
52	Information Services	0
53	Zoning	2,600
60	Mental Health Administration	0
99	Nondepartmental	0
00	Nonprogram	0
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		292,400

It is further resolved that all appropriations made pursuant to this RESOLUTION lapse at the close of business on June 30, 2018.

Passed and approved this 4th day of June, 2018.

ATTEST:

/s/Leslie A. Soule  
Muscatine County Auditor

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

A Public Hearing was called to order by Chairperson Sauer at 9:07 A.M. on a request from Martin G. or Sharon A. Huseman, Record Owners, and Jeffrey Spitler, Proposed Buyer, to rezone approximately 42 acres located in Sweetland Township from A-1 Agricultural District to R-1 Residential District. Planning and Zoning Administrator Eric Furnas stated the Zoning Commission held a public hearing and approved the rezoning on May 11, 2018. Furnas stated this parcel is suitable for residential development and lies within an area that the County expects to see residential development. No one spoke against the rezoning. On a motion by Howard, second by Bonebrake, the public hearing was closed at 9:09 A.M. Roll call vote: Ayes: All.

On a motion by Howard, second by Bonebrake, the Board approved an ordinance rezoning approximately 42 acres in Sweetland Township from A-1 Agricultural District to R-1 Residential District on the first of three readings. Roll call vote: Ayes: Howard, Sauer, Sorensen and Bonebrake. Mather abstained as one of the parties in this matter is his client.

On a motion by Bonebrake, second by Howard, the Board approved Resolution #06-04-18-03 Approval of the Combined Preliminary and Final Plat of Mulberry Meadows Family Farm. Roll call vote: Ayes: All.

**RESOLUTION #06-04-18-03**  
**APPROVAL OF THE COMBINED PRELIMINARY AND FINAL PLAT OF**  
**MULBERRY MEADOWS FAMILY FARM**

WHEREAS, there has been presented before the Board of Supervisors of Muscatine County, Iowa, a dedication and plat of the proposed subdivision "Mulberry Meadows Family Farm"; and

WHEREAS, said plat has heretofore been approved by the Zoning Commission of Muscatine County, Iowa; and

WHEREAS, said dedication and plat fully conform with all laws of the State of Iowa and all ordinances of Muscatine County, Iowa, applicable thereto; and

WHEREAS, the platting of said subdivision is conducive to orderly development within Muscatine County, Iowa, is not in conflict with any extensions of the established road systems of Muscatine County, Iowa, and is in harmony with the comprehensive plan of zoning now in effect within Muscatine County, Iowa.

WHEREAS, the subdivision of said real estate and the plat thereof were accepted and approved by the Muscatine County Board of Supervisors following a public meeting on June 1, 2018.

NOW, THEREFORE, be it resolved by the Board of Supervisors of Muscatine County, Iowa, as follows:

- Section 1. The said subdivision is hereby designated as “Mulberry Meadows Family Farm”, a subdivision in Muscatine County, Iowa, and that the descriptions of lots and parcels of land located therein shall be according to the number and designation thereof as set forth on said plat.
- Section 2. The Chairman of the Board of Supervisors and the First Deputy Auditor of Muscatine County, Iowa, are hereby authorized and directed to certify this Resolution in order that the same and all other matters material to said subdivision may be recorded in the Office of the Recorder of Muscatine County, Iowa.

PASSED and APPROVED this 4<sup>th</sup> day of June, 2018.

ATTEST:

/s/Leslie A. Soule  
Muscatine County Auditor

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

On a motion by Bonebrake, second by Sorensen, the Board approved Resolution #06-04-18-04 Approval of the Combined Preliminary and Final Plat of Echo-Echo Addition. Roll call vote: Ayes: All.

**RESOLUTION #06-04-18-04**  
**APPROVAL OF THE COMBINED PRELIMINARY AND FINAL PLAT OF**  
**ECHO-ECHO ADDITION**

WHEREAS, there has been presented before the Board of Supervisors of Muscatine County, Iowa, a dedication and plat of the proposed subdivision “Echo-Echo Addition”; and

WHEREAS, said plat has heretofore been approved by the Zoning Commission of Muscatine County, Iowa; and

WHEREAS, said dedication and plat fully conform with all laws of the State of Iowa and all ordinances of Muscatine County, Iowa, applicable thereto; and

WHEREAS, the platting of said subdivision is conducive to orderly development within Muscatine County, Iowa, is not in conflict with any extensions of the established road systems of Muscatine County, Iowa, and is in harmony with the comprehensive plan of zoning now in effect within Muscatine County, Iowa.

WHEREAS, the subdivision of said real estate and the plat thereof were accepted and approved by the Muscatine County Board of Supervisors following a public meeting on June 1, 2018.

NOW, THEREFORE, be it resolved by the Board of Supervisors of Muscatine County, Iowa, as follows:

- Section 1. The said subdivision is hereby designated as “Echo-Echo Addition”, a subdivision in Muscatine County, Iowa, and that the descriptions of lots and parcels of land located therein shall be according to the number and designation thereof as set forth on said plat.
- Section 2. The Chairman of the Board of Supervisors and the First Deputy Auditor of Muscatine County, Iowa, are hereby authorized and directed to certify this Resolution in order that the same and all other matters material to said subdivision may be recorded in the Office of the Recorder of Muscatine County, Iowa.

PASSED and APPROVED this 4<sup>th</sup> day of June, 2018.

ATTEST:

/s/Leslie A. Soule  
Muscatine County Auditor

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

On a motion by Sorensen, second by Mather, the Board set a public hearing for Monday, June 25, 2018 at 9:00 A.M. on a request to rezone approximately 44 acres between Burlington Road and 231<sup>st</sup> Street in Seventy-Six Township from A-1 Agricultural District to R-1 Residential District. Ayes: All.

Discussion was held regarding the possible adoption of provisions for the installation of telecommunications towers in Muscatine County. Furnas stated the Board of Adjustment heard a special use request for a cell phone tower off Elder Avenue by West Liberty. Furnas stated the Board of Adjustment tabled the request and strongly urged the Board of Supervisors to consider regulations specific to towers. Furnas stated minimum setback should be at least the height of the tower from roads, buildings and lot lines should be considered as well as utilization of existing towers where possible. Howard stated he would like to see preservation of agricultural land addressed in the regulations. Board consensus directed Furnas to take a proposal for regulations to the Zoning Commission.

Zoning Administrator Eric Furnas updated the Board on information presented at the Muscatine County Levee Outreach meeting held on January 11, 2018. Furnas requested the Board accept a Natural Valley designation for certain areas in Special Flood Hazard Areas around Nichols, IA.

Furnas stated the drainage ditch was never designed as a levee and there is no benefit to be derived by investing in an upgrade in order for it to be a certified levee. On a motion by Sorensen, second by Howard, the Chairperson was authorized to execute the acceptance of a Natural Valley designation along Hockey's Slough near Nichols, IA. Ayes: All.

County Engineer Keith White updated the Board on secondary road projects.

White presented a bid for L-(M18-3)—73-70 Pavement Markings from Vogel Traffic Services, Inc. in the amount of \$93,439.97. White stated there was a second bidder that did not supply the required performance bond. White stated Vogel Traffic Services, Inc. is the apparent low bidder so he will bring a contract before the Board for approval at a future meeting.

White stated the DNR is coming out to do a five-year inspection on Zachary Avenue on the portion considered a dam to hold water back.

White suggested that the regulations being considered for the construction of cell and Wi-Fi towers include obtaining an entrance permit from the County Engineer before proceeding with design and the other permitting.

White stated Brian Horesowsky passed his license exam. Administrative Services Director Nancy Schreiber stated the paperwork is in process to promote him to Assistant County Engineer as agreed upon when he was hired now that he has passed the exam.

On a motion by Bonebrake, second by Sorensen, minutes of the May 21, 2018 regular meeting were approved as written. Ayes: All.

#### Correspondence:

- Sorensen reported letters and calls regarding the Fair Board rejecting the West Liberty Foods offer to purchase County Fair property.
- Sauer reported a call regarding a concern about traffic control at the intersection of Zachary Avenue and 171<sup>st</sup> Street.
- Mather reported a couple of calls regarding mental health questions.
- Howard reported calls regarding parameters for hog confinements.

#### Committee Reports:

- Mather attended an Eastern Iowa Mental Health Region meeting May 21<sup>st</sup>.
- Mather attended a special Eastern Iowa Mental Health Region meeting May 22<sup>nd</sup> to consider a one-time funding request.
- Sauer and Mather attended a Bi-State Regional meeting May 23<sup>rd</sup>.
- Sauer attended an Ad Hoc Conference Board Committee meeting June 1<sup>st</sup>.
- Sorensen attended a West Liberty Economic Area Development meeting May 24<sup>th</sup>.
- Sorensen attended a Muscatine County Joint Communications Commission meeting May 31<sup>st</sup>.
- Bonebrake reported a Muscatine Solid Waste Committee meeting scheduled for May 24<sup>th</sup> was cancelled for lack of quorum.

On a motion by Sorensen, second by Bonebrake, the Board approved the hiring of Laekkon McDaniel as Corrections Sergeant at \$43,056.00 (Grade 10, Step 12) for the Jail. Ayes: All.

On a motion by Mather, second by Howard, Sauer and Sorensen were appointed to negotiate a FY18/19 salary increase with the County Engineer. Ayes: All.

On a motion by Bonebrake, second by Sorensen, the Board accepted the May 2018 payroll claims. Ayes: All.

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

On a motion by Sorensen, second by Bonebrake, the Board went into closed session at 10:18 A.M. pursuant to Chapter 21.5.1(i), Code of Iowa, for a performance evaluation. Roll call vote: Ayes: All. Information Services Director Bill Riley had requested a closed session. On a motion by Sorensen, second by Howard, the Board returned to open session at 11:59 A.M. Roll call vote: Ayes: All.

The meeting was adjourned at 11:59 A.M.

ATTEST:

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Leslie A. Soule, County Auditor

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Scott Sauer, Chairperson  
Board of Supervisors