

Muscatine County Board of Supervisors
Monday, November 8, 2021

The Muscatine County Board of Supervisors met in regular session at 9:00 A.M. with Holliday, Sauer, Sorensen and Saucedo. Mather electronically attended the meeting. Chairperson Saucedo presiding.

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

On a motion by Sorensen, second by Sauer, the Board approved 2021 Family Farm Credit Applications with one disallowed, as recommended by Delaine Clark of the Assessor's Office. Ayes: All.

The Muscatine County Board of Supervisors met as a Board of Canvassers for the city and school elections held Tuesday, November 2, 2021. The Board of Canvassers certified the following results to be a true and correct abstract of the votes cast in the elections:

CITY OF MUSCATINE

Mayor (two-year term) – there were 3406 votes cast: Brad Bark received 1834 votes, Diana L. Broderson received 1236 votes, James G. Edgmond received 258 votes, Chad T. Bishop received 76 votes and there was a scattering of 2 votes. Brad Bark was elected.

Councilmember At-Large (four-year term) – there were 3257 votes cast: Angela Lewis received 1791 votes, Kelcey Brackett received 1452 votes and there was a scattering of 14 votes. Angela Lewis was elected.

Councilmember-2nd Ward (four-year term) – there were 463 votes cast: Jeff Osborne received 189 votes, Josiah Anderson received 143 votes, Alyson Glynn received 130 votes and there was a scattering of 1 vote. Jeff Osborne was elected.

Councilmember-4th Ward (four-year term) – there were 376 votes cast: Nadine Brockert received 366 votes and there was a scattering of 10 votes. Nadine Brockert was elected.

CITY OF ATALISSA

Mayor (two-year term) – there were 48 votes cast: Angie Dickey received 45 votes and there was a scattering of 3 votes. Angie Dickey was elected.

Councilmember At-Large (four-year term-two positions) – there were 81 votes cast: Karen Rock received 39 votes and Scott Skubal received 29 votes and there was a scattering of 13 votes. Karen Rock and Scott Skubal were elected.

CITY OF BLUE GRASS

Mayor (two-year term) – there were 5 votes cast: Brad Schutte received 3 votes and James Hayes received 2 votes. Scott County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

Councilmember At-Large (four-year term-two positions) – there were 10 votes cast: Kimberly Hayes received 3 votes, Timothy E. Rhoades received 5 votes, Donna Porter received 2 votes and Mike Hermann received 0 votes. Scott County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

CITY OF CONESVILLE

Mayor (two-year term) – there were 43 votes cast: Herbert Gartzke received 19 votes, Forrest Kirk received 16 votes and there was a scattering of 8 votes. Herbert Gartzke was elected.

Councilmember At-Large (four-year term-two positions) – there were 80 votes cast: Cory Conaway received 43 votes, Kelly J. Singleton received 34 votes, and there was a scattering of 3 votes. Cory Conaway and Kelly J. Singleton were elected.

CITY OF DURANT

Mayor (two-year term) – there were 32 votes cast: Scott Spengler received 23 votes and Jamie Renee Giltner received 9 votes. Cedar County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

Councilmember At-Large (four-year term, three positions) – there were 84 votes cast: Daniel Sterner received 26 votes, Tom Daufeldt received 23 votes, Diane Quiram received 19 votes, Mendim Alimoski received 8 votes, Kenneth P. Elshoff received 5 votes, Jason W. Mier received 3 votes and there was a scattering of 0. Cedar County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

CITY OF FRUITLAND

Mayor (two-year term) – there were 132 votes cast: Marty Hills received 115 votes and there was a scattering of 17 votes. Marty Hills was elected.

Councilmember At-Large (four-year term, three positions) – there were 263 votes cast: Chris Painter received 113 votes, Jennifer Smith received 91 votes, Kirk Hogan received 26 votes, Brent Bowers received 17 votes and there was a scattering of 16 votes. Chris Painter, Jennifer Smith and Kirk Hogan were elected.

CITY OF NICHOLS

Mayor (two year term) – there were 36 votes cast: Linsey S. Reimers received 31 votes and there was a scattering of 5 votes. Linsey S. Reimers was elected.

Councilmember At-Large (two-year term, five positions) – there were 162 votes cast: Cynthia Massey received 34 votes, Russell Everett Grim received 33 votes, Jay Hora received 31 votes, John J. Hudson received 30 votes, Kelsie Lampe received 28 votes, and there was a scattering of 6 votes. Russell Everett Grim, John J. Hudson, Jay Hora, Kelsie Lampe and Cynthia Massey were elected.

CITY OF STOCKTON

Mayor (two year term) – there were 44 votes cast: Jeremiah Jonathan Davis received 38 votes, and there was a scattering of 6 votes. Jeremiah Jonathan Davis was elected.

Councilmember At-Large (four-year term, two positions) – there were 83 votes cast: Cynthia Pedersen received 37 votes, Karri Rutenbeck received 42 votes and there was a scattering of 4 votes. Cynthia Pedersen and Karri Rutenbeck were elected.

CITY OF WEST LIBERTY

Mayor (two year term) – there were 413 votes cast: Katherine McCullough received 212 votes, Robert Hartman received 123 votes, Joe Olsen received 77 votes and there was a scattering of 1 vote. Katherine McCullough was elected.

Councilmember At-Large (four-year term, two positions) – there were 771 votes cast: Dana Dominguez received 210 votes, Omar Martinez received 157 votes, Vanessa Espinoza received 150 votes, David Smith received 136 votes, Nadia Olsen received 74 votes, Ralph Remour received 38 votes and there was a scattering of 6 votes. Dana Dominguez and Omar Martinez were elected.

CITY OF WILTON

Mayor (two-year term) – there were 198 votes cast: Keith W. Stanley received 183 votes and there was a scattering of 15 votes. Muscatine County is the Control County for this election and totals from Cedar County will be added at a second canvass on November 15th to determine a winner for the Mayor and Councilmember races in the City of Wilton.

Councilmember At-Large (four-year term, two positions) – there were 371 votes cast: Steve L. Owens received 181 votes, Allen W. (Bill) Voss received 116 votes, Michael Rohwer received 68 votes and there was a scattering of 6 votes. Muscatine County is the Control County for this election and totals from Cedar County will be added at a second canvass on November 15th to determine a winner for the Mayor and Councilmember races in the City of Wilton.

COLUMBUS SCHOOL BOARD MEMBER (four-year term, three positions) – there were 101 votes cast: Andy White received 44 votes, Todd Heck received 37 votes, Carol Zuniga received 16 votes and there was a scattering of 4 votes. Louisa County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

COLUMBUS SCHOOL BOARD MEMBER - TO FILL A VACANCY (Unexpired term) – there were 46 votes cast: John D. Chaney received 29 votes, Jeannene Clark received 13 votes and there was a scattering of 4 votes. Louisa County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

DAVENPORT SCHOOL BOARD MEMBER (four-year term-three positions) – there were 62 votes cast: Bruce Potts received 17 votes, Hannah Doyle received 13 votes, James Quinn received 13 votes, Allison Beck received 8 votes, Farrah N. Powell received 6 votes, Karen Gordon received 5 votes and there was a scattering of 0 votes. Scott County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

DURANT SCHOOL BOARD MEMBER (four-year term, two positions) – there were 130 votes cast: Katy Oberlander received 65 votes, Julie Rivera received 64 votes and there was a scattering of 1 vote. Cedar County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

DURANT SCHOOL PUBLIC MEASURE DM – there were 84 votes cast. Shall the following public measure be adopted? To adopt a Revenue Purpose Statement specifying the use of revenues the Durant Community School District will receive from the State of Iowa Secure an Advanced Vision for Education Fund? There were 87 votes cast: 53 votes were cast “YES” in favor of the public measure and 31 votes were cast “NO” against the question. Public Measure DM for the Durant Community School District was adopted.

LOUISA-MUSCATINE SCHOOL BOARD MEMBER (four-year term, two positions) – there were 506 votes cast: Jeff Riggan received 156 votes, Scott Wilson received 149 votes, Jennifer Rader received 146 votes, Christine Kirk received 54 votes and there was a scattering of 1 vote. Muscatine County is the Control County for this election and totals from Louisa County will be added at a second canvass on November 15th to determine a winner.

MUSCATINE SCHOOL BOARD MEMBER (four-year term, three positions)– there were 8,475 votes cast: Lindsey Phillips received 2,522 votes, Matt Conard received 2,152 votes, Ken LaRue received 1,906 votes, Toby McCarter received 1,796 votes and there was a scattering of 99 votes. Lindsey Philips, Matt Conard and Ken LaRue were elected.

WEST LIBERTY SCHOOL BOARD MEMBER (four-year term, two positions) – there were 1,309 votes cast: Rebecca Vargas received 378, Edward A. Moreno received 351 votes, Emily Daufeldt received 296 votes, Jaime Parizek received 268 votes and there was a scattering of 16 votes. Muscatine County is the Control County for this election and totals from Cedar and Johnson Counties will be added at a second canvass on November 15th to determine a winner.

WEST LIBERTY SCHOOL PUBLIC MEASURE QD –Shall the following public measure be adopted? To approve the question of continuing to levy and impose a voter approved physical plant and equipment, property tax and income surtax? There were 692 votes cast: 457 votes were cast “YES” in favor of the public measure and 235 votes were cast “NO” against the question. Muscatine County is the Control County for this election and totals from Cedar and Johnson Counties will be added at a second canvass on November 15th to determine a winner.

WILTON SCHOOL BOARD MEMBER (four-year term, two positions) – There were 399 votes cast: Tara Oien received 206 votes, Robert Metzger received 186 votes and there was a scattering of 7 votes. Muscatine County is the Control County for this election and totals from Cedar County will be added at a second canvass on November 15th to determine a winner.

WILTON SCHOOL PUBLIC MEASURE QE –Shall the following public measure be adopted? To adopt a Revenue Purpose Statement specifying the use of revenues the Wilton Community School District will receive from the State of Iowa Secure an Advanced Vision for Education Fund? There were 233 votes cast: 185 votes were cast “YES” in favor of the public measure and 48 votes were cast “NO” against the question. Muscatine County is the Control County for this election and totals from Cedar Counties will be added at a second canvass on November 15th to determine a winner.

EASTERN IOWA COMMUNITY COLLEGE MERGED AREA IX-DIRECTOR DISTRICT 8 (four-year term, one position) – there were 116 votes cast. Mike Gauss received 17 votes and there was a scattering of 99 votes. Scott County is the Control County for this election and totals from Muscatine County are added to other counties to determine the winner.

County Auditor Tibe Vander Linden thanked the seven Sheriff Deputy Reserve Officers who volunteered their time to deliver election results to the Auditor’s office. Vander Linden stated the

2021 City-School Election Post-Election Audit will be held today, November 8 at 1:30 p.m. with Ward Four (Precinct 7 & 8) to be the precinct audited.

On a motion by Sorensen, second by Sauer, minutes of the November 1, 2021 regular meeting were approved as written. Ayes: All.

Correspondence:

All Supervisors received updates from Public Health Director Christy Roby-Williams with COVID updates.

Saucedo received an email from West Liberty Communications on the American Rescue Plan Act and the funds requested for broadband expansion. Saucedo forwarded the email to Budget Administrator Sherry Seright.

Saucedo received an email from Community Foundation Executive Director Charla Schafer stating the Grant Writer position has been filled with a start date of November 15, 2021.

Committee & Meeting Reports:

Saucedo met with Data Power Technology Group (DPT) and General Services Manager Oscar Alvarez on November 4, 2021 to discuss efficiency and ways to improve the County's geothermal energy system.

Saucedo met with Butch Naber from American Discovery Trails from Des Moines. on November 5, 2021.

Saucedo and Sorensen attended a Housing Council meeting on November 3, 2021.

Sorensen stated the Board should review the American Rescue Plan Act for potential funding for the Lower Watershed Management Authority project.

In discussion with the Board, County Attorney Jim Barry reviewed Resolution #11-08-21-01 concerning Drainage District #13 Warrant – Pump Repairs. Barry stated Drainage District #13 (DD#13) held a public meeting on October 15, 2021 with discussion regarding the Engineer's report of expenses and the stamped warrant in an amount of up to \$650,000 with a 2% fixed interest rate to fund the repairs of an existing 60" diesel pump. Barry stated a notice will be sent to DD#13 land owners in Muscatine and Louisa Counties regarding the special assessment once the details are established. Saucedo questioned if the pump motor warranty could be extended for a longer period than stated in the contract. Barry stated he will inquire about the warranty. On a motion by Sorensen, second by Sauer, the Board approved Resolution #11-08-21-01 concerning Drainage District #13 Warrant – Pump Repairs. Roll Call Vote: Ayes: All.

**RESOLUTION #11-08-21-01
CONCERNING DRAINAGE DISTRICT #13 WARRANT – PUMP REPAIRS**

WHEREAS, the Board of Supervisors of Muscatine County, Iowa has been requested by the Trustees of Drainage District #13, serving both Muscatine and Louisa Counties, to use "public funds" to fund a Warrant, in an amount of up to \$650,000.00, with said funds being used to repair an existing 60" diesel pump that has been in service since approximately the 1930's; and

WHEREAS, Muscatine County has heretofore passed an Investment Policy, as required by Iowa Code Section 12B.10, which allows for the investment of County public funds in Drainage Warrants or Improvement Certificates of a Levee or Drainage District; and

WHEREAS, the pump and Pump house in question serve to help “dewater” the Muscatine Island and it is in the best interests of the residents of Muscatine County to assure that the Drainage District #13 pump house continues to operate and avoid flooding on the Muscatine Island for the citizens, businesses, public utilities and farmers/producers; and

WHEREAS, as the public funds are intended to be used to fund a “Drainage District Warrant”, they are otherwise exempt from the requirements of Iowa Code, more specifically, pursuant to Iowa Code Section 12B.10C (3); and

WHEREAS, despite being exempt, the funds will be loaned pursuant to both the proper passage of a Resolution by the Drainage District #13 complying with the requirements of Iowa Code Section 468 and be accompanied by a “legal opinion” from the Drainage District’s counsel stating that all the requirements of the Iowa Code 468 have been met and that the Warrant is “fully enforceable”; and

WHEREAS, the contractual terms/agreement of the Drainage District Warrant and Muscatine County are contained within the body of the Warrant itself and are thereby placed into writing as is otherwise required by Iowa Code and the Muscatine County Investment Policy; and

WHEREAS, the Board of Supervisors, having considered using a “fixed interest rate” and an adjustable interest rate finds the rate fixed at 2% and repayment over the period of twenty (20) years and then from funds specifically assessed for these purposes is in the best interest of Muscatine County.

WHEREAS, as required by the Muscatine County Investment Policy, the warrant does not provide for the compensation of an agent or fiduciary based upon the investment performance.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Board of Supervisors authorizes the Muscatine Treasurer and Auditor to accept the Warrant provided by the Drainage District, so long as the legal opinion mentioned herein accompanies the Warrant.
2. That the Muscatine County Treasurer is authorized to use “public funds” to fund the requested warrant so long as all Iowa Code requirements are met as well as the additional conditions outlined herein. Once approved, the Muscatine County Auditor and Treasurer shall work to receive, pay all invoices and apply all payments as required and then in a written format.

PASSED AND APPROVED this 8th day of November, 2021.

ATTEST:

/s/Tibe Vander Linden
Muscatine County Auditor

/s/Santos Saucedo, Chair
Muscatine County Board of Supervisors

In discussion with the Board, Administrative Services Director Nancy Schreiber stated one of the requirements for the Economic Development Grant for \$3,200,000 being presented is to document that matching funds are available for the Muscatine Louisa Island Levee Project. On a motion by Sorensen, second by Sauer, the Board approved Resolution #11-08-21-02 Transferring Funds from the Debt Repayment Fund (2010) to the Muscatine Louisa Island Levee Project Fund (1506). Roll Call Vote: Ayes: All.

RESOLUTION #11-08-21-02

**TRANSFERRING FUNDS FROM THE DEBT REPAYMENT FUND (2010) TO THE
MUSCATINE LOUISA ISLAND LEVEE PROJECT FUND (1506)**

WHEREAS, it is desired to authorize the Auditor to transfer the 50% county match for the Economic Development Grant #06-79-06319 from the Debt Repayment Fund to the Muscatine Louisa Island Levee Project Fund; and

WHEREAS, said transfers must be in accordance with Section 331.429 and 331.432 of the Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Muscatine County Board of Supervisors that the Auditor is authorized to transfer \$3,200,000 from the Debt Repayment Fund to the Muscatine Louisa Island Levee Project Fund.

PASSED AND APPROVED this 8th day of November, 2021.

ATTEST:

/s/Tibe Vander Linden
Muscatine County Auditor

/s/Santos Saucedo, Chair
Muscatine County Board of Supervisors

On a motion by Sorensen, second by Holliday, the Board approved Resolution #11-08-21-03 Transferring Funds from the Historic Preservation Fund to the Capital Projects Funds. Roll Call Vote: Ayes: All.

RESOLUTION #11-08-21-03

**TRANSFERRING FUNDS FROM THE HISTORIC PRESERVATION FUND TO THE
CAPITAL PROJECTS FUND**

WHEREAS, it is desired to authorize the Auditor to transfer the FY21/22 budgeted CLG Historic Jail Remodel Design Grant match amount from the Historic Preservation Fund to the Capital Projects Fund; and

WHEREAS, said transfers must be in accordance with Section 331.429 and 331.432 of the Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Muscatine County Board of Supervisors that the Auditor is authorized to transfer \$6,400 from the Historic Preservation Fund to the Capital Projects Fund.

PASSED AND APPROVED this 8th day of November, 2021.

ATTEST:

/s/Tibe Vander Linden
Muscatine County Auditor

/s/Santos Saucedo, Chair
Muscatine County Board of Supervisors

Sorensen thanked County Attorney Jim Barry, Administrative Services Director Nancy Schreiber, Budget Administrator Sherry Seright, County Treasurer Amy Zybarth and County Auditor Tibe Vander Linden for their work and efforts on the Drainage District #13 pump repairs and the Muscatine Louisa Island Levee Project.

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

The meeting was adjourned at 9:45 A.M.

ATTEST:

Tibe Vander Linden
County Auditor

Santos Saucedo, Chairperson
Board of Supervisors