

Muscatine County Board of Supervisors
Monday, August 7, 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 Kirchner, the agenda was approved. Ayes: All.

On a motion by Sorensen, second by Kirchner, the Board approved claims dated August 7, 2023 in the amount of \$510,758.80.

Planning and Zoning Administrator Eric Furnas reviewed Resolution #08-07-23-01 Approval of waiving the 14-day appeal process for the issuance on the final construction permit for JDSD Farm, LLC confinement site. Furnas stated the draft permit for the construction of a confined animal feeding operation building(s) at 1661 Atwood Avenue in unincorporated Muscatine County is the permit that was reviewed in a public hearing on July 24, 2023. Furnas stated the draft permit has been issued by the Iowa Department of Natural Resources (DNR) with a request to waive its right to appeal the issuance of the final permit within the 14-day limit from the time of receipt of notice of the issuance of the draft permit. Furnas stated the DNR scoring has had no issues, or scoring changes and nothing new has been added to the permit. Furnas stated the waiver request has been made in order to start construction. Mather stated he is in favor of this request at this time but does not recommend this as an automatic waiver for future permits.

On a motion by Mather, second by Sorensen, the Board approved Resolution #08-07-23-01 Approval of waiving the 14-day appeal process for the issuance on the final construction permit for JDSD Farm, LLC confinement site. Roll Call Vote: Ayes: Sorensen, Mather, Sauer, Kirchner. Nay: Chick. Motion passed 4-1.

RESOLUTION #08-07-23-01
APPROVAL OF WAIVER OF MUSCATINE COUNTY'S RIGHT TO APPEAL
ISSUANCE
OF FINAL CONSTRUCTION OF CONFINED ANIMAL FEEDING OPERATION BY
THE IOWA DEPARTMENT OF NATURAL RESOURCES

WHEREAS, The Muscatine County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that JDSD Farms, LLC has been issued a draft permit for the construction of a confined animal feeding operation building(s) at 1661 Atwood Avenue in unincorporated Muscatine County; and

WHEREAS, The Muscatine Board of Supervisors reviewed the construction permit application and the manure management plan and determined that both appeared to be in compliance with the requirements of the Master Matrix, Iowa Code Section 459 and Iowa DNR rules and recommended approval of said application 07/24/2023.

NOW, THEREFORE, BE IT RESOLVED that the Muscatine County Board of Supervisors hereby:

1. Waives its right to appeal the issuance of the final permit within the fourteen (14) day limit from the time of receipt of notice of the issuance of the draft permit.
2. Encourages the Iowa DNR to issue the final permit immediately upon notification of this waiver.
3. Authorizes the Board Chairman to notify the Iowa DNR of this waiver.

PASSED AND APPROVED this 7th day of August, 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 the minutes of the July 31, 2023, regular meeting. Ayes: All.

Correspondence.

All Supervisors received an email from Iowa DNR Air Quality Bureau regarding a public notice, draft Prevention of Significant Deterioration (PSD) permit, Technical Support Document, regarding the proposed amended PSD permit for the Iowa Fertilizer Company.

Committee & Meeting Reports:

Sorensen, Sauer and Kirchner attended the Farm Bureau steak dinner on August 1, 2023.

Kirchner attended a Housing Council meeting on August 2, 2023.

Mather stated the Chairperson for the Decategorization Board has resigned.

County Attorney Jim Barry reviewed the request to authorize the Chair to sign an agreement with Karpel Solutions case management system. Barry stated the new system will replace ProLaw case management system. Barry stated the Karpel Solutions system has been budgeted for. On a motion by Sorensen, second by Kirchner, the Board authorized the Chair to sign an agreement with Karpel Solutions for the County Attorney software update project. Ayes: All.

On a motion by Sorensen, second by Kirchner the Board approved a revised class specification and grade recommendation for the Muscatine County Community Services Trust Worker – Service Management Specialist position of the current incumbent on the minimum salary step for Grade 12. Ayes: All.

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

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

The meeting was adjourned at 9:17 A.M.

ATTEST:

Tibe Vander Linden
County Auditor

Scott Sauer, Chairperson
Board of Supervisors