

Muscatine County Board of Supervisors  
Monday, June 14, 2021

The Muscatine County Board of Supervisors met in regular session at 9:00 A.M. with Holliday, Mather, Sauer, Saucedo and Sorensen present. 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, claims dated June 14, 2021 were approved in the amount of \$537, 079.44. Ayes: All.

The Board reviewed a variance granted by the Muscatine County Board of Adjustment on Friday, June 4, 2021. Case #21-06-02 is an application filed by Richard Kaalberg, 1440 Jasper Circle, Sun Prairie, WI and LeAnn Smith, 113 East Street, Wilton. This property is located in Wapsie Township, in the SE ¼ of Sec. 18-T78N-R3W, Parcel A, 1689 130<sup>th</sup> Street, containing approximately 22.97 acres and is zoned A-1 Agricultural District. In a memo to the Board of Supervisors, Planning and Zoning Administrator Eric Furnas stated this request involves an old farmstead where the existing farmhouse and some detached buildings are being split off from the contiguous farm ground and some grain bins in according with the terms of a trust declaration. Furnas stated the property owner had declared in his trust, that upon his death, the house and some outbuildings would be split off and sold, while the bins and remaining farmland was left to another party. Furnas stated in order to split off the house and outbuildings from the bins and farmland, a new lot must be created and the proposed property line will run between an existing barn (to remain on the new lot with the house) and some grain bins that will stay with the farmland. Furnas stated the barn and bins are very close together and the zoning required five-foot setback cannot be enforced. Furnas stated the Board of Adjustment granted the variance on condition of establishing an easement in the area between the bins and the barn (to address maintenance for those structures). County Attorney Jim Barry, in an email to the Board of Supervisors, stated his concern for setting a precedence of deviating from a county ordinance to enable adoption of someone's wishes upon his/her death. Barry also recommended adding wording to the variance that if the barn is torn down or otherwise damaged, a replacement would be required to be placed in accordance with the ordinance set-back of five feet. On a motion by Sorensen, second by Mather, the Board remanded the variance back to the Board of Adjustment to include wording that if the barn is torn down or otherwise damaged, a replacement must meet the ordinance required set-back. Ayes: All.

On a motion by Sorensen, second by Holliday, the Board approved the following utility permit: Liberty Communications, West Liberty, IA – direct bury 12-strand fiber optic cable in the shoulder of the road and dig up 70' of existing fiber to repair damage from ditch burning on Holly Ave. Ayes: All.

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

Discussion was held with White regarding data collected during on-going ditch cleaning by the County road crew. Saucedo requested a report in early fall including total dollars spent on tipping fees for disposal, total man-hours spent and an indication of any particularly troubled areas.

On a motion by Sorensen, second by Sauer, minutes of the June 7, 2021 regular meeting were approved as written. Ayes: All.

Correspondence:

All Board members received an email regarding COVID-19 updates from Unity Public Health Director Christy Roby-Williams.

All Board members received an email from Don Briggs regarding the ATV-UTV ordinance.

All Board members received an email referencing Keokuk Ave.

All Board members received an email from Mike Nolan with a Jail site report.

Mather reported a contact from a citizen regarding G-28 traffic.

Saucedo reported an email regarding the League of Women Voters' upcoming meeting at the Discovery Park Shelter on June 22, 2021 at 6:30 p.m. The topic is Human Trafficking.

Holliday reported a contact from Jim Meredith who is interested in serving as a Township Trustee.

Saucedo reported correspondence regarding the landfill 28E agreement.

Sorensen reported contact with the Sheriff and Jail staff about releasing/reintroducing inmates with appropriate referral to mental health services and/or a limited supply of (3-days) mental health related drugs.

Committee Reports and Meetings:

Holliday attended a Muscatine County Fair Harness Racing Event which also featured a dinner and the local band, Lefty and the Spinners on Saturday, June 5, 2021.

Mather attended the 7<sup>th</sup> Judicial District Department of Correctional Services Board meeting on June 11, 2021.

Saucedo attended a meeting with area representatives from a City, a School, and MCC President Naomi Winter regarding the American Rescue Plan Act on June 7, 2021.

Saucedo attended a meeting hosting Iowa US Congressional Representative Marianne Miller-Meeks on June 7, 2021.

On a motion by Sorensen, second by Mather, the Board authorized the Chair to execute a FY21/22 Iowa Byrne Justice Assistance Grant (JAG) Program contract in the amount of \$45,333.00. Ayes: All.

On a motion by Sorensen, second by Sauer, the Board approved Resolution #06-14-21-01 Transferring Funds in the amount of \$100,000 from the County Attorney Fine Collections Fund to the General Basic Fund. Roll call vote: Ayes: All.

**RESOLUTION #06-14-21-01  
TRANSFERRING FUNDS FROM THE COUNTY ATTORNEY FINE COLLECTION  
FUND TO THE GENERAL BASIC FUND**

WHEREAS, the Muscatine County Attorney desires to transfer funds determined to be in excess of the amount necessary for use by the County Attorney's Office from the County Attorney Fine Collection Fund to the General Basic Fund; and

WHEREAS, it is desired to authorize the Auditor to transfer those funds from the County Attorney Fine Collection Fund to the General Basic 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 \$100,000 from the County Attorney Fine Collection Fund to the General Basic Fund.

PASSED AND APPROVED this 14th day of June, 2021.

ATTEST :

/s/Susan J. O'Donnell  
Second Deputy Auditor

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

The meeting was adjourned at 9:37 A.M.

ATTEST:

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Betty L. Wamback  
First Deputy Auditor

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Santos Saucedo, Chairperson  
Board of Supervisors