

Muscatine County Board of Supervisors  
Monday, February 25, 2019

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

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

On a motion by Sauer, second by Sorensen, claims dated February 25, 2019 were approved in the amount of \$347,183.58. Ayes: All.

A Public Hearing was called to order by Chairperson Mather at 9:01 A.M. on proposed amendments to the FY18/19 Muscatine County Budget. No one spoke for or against the proposed budget amendments. Budget Administrator Sherry Seright reviewed the proposed amendments with the Board. On a motion by Sorensen, second by Sauer, the public hearing was closed at 9:04 A.M. Roll call vote: Ayes: All.

On a motion by Sorensen, second by Sauer, the Board approved Resolution #02-25-19-01 Amending the Fiscal Year 2018-19 Budget. Roll call vote: Ayes: All.

**RESOLUTION # 02-25-19-01  
AMENDING THE FISCAL YEAR 2018/19 BUDGET**

WHEREAS, the Board of Supervisors has held a Public Hearing pursuant to Chapter 331, Code of Iowa, to amend the Fiscal Year 2018/19 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 2018/19 budget; and

WHEREAS, the amendment does not increase the taxes to be collected in the Fiscal Year ending June 30, 2019;

THEREFORE, BE IT HEREBY RESOLVED that the following service area expenditures and revenues of the Fiscal Year 2018/19 County Budget be amended:

PUBLIC SAFETY & LEGAL SERVICES expenditures increased by	\$175,950
PHYSICAL HLTH & SOCIAL SERVICES expenditures increased by	\$41,136
MENTAL HEALTH expenditures increased by	\$0
COUNTY ENVIRONMENT expenditures increased by	\$65,125
ROADS & TRANSPORTATION expenditures increased by	\$0
GOV'T SERVICES TO RESIDENTS expenditures increased by	\$0
ADMINISTRATION expenditures increased by	\$75,850
NONPROGRAM expenditures increased by	\$0

CAPITAL PROJECTS expenditures increased by	\$0
DEBT SERVICE expenditures increased by	\$0
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	\$358,061

INTERGOVERNMENTAL revenues increased by	\$13,945
CHARGES FOR SERVICES revenues increased by	\$0
LICENSES & PERMITS revenues increased by	\$0
USE OF MONEY & PROPERTY revenues increased by	\$350,000
MISCELLANEOUS revenues increased by	\$272,309
PROCEEDS OF FIXED ASSET SALES increased by	\$0
LONG TERM DEBT PROCEEDS increased by	\$0
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	\$636,254

PASSED AND APPROVED this 25th day of February, 2019.

ATTEST:

/s/Leslie A. Soule  
Muscatine County Auditor

/s/Nathan Mather, Chairperson  
Muscatine County Board of Supervisors

On a motion by Sorensen, second by Sauer, the Board approved Resolution #02-25-19-02 FY18-19 Budget Appropriations. Roll call vote: Ayes: All.

**RESOLUTION # 02-25-19-02  
FY 2018/19 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 2018/19: and

WHEREAS, the amendment does not increase the taxes to be collected in the Fiscal Year ending June 30, 2019: 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	0
03	Treasurer	0
04	Attorney	0
05	Sheriff	25,950
06	Jail	150,000
07	Recorder	0
20	Engineer	0
22	Conservation Board	0
24	DHS	0
25	Community Services	0

28	Medical Examiner	0
30	Court Services	0
31	Board of Health	41,136
51	General Services	71,235
52	Information Services	4,615
53	Zoning	65,125
60	Mental Health Administration	0
99	Nondepartmental	0
00	Nonprogram	0

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\$358,061

It is further resolved that all appropriations made pursuant to this RESOLUTION lapse at the close of business on June 30, 2019.

Passed and approved this 25th day of February, 2019.

ATTEST:

/s/Leslie A. Soule, County Auditor  
Muscatine County Auditor

/s/Nathan Mather, Chairperson  
Muscatine County Board of Supervisors

Discussion was held with County Auditor Leslie Soule regarding a proposed resolution to petition the governor and legislature of Iowa to revise Iowa Code §53.17(2) pertaining to absentee ballots. Soule stated the resolution asks for Iowa Code §53.17(2) to be changed to read that in order to count absentee ballots, they must be received before the close of polls on election day. Soule stated since the post office does not always postmark the absentee ballots, some received after election day, but timely postmarked, are counted while others with no postmark are disqualified. Soule stated for the 2018 General Election, Muscatine County had six absentee ballots with no postmark that were not counted while 74 others with a timely postmark were counted. Soule stated the situation may create unfair treatment of voters whose absentee ballots are disqualified through no fault of their own, but that if a sure count deadline had been in place for the 2018 General, the 74 ballots that were timely postmarked would not have counted. Soule stated this change would not apply to overseas and military UOCAVA voters who fall under Iowa Code §53.37. Sorensen stated he is hesitant to approve something that makes it more restrictive. Sauer stated if you just follow the law, there is no problem. Soule stated she has never had any criticism of how ballots were counted in Muscatine County as she always follows the law. On a motion by Sorensen, second by Sauer, the resolution was tabled indefinitely. Ayes: All.

On a motion by Sorensen, second by Holliday, the Board approved 15 special event permits for events to be held in 2019 on May 17<sup>th</sup>, May 31<sup>st</sup>, June 14<sup>th</sup>, June 28<sup>th</sup>, July 12<sup>th</sup>, July 26<sup>th</sup>, August 3<sup>rd</sup>, August 9<sup>th</sup>, August 23<sup>rd</sup>, September 6<sup>th</sup>, September 20<sup>th</sup>, September 21<sup>st</sup>, September 22<sup>nd</sup>, September 28<sup>th</sup> and October 5<sup>th</sup> at Ardon Creek Vineyard and Winery as requested by Mike Furlong. Ayes: All.

Discussion was held with Edward Askew regarding questions he had about spring gravel road maintenance. Askew asked if based on the information that has been presented, the Board would vote to stop using slag in perpetuity as an open aggregate in any application. Mather stated the Board has suspended the use of slag pending results of further testing so there is no reason to act until the county has further information from that testing. Askew stated he is finishing his presentation for the slag committee and his report will be on his webpage after the public meeting being held tomorrow night. Sauer asked if Askew's report will include the number of statewide illnesses and death caused from use of slag. Askew stated he does not have that data. Askew stated there are two concerns, the legacy which is what is on the road and what will be placed on the road in the future. Mather stated in his conversations with the state toxicologist, their only concern was from children exhibiting pica behavior. Saucedo stated the Board already said they will not use slag until they get the results of the testing, so the Board needs to wait to make any final decision.

County Engineer Keith White updated the Board on secondary road projects. White stated he attended a meeting with representatives of Lutheran Living, Assistant County Engineer Dennis Michael and Supervisor Holliday regarding Lutheran Living's concerns on G28 construction impacting business. White stated Lutheran Living's position is that they need to be able to go east out of their facility 24/7. White stated he plans to keep half the road open all the way up to staging, then closing for a minimum of three days going east during paving. White stated they could put an access road in for Lutheran Living, but that would cost approximately \$200,000. White stated Lutheran Living stated they may not want to have any construction done on that section of road in front of Lutheran Living.

Community Services Director Kathie Anderson-Noel updated the Board on Community Services departmental activity. Anderson-Noel stated as of the end of January, year-to-date Mental Health expenditures are \$836,006 which is 49.48% of the total budget. Anderson-Noel stated the Region is working on its budget and is aware that Muscatine County does not intend to make a transfer to the Region during FY19-20. Mather stated he believes the County is being penalized by the way the Region is calculating the County's share of the Region's fund balance. Mather asked Anderson-Noel to look at the other calculation options to see which one is the least harmful to Muscatine County. Anderson-Noel stated there were 14 Mental Health commitments in January. Anderson-Noel stated 35 telehealth evaluations were performed in the emergency department in December.

On a motion by Sorensen, second by Saucedo, minutes of the February 18, 2019 regular meeting were approved as written. Ayes: All.

#### Correspondence:

Saucedo reported a contact asking when road crews start filling potholes. County Engineer Keith White stated they will begin filling potholes when weather improves, but residents can contact the Engineer's office to report potholes.

Sauer reported a contact regarding road conditions on 181<sup>st</sup>.

Holliday met with representatives of Lutheran Living regarding the upcoming G28 paving project.

Committee Reports:

- Holiday attended a Wilton Development Corporation meeting February 20<sup>th</sup>.
- Holiday attended a Muscatine County Fair Board meeting February 21<sup>st</sup>.
- Sauer attended a Muscatine County Conservation Board meeting February 18<sup>th</sup>.
- Sauer attended a Riverbend Transit Board meeting February 20<sup>th</sup>.
- Mather attended a Muscatine County Veterans Affairs Commission meeting February 19<sup>th</sup>.
- Sorensen attended a Regional Workforce Board meeting February 12<sup>th</sup>.
- Sorensen attended an E911 and Emergency Management Commission FY19-20 Budget Public Hearings February 21<sup>st</sup>.

Discussion was held regarding possible amendments to the July 1, 2018 through June 30, 2021 agreement regarding the Muscatine County Sheriff's Office Deputy Sheriffs Unit between Muscatine County and Teamsters Local Union #238. Schreiber stated the way the contract was being interpreted caused an issue with how employees were being paid for holidays. Schreiber stated the County came to an agreement with the Union to change the language in the contract as follows: If the employee is scheduled to work on a holiday and takes vacation, 8 hours of vacation will be removed from their accrued vacation balance, but if the employee works the holiday, they will get paid for the holiday and 8 hours will be added to their accrued vacation balance. Mather stated there is still an issue with how an employee accrues vacation when they are not scheduled to work on a holiday which will be addressed for the next contract in 2021. On a motion by Sorensen, second by Saucedo, the Board approved a letter of agreement between Muscatine County and Teamsters Local Union #238 regarding amendments to the current Deputy Sheriffs' agreement. Ayes: All.

The Board reviewed health/dental fund balance as of January 31, 2019.

The Board recessed at 10:42 A.M. and reconvened at 10:53 A.M.

On a motion by Saucedo, second by Sauer, the Board went into closed session at 10:53 A.M. pursuant to Chapter 21.5.1(i), Code of Iowa, for a performance evaluation. Roll call vote: Ayes: All. Community Services Director Kathie Anderson-Noel had requested a closed session. On a motion by Sorensen, second by Sauer, the Board returned to open session at 12:17 P.M. Roll call vote: Ayes: All.

The meeting was adjourned at 12:17 P.M.

ATTEST:

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Leslie A. Soule, County Auditor

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Nathan Mather, Chairperson  
Board of Supervisors