

Muscatine County Board of Supervisors  
Monday, March 30, 2020

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

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

Discussion was held with Mike Nolan, Horizon Architecture, regarding change order COR#11 for the Muscatine County Maintenance Facility Project. Nolan stated the change order is needed to upgrade the fire alarm system. On a motion by Mather, second by Sauer, the Board approved COR#11 Upgrade Fire Alarm System in the amount of \$8,206.28. Ayes: All.

Discussion was held with Mike Nolan, Horizon Architecture, regarding Scope and Fee Proposal – Revision #1 to bring the existing hot water system into compliance at the Muscatine County Jail. Nolan stated the revision was needed for design services to modify and upgrade the existing system because it is not providing enough hot water at the Jail. On a motion by Sauer, second by Mather, the Board accepted a Scope and Fee Proposal-Revision #1 from Axiom Consultants in the amount of \$8,000 to bring the existing hot water system into compliance at the Muscatine County Jail. Ayes: Sauer, Sorensen, Mather and Saucedo. Holliday’s vote could not be heard.

On a motion by Mather, second by Sauer, the Board approved Resolution #03-30-20-01 Resolution to Vacate Unused Secondary Road Right-Of-Way Adjacent to Echo Avenue in Cedar Township and Iron City Avenue in Goshen Township. Roll call vote: Ayes: Sauer, Sorensen, Mather and Saucedo. Holliday’s vote could not be heard.

**RESOLUTION #03-30-20-01**  
**RESOLUTION TO VACATE UNUSED SECONDARY ROAD RIGHT-OF-WAY**  
**ADJACENT TO ECHO AVENUE IN CEDAR TOWNSHIP**  
**AND ADJACENT TO IRON CITY AVENUE IN GOSHEN TOWNSHIP**

WHEREAS, the Muscatine County Board of Supervisors recognizes that certain road right-of-way easements are no longer used for Secondary Roads purposes; and

WHEREAS, Section 306.10 of the Code of Iowa provides that the agency which has control and jurisdiction over a highway system, shall have power, on its own motion, to alter or vacate and close any such highway: and

WHEREAS, Section 306.11 of the Code of Iowa provides that a hearing is not required if the proposed vacation is of part of a road right-of-way held by easement and will not change the existing traveled portion of the road or deny access to the road by adjoining landowners; and

WHEREAS, the following described sections of road right-of-way are no longer used or needed:

A. ADJACENT TO ECHO AVENUE

A portion of existing roadway easement, originally established Fredonia to Deming Ferry Road, recorded in Establishment Record Book "PB", Page 89, in the Office of the Muscatine County Engineer, 50 feet wide over a parcel of land located in part of Government Lot 5 of Section 15 and part of the Southwest Quarter of the Northwest Quarter of Section 14, all in Township 76 North, Range 4 West, of the 5th Principal Meridian, Muscatine County, Iowa, the centerline of which is described as follows:

Commencing at a 5/8"Ø rebar with orange cap, LS No. 15749 found in the centerline of Echo Avenue at the West Quarter Corner of Section 14, Township 76 North, Range 4 West, of the 5th Principal Meridian, Muscatine County, Iowa; thence North 0°28'30" East along the centerline of the originally established Fredonia to Deming Ferry Road, recorded in Establishment Record Book "PB", Page 89, in the Office of the Muscatine County Engineer and basis of bearings for this survey being the Iowa Regional Coordinate System, Zone 14 Burlington, a distance of 407.43 feet to a point on the northerly right of way line of Echo Avenue and Point of Beginning; thence North 0°28'30" East along said centerline, 241.11 feet to a 1/2" square iron pin found; thence North 67°58'30" East 344.23 feet to a point on the northerly right of way line of Echo Avenue. The side lines of said 50 foot easement to be extended or shortened to meet at angle points and to terminate at the existing or additional northerly right of way line of Echo Avenue.

Said easement contains 0.67 acres, more or less, and is subject to all easements and other restrictions of record.

**B. ADJACENT TO IRON CITY AVENUE**

A portion of existing roadway easement, originally established Angel Road (now known as Iron City Avenue), recorded in Establishment Record Book "A", Page 155, in the Office of the Muscatine County Engineer, 66 feet wide over a parcel of land located in part of the Northwest Quarter of Section 21, Township 78 North, Range 3 West, of the 5th Principal Meridian, Muscatine County, Iowa, the centerline of which is described as follows:

Commencing at a 5/8"Ø rebar with light blue cap, LS No. 23526 found in the centerline of Iron City Avenue at the Southwest Corner of the Northeast Quarter of the Northwest Quarter of Section 21, Township 78 North, Range 3 West, of the 5th Principal Meridian, Muscatine County, Iowa; thence North 0°38'53" East along the west line of said Northeast Quarter of the Northwest Quarter of Section 21 and centerline of the originally established Angel Road (now known as Iron City Avenue), recorded in Establishment Record Book "A", Page 155, in the Office of the Muscatine County Engineer and basis of bearings for this survey being the Iowa Regional Coordinate System, Zone 14 Burlington, a distance of 898.93 feet to a point on the northerly right of way line of the newly relocated Iron City Avenue, also the thread of Goshen Ditch, and Point of Beginning; thence continuing along said west line and centerline, 392.13 feet to a point on the south right of way line of 130th Street. The side lines of said 66 foot easement to be extended or shortened to meet at angle points and to terminate at the thread of Goshen Ditch or south right of way line of 130th Street.

Said easement contains 0.59 acres, more or less, and is subject to all easements and other restrictions of record.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Muscatine County, Iowa, that the above described sections of road be ordered vacated and closed.

PASSED AND APPROVED this 30<sup>th</sup> day of March, 2020.

ATTEST:

/s/Leslie A. Soule

Muscatine County Auditor

/s/Jeff Sorensen, Chairperson

Muscatine County Board of Supervisors

County Engineer Keith White reviewed the Five - Year Secondary Roads Construction Program and FY2021 Secondary Roads Budget. Mather asked if SWAP funds could be lost if there is a change in the transportation council. White stated SWAP funds would not be lost, but the way they are used could be changed from 100% back to 80%. White reviewed the projects currently in the Muscatine County Five -Year program. White explained the program for FY2021 will include a PCC overlay on Moscow Road, a PCC overlay/culvert replacement on 171<sup>st</sup> Street, a culvert elimination and road regrade on Iron City Avenue, sub drain and culvert repairs on old Hwy 927, bridge replacements on Douglas Avenue, 60<sup>th</sup> Avenue and York Avenue, and various culvert replacement projects. White continued with an explanation of roads and bridges on the Five - Year plan for FY2022-FY2025. White advised the Board that there are 12 bridges with very low traffic count that are five years of life or less so they are not going to meet the guidelines for SWAP funds and will have to be paid out of local funds.

On a motion by Mather, second by Sauer, the Board approved the Muscatine DOT FY2021 Five - Year Secondary Roads Construction Program and Secondary Roads Budget for submission to the Iowa Department of Transportation. Ayes: All.

On a motion by Mather, second by Sauer, minutes of the March 23, 2020 regular meeting were approved as written. Ayes: All.

Correspondence:

Sorensen and Saucedo reported a contact from Edward Askew requesting information regarding Secondary Roads Five-Year Program and Budget.

Saucedo reported an email from Greater Iowa City Homebuilders Association regarding the need to continue building during the pandemic.

Saucedo reported a contact from Senator Mark Lofgren regarding Iowa Economic Development relief grants available to small businesses.

Mather reported communication from Christy Roby-Williams inquiring about the possibility of the Board issuing a shelter-in-place order for Muscatine County. Mather stated the County Attorney advised him the Board does not have the authority to order shelter-in-place for the County.

Committee Reports:

Saucedo attended a West Liberty Economic Area Development meeting electronically March 26<sup>th</sup>.

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

Emergency Manager Brian Wright updated the Board on flooding issues and COVID-19.

On a motion by Mather, second by Sauer, the Chairperson was authorized to sign an amended Mississippi Valley Workforce Area Chief Elected Official Shared Liability Agreement. Ayes: All.

The Board reviewed applications from Thomas Harper and Janelle Spies for a vacancy on the Muscatine County Zoning Board of Adjustment. Administrative Services Director Nancy Schreiber stated either a male or female can be appointed to this Board.

The Board reviewed applications from Joseph Iliff, Lisa Johnson and Jon Woods for a vacancy on the Muscatine County Veterans Affairs Commission. Administrative Services Director Nancy Schreiber stated due to the makeup of this Commission, preference needs to be given to a female applicant.

On a motion by Sorensen, second by Mather, the Board accepted the March 2020 payroll claims. Ayes: All.

Administrative Services Director Nancy Schreiber provided a COVID-19 update stating the Administration Building remains locked with restricted access and it seems to be working well.

The meeting was adjourned at 10:04 A.M.

ATTEST:

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Leslie A. Soule, County Auditor

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Jeff Sorensen, Chairperson  
Board of Supervisors