

Muscatine County Board of Supervisors  
Monday, February 27, 2017

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

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

On a motion by Howard, second by Sauer, claims dated February 27, 2017 were approved in the amount of \$272,760.65. Ayes: All.

A Public Hearing was called to order by Chairperson Sorensen at 9:02 A.M. on the proposed Fiscal Year 2017/18 Muscatine County Budget. Sorensen summarized Board action taken on the Mental Health levy at the last meeting, stating the County's General Supplemental levy is up twenty cents per thousand, the Mental Health levy is down fourteen cents and the Debt Service levy is down twelve cents which decreases the net urban levy by six cents per thousand. Sorensen stated the Board chose to reduce the Mental Health levy to send a message to the State of Iowa to fix Mental Health funding problems so Muscatine County's tax dollars are not being sent to Scott County to support their constituents. No one spoke for or against the proposed budget. On a motion by Howard, second by Bonebrake, the public hearing was closed at 9:03 A.M. Roll call vote: Ayes: All.

On a motion by Sauer, second by Bonebrake, the Board approved Resolution #02-27-17-01 Approving Fiscal Year 17/18 Elected Officials Salaries. Roll call vote: Ayes: All.

On a motion by Howard, second by Sauer, the Board approved Resolution #02-27-17-02 Adopting the Fiscal Year 2017/18 County Budget. Roll call vote: Ayes: All.

A Public Hearing was called to order by Chairperson Sorensen at 9:05 A.M. on a request from Christian Life of Muscatine Church, by Pastor Steven Brown, to rezone approximately 1.16 acres of property located at 2921 Hwy 22 in Sweetland Township from C-1 Commercial District to R-1 Residential District. Planning and Zoning Administrator Eric Furnas stated the Zoning Commission voted unanimously to recommend the Board of Supervisors approve the zoning change request. Furnas stated when the Church purchased the property they were unaware commercial zoning does not allow for the operation of a church. Furnas stated rezoning would help cleanup spot zoning in the area and would be in harmony with the residential zoning surrounding this parcel. No one spoke against the rezoning. On a motion by Mather, second by Bonebrake, the public hearing was closed at 9:10 A.M. Roll call vote: Ayes: All.

On a motion by Bonebrake, second by Mather, the Board approved an ordinance rezoning approximately 1.16 acres of property located in Sweetland Township from C-1 Commercial District to R-1 Residential District on the first of three readings. Roll call vote: Ayes: All.

Shelly Maharry gave a presentation updating the Board on the Friends of the Old Barn financial status and possible uses for the Old Barn. Maharry stated uses for the Old Barn could include a concert venue; a party or meeting rental space; and community and educational activities.

On a motion by Howard, second by Bonebrake, minutes of the February 20, 2017 regular meeting were approved as written. Ayes: All.

Correspondence:

Sauer, Sorenson, Mather and Howard reported contacts regarding Friends of the Old Barn.

Committee Reports:

Howard attended a Muscatine County Veterans Affairs Commission meeting February 21<sup>st</sup>.

Sorenson attended a Greater Muscatine Chamber of Commerce and Industry meeting February 24<sup>th</sup>.

Sauer attended a Muscatine County Conservation Board meeting February 20<sup>th</sup>.

Sorensen attended a meeting with Senator Joni Ernst at Carver Pump February 23<sup>rd</sup>.

On a motion by Howard, second by Sauer, the Board accepted the January 26, 2017 Special and February 2017 payroll claims. Ayes: All.

The Board reviewed the health/dental fund balance as of January 31, 2017.

The meeting was adjourned at 10:21 A.M.

ATTEST:

---

Leslie A. Soule, County Auditor

---

Jeff Sorensen, Chairperson  
Board of Supervisors

Muscatine County Board of Supervisors  
Monday, March 6, 2017

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

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

On a motion by Howard, second by Bonebrake, the Board waived the requirement for three readings and approved Ordinance #03-06-17-01 Rezoning Certain Real Property in Sweetland Township from C-1 Commercial Zoning Classification to R-1 Residential Zoning Classification on the second and final reading. Roll call vote: Ayes: All.

On a motion by Mather, second by Sauer, the Board approved Resolution #03-06-17-01 Granting a 90-day Extension for Filing the Final Plat of the Replat of Lot 3 of Goddard's Rolling Oak Hill's Subdivision – Phase Two. Roll call vote: Ayes: All.

On a motion by Howard, second by Bonebrake, the Board set a public hearing for Monday, March 27, 2017 at 9:00 A.M. on a confinement feeding operation construction permit application from David Kundel. Ayes: All.

A public hearing was called to order by Chairperson Sorensen at 9:06 A.M. on the proposed vacation and closure of the following sections of unimproved streets and alleys in unincorporated portions of Muscatine County, Iowa:

**Moscow**

Dedicated Parcels intended to be Vacated and Conveyed to Adjoining Property Owners in the Unincorporated Town of Moscow:

**(1J)** All that portion of the platted 20 foot wide east-west alley lying between Lots 5 and 6 of Block 5 of the Original Town of Moscow, IA all in accordance with the recorded plat thereof.

**Fairport**

Dedicated Parcels intended to be Vacated and Conveyed to Adjoining Property Owners in the Unincorporated Town of Fairport:

**(2J)** All that portion of the easterly ½ of the platted right of way of Adams Street lying westerly of and adjacent to Lot 1, of Block 10 of the Original Town of Fairport, IA, being bound on the north by the centerline of the platted alley through said Block 10 and on the

south by the northerly right of way line of Pearl Street, inclusive, in the Original Town of Fairport, IA, all in accordance with the recorded plat thereof.

**Montpelier**

Dedicated Parcels intended to be Vacated and Conveyed to Adjoining Property Owners in the Unincorporated Original Town of Montpelier:

**(2K)** All that part of the platted and dedicated alley lying along the northerly line of Block 5 of the Original Town of Montpelier, IA, lying east of Lot 7 of said Block 5, in accordance with the recorded plat thereof.

**(3K)** All that part of the platted and dedicated alley lying along the northerly line of Block 6 of the Original Town of Montpelier, IA, lying east of Lot 8 of said Block 6, in accordance with the recorded plat thereof.

**(4K)** All that part of the platted Scott Street lying northerly of the north line of 3<sup>rd</sup> Street in Block 5 of the Original Town of Montpelier, IA, in accordance with the recorded plat thereof.

**Cranston**

Dedicated Parcels intended to be Vacated and Conveyed to Adjoining Property Owners in the Unincorporated Original Town of Cranston:

**(8K)** All that part of the platted and dedicated alley lying along the easterly line of Lots 4 through 6 of Block 1 of the Original Town of Cranston, IA, in accordance with the recorded plat thereof.

**West Liberty/Wapsinonoc Township**

Dedicated right of Way Parcels intended to be Vacated and Conveyed to Adjoining Property Owners in the Unincorporated Portion of Wapsinonoc Township Adjacent to the Town of West Liberty:

**(1K)** All that portion of the 20 foot wide platted alley lying between Lot no. 2 and Lot no. 7 of the Plat of Survey for Amos Walton, Recorded in Plat Book 1, at Page 109 of the Records of the Muscatine County Recorder.

AND ALSO:

All that portion of the platted alley lying within and along the west line of Lot no. 2 and providing access to Lot no. 1 of said Plat of Survey for Amos Walton, in accordance with the recorded plat thereof.

AND ALSO:

That platted 10 foot wide Street Easement located within and along the North Line of said Lot no. 7 of said Plat of Survey for Amos Walton, in accordance with the recorded plat thereof.

**(5K)** All that portion of unimproved "C" Street lying between Block 19 and Block 20 of Oak Park Addition to the City of West Liberty, IA, in accordance with the recorded plat thereof.

**(6K)** All the platted alley lying westerly of and adjacent to Block 19 of Oak Park Addition to the City of West Liberty, IA, in accordance with the recorded plat thereof.

**Stockton/Fulton Township**

Dedicated Right of Way Parcels intended to be Vacated and Conveyed to Adjoining Property Owners in the Unincorporated Portion of Fulton Township Adjacent to Stockton 1<sup>st</sup> Addition to the Town of Stockton:

**(10K)** All that part of the platted Fejervary Street lying along the southerly line of Blocks 22 and 23 of Stockton 1<sup>st</sup> Addition, lying easterly of the easterly right of way of Vine Street and westerly of the westerly right of way of Minnesota Street, in accordance with the recorded plat thereof.

**(11K)** All that part of the platted Iowa Street lying along and between Blocks 22 and 23 of Stockton 1<sup>st</sup> Addition, lying southerly of the southerly right of way of Center Street and terminating at the southerly line of said Blocks 22 and 23, in accordance with the recorded plat thereof.

**(12K)** All that part of the platted alley within Block 22 and 23 of Stockton 1<sup>st</sup> Addition, lying easterly of the easterly right of way of Vine Street and westerly of the westerly right of way of Minnesota Street, in accordance with the recorded plat thereof.

**(13K)** All that part of the platted Minnesota Street lying along and between Blocks 35 and 36 of Stockton 1<sup>st</sup> Addition, lying southerly of the southerly right of way of Fejervary Street and terminating at the southerly line of said Blocks 35 and 36, in accordance with the recorded plat thereof.

**(14K)** All that part of the platted Wisconsin Street lying along and between Blocks 34 and 35 of Stockton 1<sup>st</sup> Addition, lying southerly of the southerly right of way of Fejervary

Street and terminating at the southerly line of said Blocks 34 and 35, in accordance with the recorded plat thereof.

**Wapsinonoc Township**

Existing Road rights of way acquired by easement – no disposition necessary:

**(5J)** All that portion of Birkett Avenue which lies southerly of the south right of way line of 100 Street (the Cedar Muscatine Road) and westerly of a point on the westerly line of that portion of Birkett Avenue which point is described as being 33 feet west of the NE Corner of the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 4, T78N, R4W of the 5<sup>th</sup> P.M. Muscatine County, IA. (0.77 miles)

**(6J)** All that portion of Birkett Avenue which lies southerly of a point on the centerline of said Birkett Avenue which is 432.65 feet southerly of the Northwest corner of Section 16, T78N, R4W of the 5<sup>th</sup> P.M., and which point is also the southwest corner of Auditor's Parcel No. "C", as recorded in Document No. 2006-06913 of the records of the Muscatine County Recorder, and northerly of the existing farm entrance into 1260 Birkett Avenue at a point which is established by State Plane Coordinates to be on the east line of said Section at N575,056.00, Muscatine County, IA. (0.75 miles)

**(7J)** All that portion of Bancroft Avenue, the centerline of which is the west line of the East 330 feet of Sections 6 and 7, T78N, R4W of the 5<sup>th</sup> P.M., which lies southerly of the southerly right of way line of U.S. Highway No. 6 and northerly of the northerly right of way line of 120<sup>th</sup> Street, Muscatine County, IA. (0.98 miles)

**(8J)** All that portion of 140<sup>th</sup> Street, along the southerly line of Section 23, T78N, R4W of the 5<sup>th</sup> P.M., which lies easterly of the easterly right of way line of Eliason Avenue and westerly of the westerly right of way line of Elder Avenue, Muscatine County, IA. (0.55 miles)

**(9J)** All that portion of Foster Avenue in the east  $\frac{1}{2}$  of Section 24, T78N, R4W of the 5<sup>th</sup> P.M., which lies north of the northerly right of way line of 140<sup>th</sup> Street and south of a point which is located at the southerly edge of the private driveway entrance at 1352 Foster Avenue, and which point is established by State Plane Coordinates to be on said Foster Avenue, centerline at N571,125.00, Muscatine County, IA. (0.46 miles)

**(10J)** All that portion of Foster Avenue, along the center of Section 25, T78N, R4W of the 5<sup>th</sup> P.M., which is bound on the north by the southerly right of way line of 140<sup>th</sup> Street, and the northerly line of the existing private driveway entrance at 1476 Foster

Avenue, and which point is established by State Plane Coordinates to be on said center of section line, at N564,377.00, Muscatine County, IA. (0.812 miles)

**(11J)** All that portion of Foster Avenue, in the South ½ of Section 36, T78N, R4W of the 5<sup>th</sup> P.M., which is bound on the south by the northerly right of way line of 160<sup>th</sup> Street Muscatine County, IA. (0.494 miles)

**(9K)** All that portion of 160<sup>th</sup> Street, along the south line of Section 34, T78N, R4W, of the 5<sup>th</sup> P.M., which is bound on the west by the east right of way line of Davis Avenue and on the east by the west right of way line of Douglas Avenue, Muscatine County, IA (1.0 miles)

### **Wilton Township**

Existing Road rights of way acquired by easement – no disposition necessary:

**(12J)** All that portion of Trail Avenue which was established as the west 50 feet of the Northwest Quarter of Section 34, T78N, R1W of the 5<sup>th</sup> P.M., which lies southerly of a point which is located at the southerly edge of the private driveway entrance at 1541 Trail Avenue, and which point is on the centerline of the former road right of way which is established by State Plane Coordinates to be at N563,228.00, Muscatine County, IA. (0.30 miles)

### **Cedar Township**

Existing Road rights of way acquired by easement – no disposition necessary:

**(13J)** All that portion of Eden Avenue, along the centerline of the west ½ of Section 35, T76N, R4W of the 5<sup>th</sup> P.M., which lies southerly of the southerly right of way line of 270<sup>th</sup> Street and northerly of the northerly right of way line of 277<sup>th</sup> Street, Muscatine County, IA. (0.77 miles)

### **Lake Township**

Existing Road rights of way acquired by easement – no disposition necessary:

**(14J)** All that portion of Jasper Avenue along the common line of Sections 33 and 34, and Sections 27 and 28, all being in T77N, R3W of the 5<sup>th</sup> P.M., which lies north of the northerly right of way line of 215<sup>th</sup> Street and southerly of a point which is located at the intersection of said common line with the southerly edge of the private driveway entrance at 2088 Jasper Avenue, and which point is established by State Plane Coordinates to be at N532,066.00, Muscatine County, IA. (0.49 miles)

**Moscow Township**

Existing Road rights of way acquired by easement – no disposition necessary:

**(7K)** All that portion of the former Moscow Road (X-54) along the center of section line of Section 28, T78N, R2W of the 5<sup>th</sup> P.M., lying northerly of the portion vacated by Resolution dated April 12, 1990, and lying south of a point which is established by State Plane Coordinates to be at N568,954.00, Muscatine County, IA. (0.06 miles)

Comments were received from the citizens in attendance as follows:

**(1J)** No one spoke for or against this proposed vacation.

**(2J)** Dean Cole, 1206 Grand Avenue, Muscatine, stated he is the adjacent property owner and is in support of the vacation, but would like to know the location of the boundary line. County Engineer Keith White stated the west ½ of Adams Street was already vacated a long time ago to Dean Cole and the Board is now vacating the east ½ of Adams Street.

**(1K) - (6K)** No one spoke for or against these proposed vacations.

**(8K)** No one spoke for or against this proposed vacation.

**(10K) – (14K)** No one spoke for or against these proposed vacations.

**(5J)** Larry Regennitter, 1255 Hwy 6, West Liberty, spoke for himself and for the owners, Donald and Debbie Wilson. Regennitter stated they do not want the road vacated. Donald Wilson stated he is strongly against closing the road.

Larry Streets, 2394 Baker Avenue, West Branch, stated he does not want the road vacated because he uses Birkett Avenue for his heavy machinery which keeps him off of Hwy 6.

Dave Schmidt, 1049 Birkett Avenue, West Liberty, stated if the road is closed, there will be no access to a large chunk of land for fire or emergency vehicles.

County Engineer Keith White stated there are no homesteads along the road that would need to be served by emergency vehicles.

**(6J)** No one spoke for or against the proposed vacation.

**(7J)** Don Feldman, 1412 Iron City Avenue, Atalissa, stated he objects to the proposed vacation because he farms 36 acres on the south end of Bancroft Avenue and he uses that road instead of Hwy 6 to run his equipment.

- Larry Streets, 2394 Baker Avenue, West Branch, stated it is 3 miles from the County line to the next road south of Hwy 6 which means everyone has to travel Hwy 6 if they cannot access Bancroft Avenue from the south and his understanding is the owner on the south is going to block the road with a fence. Streets stated when moving grain, it is best if they can come in on the north and exit on the south.
- Tom Brown, 1447 Hwy 6, West Liberty, stated he needs access to both ends of Bancroft Avenue as he owns and rents ground on the east side of Bancroft Avenue. Brown stated it is a heavily used dirt road that is in fairly good shape and he would like to see it remain open.
- (8J)** Adam Feldman, 1882 155<sup>th</sup> Street, Atalissa, stated he is not in favor of the proposed vacation because the bridge on 155<sup>th</sup> Street is embargoed, so the only way to get out is through 140<sup>th</sup> Street.
- (9J) (10J)** Tom Hillyer, 1440 Hwy 70, West Liberty, asked what it means when a road is vacated and where the liability goes. Hillyer asked if fences can be erected and only the farmers given access. County Engineer Keith White stated a level “c” road is gated with access to emergency vehicles.
- (9J)** Larry Regenitter, 1255 Hwy 6, West Liberty, stated he objects to the proposed vacation because the owners will gate the road and he has semis going in there which will not be able to turn around because of a ditch.
- (9K)** Randall Elder, 1650 Davis Avenue, West Liberty stated he is in support of the proposed vacation as it has become a dumping ground for trash. Elder asked if he could rename the road. Bonebrake stated if the road is vacated, he can name it whatever he wants.
- (11J) – (13J)** No one spoke for or against these proposed vacations.
- (14J)** Randall Eichelberger, 1978 215<sup>th</sup> Street, Muscatine, stated the bridge is out of service and he cannot use it, but he does have timber to get out of there and a pasture to maintain. Eichelberger stated Ryan Smith, current owner, will allow him access but a new owner may not. County Engineer Keith White stated the north line of the vacation could be moved back south to the bridge and left as a level “c” road. Eichelberger stated that would give him access to his pasture. White stated the bridge could either be torn down or sold, possibly to the landowner. White stated the County Attorney would have to determine the process for selling the bridge. White stated the Board may need to table this

vacation until the line is clarified and a determination is made on what to do with the bridge.

(7K) Richard Holmes, 2454 140<sup>th</sup> Street, Moscow, stated he is in favor of the proposed vacation.

On a motion by Bonebrake, second by Sauer, the public hearing was closed at 10:16 A.M. Roll call vote: Ayes: All.

On a motion by Sorensen, second by Howard, the Board approved Resolution #03-06-17-02 Approving Requests to Vacate and Close Sections of Unimproved Streets and Alleys in Unincorporated Areas of Muscatine County except 5J, 7J, 8J, 9J, 10J and 14J which were tabled by the Board for future consideration. Roll call vote: Ayes: All.

No utility permits were presented for approval.

County Engineer Keith White updated the Board on Secondary Road Projects. White stated Dean Beranek will be retiring around May 1<sup>st</sup> and he is beginning the process of hiring an engineering technician to replace him.

On a motion by Howard, second by Mather, minutes of the February 27, 2017 regular meeting were approved as written. Ayes: All.

Correspondence:

Administrative Services Director Nancy Schreiber informed the Board Veteran Affairs Commissioner George Alt passed away last week.  
Bonebrake reported a contact regarding the Old Barn.  
Howard reported a contact regarding an abused horse.

Committee Reports:

Bonebrake attended a Muscatine County Safety Committee meeting March 1<sup>st</sup>.  
Mather attended a Bi-State Drug and Alcohol Consortium meeting February 28<sup>th</sup>.  
Mather attended a Muscatine Health Association meeting March 1<sup>st</sup>.  
Howard attended a Milestones Area Agency on Aging meeting February 28<sup>th</sup>.  
Sorensen, Sauer and Mather attended the Muscatine County Conference Board meeting March 2<sup>nd</sup>.

Sorensen and Howard attended a Lower Cedar Watershed Organizational meeting March 3<sup>rd</sup>.  
Sorensen and Sauer attended a Farm Bureau meeting February 28<sup>th</sup>.

The meeting was adjourned at 10:39 A.M.

ATTEST:

---

Leslie A. Soule, County Auditor

---

Jeff Sorensen, Chairperson  
Board of Supervisors

Muscatine County Board of Supervisors  
Monday, March 13, 2017

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

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

On a motion by Howard, second by Sauer, claims dated March 13, 2017 were approved in the amount of \$464,380.43. Ayes: All.

Louisa County Emergency Management Director Staci Griffin updated the Board on Muscatine County damages from the March 6, 2017 tornado. Muscatine County Dispatcher Chris Jasper stated 6 homes were destroyed, 21 homes had major damage and 80 homes were impacted with minor damage. Administrative Services Director Nancy Schreiber stated County owned buildings and vehicles sustained approximately \$100,000 in damage. On a motion by Howard, second by Bonebrake, the Board affirmed the disaster declaration executed by the Board of Supervisor Chair on March 7, 2017. Ayes: All.

On a motion by Howard, second by Mather, the Board approved a contract for 2017, 2018 and 2019 with the U.S. Army Corps of Engineers for patrol services at the Mississippi River Project, Clark's Ferry and Shady Creek Recreation Areas. Ayes: All.

On a motion by Sauer, second by Bonebrake, the Board approved a contract, bond and certificate of insurance for a Cold Storage Building to be constructed at 3610 Park Avenue West from Greinier Buildings in the amount of \$254,000.00. Ayes: All.

On a motion by Bonebrake, second by Sauer, the Board approved an agreement with the Iowa DOT to utilize local county roads X43, G34 and X61 for incident management temporary detour routes due to construction on Hwy 61. Ayes: All.

On a motion by Mather, second by Howard, the following utility permit was approved: Eastern Iowa Light and Power – install electric lines on 220<sup>th</sup> Street east and west of Atwood Avenue. Ayes: All.

County Engineer Keith White updated the Board on Secondary Road Projects.

On a motion by Sauer, second by Mather, the Board approved a renewal application for a Class C Beer, Liquor, Sunday Sales Privilege and Outdoor Service Permit for West Liberty Golf and Country Club, 1248 Country Heights Lane, West Liberty, Iowa. Ayes: All.

On a motion by Howard, second by Sauer, minutes of the March 6, 2017 regular meeting were approved as written. Ayes: All.

Correspondence:

Howard, Mather, Bonebrake and Sorensen reported several contacts about the Old Barn. Bonebrake reported a contact regarding vacated County roads.

No committee reports were noted.

Mather, Sorensen and Sauer met with Friends of the Old Barn March 8<sup>th</sup>. Howard participated in a Norstar Focus Group Community Branding Session March 7<sup>th</sup>. Sorensen participated in a Greater Muscatine Chamber of Commerce Community Branding Session March 8<sup>th</sup>.

Planning and Zoning Administrator Eric Furnas updated the Board on the Water Main Project at the old DHS location.

Discussion was held regarding requests from Friends of the Old Barn for continued use of the Old Barn and cottage, adding usage of the metal outbuilding, possible transfer of ownership of these properties to Friends of the Old Barn and possible lease of adjacent ground. Chairperson Sorensen stated in the request there was an area blocked out that included the maintenance shed that General Services uses that Friends of the Old Barn would like to lease. Howard stated he would like the Board to decide what their plan is for that area before making these decisions. Sorensen stated the road is a concern to him due to the damage to the road that will be incurred with the demolition of the DHS building. Sorensen stated if that ground is turned over to Conservation, they may want the road removed and turned to grass. Sorensen stated he is not interested in transferring ownership of any ground to Friends of the Old Barn. Mather agreed there are a lot of loose ends that need to be resolved before making these decisions. Mather suggested holding off on any decisions until the demolition of the DHS building is complete. Sauer stated he is not in favor of any land transfer and he is unsure about transfer of ownership of the Old Barn. Sauer stated for any sizable event a single restroom in the cottage would be inadequate. Sauer stated parking would have to be addressed to insure parking for the Discovery Park shelter that is leased is not devoured by events at the Old Barn. Shelley Maharry, representative for Friends of the Old Barn, stated they have the resources available to restore simple connection of utilities to the cottage, but depending on the proposed use of the cottage, simple connection may not be the best solution. Conservation Director Curt Weiss stated his short term goal would be to close off the road with a long term goal of removing the road. Weiss

stated his plan would be to access that area from the park road system if they put any shelters out there. Howard stated he has no plan to tear down the Old Barn. Board consensus was ownership of the land will not be transferred to Friends of the Old Barn. Sorensen stated he is agreeable to transferring the building, if there is a way to do it legally. Maharry stated Friends of the Old Barn would like to own the buildings and have a long term lease on the use of the land. Board consensus was to wait to make decisions until the demolition of the DHS has progressed further, but the demolition of the cottage decision has to be made before the demolition of the DHS building is completed. Maharry asked if Friends of the Old Barn has satisfied the requirement to have a plan to restore the utilities to the cottage. Sorensen stated he feels they have a plan for restoring utilities, but the Board needs to get input from the Conservation Board to decide what the best step forward is for that property. Mather asked if the plans for utilities are still viable if the cottage is demolished. Maharry stated all of their plans have connected the utilities utilizing the cottage as the hub and then running the utilities off of that. Maharry stated porta potties would have to be brought in for larger events. Weiss stated if the Old Barn is utilized for events, Conservation would probably just keep that area as green space because you would not want two venues so close together with events going on at the same time. Bonebrake asked Weiss about taking over the Old Barn and using it like a shelter. Weiss stated he would have a tough time recommending to the Conservation that they take over the Old Barn due to the upkeep it would take, but he has no problem with Friends of the Old Barn having events at the Old Barn as long as the park is not negatively impacted. Bonebrake has a hard time seeing how a venue like the Old Barn is not going to impact the park or the residences around it because of traffic and noise. Maharry stated the outcome that has occurred is that the supporters want to fund the Old Barn, but there is uncertainty that their support will be utilized for the Old Barn if the Board decides not to keep it. Board consensus was to get more information from Conservation before putting this item back on the agenda.

On a motion by Mather, second by Bonebrake, the Board set a public hearing for Monday, April 3, 2017 at 9:00 A.M. on proposed amendments to the Muscatine County Zoning Ordinance to add Outdoor Shooting Ranges as a permitted special use in A-1 Agricultural District. Ayes: All.

On a motion by Howard, second by Sauer, the Board accepted a proposal from the Office of the Auditor of State for Muscatine County auditing services for FY16/17 (\$54,100), FY17/18 (\$55,350) and FY18/19 (\$56,600). Ayes: All.

The Board reviewed the health/dental fund balance as of February 28, 2017.

The meeting was adjourned at 10:40 A.M.

ATTEST:

---

Leslie A. Soule, County Auditor

---

Jeff Sorensen, Chairperson  
Board of Supervisors

Muscatine County Board of Supervisors  
Monday, March 20, 2017

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

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

Discussion was held with Jenna Wagner, Prevent Violence Coalition, regarding their request to place blue pinwheels and signs in the Muscatine Courthouse flower planters for April's Child Abuse Awareness Month. On a motion by Sauer, second by Bonebrake, the Board approved a request from Mississippi Valley Child Protection to place blue pinwheels and signs in the Muscatine Courthouse flower planters for April's Child Abuse Prevention Awareness Month. Ayes: All.

On a motion by Mather, second by Sauer, the Board approved a contract, bond and certificate of insurance for LFM-(61)—7X-70 for PCC Paving on Fruitland Road/G38 with the apparent low bidder Croell, Inc. in the amount of \$2,575,004.78. Ayes: All.

County Engineer Keith White updated the Board on Secondary Road projects. White stated it may be better for the County to consider hiring a graduating engineer instead of an engineering tech to replace Dean Beranek who is retiring as there has been no interest by anyone in the engineering tech position.

On a motion by Mather, second by Bonebrake, the Board approved Resolution #03-20-17-01 Approval of Combined Preliminary and Final Plat of Farvue Farm Subdivision. Roll call vote: Ayes: All.

On a motion by Bonebrake, second by Mather, the Board approved Resolution #03-20-17-02 Approval of Combined Preliminary and Final Re-Plat of Lots 25-29 of Elder Ridge Subdivision. Roll call vote: Ayes: All.

The Board reviewed a variance granted by the Muscatine County Board of Adjustment on Friday, March 3, 2017. Case #17-03-01 is an application filed by Douglas M. or Kari E. Green, Record Owners. This property is located in Pike Township, in the NE¼ of Sec. 23-T77N-R4W, 1911 Elder Avenue, containing approximately 4.98 acres, and is zoned A-1 Agricultural District. This request, if approved, would allow the Zoning Administrator to issue a Variance in order to remodel the existing detached outbuilding into a second dwelling for his brother's residence. Planning and Zoning Administrator Eric Furnas stated the Record Owners started remodeling the existing detached outbuilding into a residential structure without approval, building permits or inspections. The Board of Adjustment approved the Variance with stipulations that this residential structure can be lived in by Mr. Green's brother only; and that when he no longer resides in this structure that it be arranged so that it no longer meets the definition of a dwelling, such as, it cannot have both a sleeping and a dining/kitchen area; that it cannot have a separate

911 address; and it cannot become a rental unit. On a motion by Mather, second by Sauer, the Board accepted the variance. Ayes: All.

Information Services Director Bill Riley updated the Board on help desk tickets for January and February. Riley stated the new Administration Building phone system is being installed and employees trained this week with a go live date of next Tuesday, March 28<sup>th</sup>.

On a motion by Bonebrake, second by Sauer, minutes of the March 13, 2017 regular meeting were approved as written. Ayes: All.

No correspondence was noted.

#### Committee Reports:

Sorensen attended a West Liberty Economic Area Development meeting March 17<sup>th</sup>.

Sauer attended a Riverbend Transit meeting March 15<sup>th</sup>.

Sauer attended a Muscatine Board of Health meeting March 15<sup>th</sup>.

On a motion by Bonebrake, second by Sauer, the Board accepted a quote from Valley Construction in the amount of \$950.00 for removal of four fire hydrants in connection with the building demolition at 3210 Harmony Lane. Ayes: All.

On a motion by Sauer, second by Bonebrake, the Board accepted a quote from Valley Construction in the amount of \$4,150.00 for removal of the sewer lift station in connection with the building demolition at 3210 Harmony Lane. Ayes: All.

Discussion was held regarding utilities for the cottage. Sorensen read a statement from Supervisor Sauer clarifying Sauer's vision of the Board's position on the cottage. Sauer's statement said the cottage's current location, condition and limited use potential is inconsistent with future park plans, nor is it deemed an adequate restroom facility for the events proposed by the Friends of the Old Barn or park enthusiasts. Sauer's statement said he believes it is the intent of the Board of Supervisors to withdraw from the lease agreement for the cottage on or before December 31, 2017, but that he hopes that by mutual agreement, the Friends of the Old Barn and the Board can sever the lease agreement immediately. Sauer's statement proposed funding portable restroom facilities until a public restroom can be constructed to serve both the Old Barn and the park. Sorensen stated the Board has hired a professional to test the cottage for asbestos and mold and pending those results will decide whether to demolish the cottage or possibly allow Friends of the Old Barn to have the cottage relocated offsite. Shelley Maharry, representative for Friends of the Old Barn, stated their goal is to try to make this space the best it can be for the Muscatine County residents. Maharry stated there is potential for a Community Action and Tourism grant to assist with the funding of a restroom site. Sauer clarified if asbestos or mold is found at the cottage, then the County will demolish the cottage. Maharry stated there may be interest in placing a facility that has a food prep area for professional caterers as well as restrooms. Sauer expressed concern that a restroom structure that is ideal for the park may not be in the same location that is ideal for the Old Barn. Sauer stated events at the Old Barn would have a higher likelihood of catering and the best position for the food prep area may not be in the same location as the restroom. Sorensen stated the Board wants something developed that is well

used and an asset to the community. Mather stated he can see the value to the County of funding restrooms for the park, but does not necessarily see the value to the County of a food prep area and he would like to see how that would be beneficial to the County. Sauer stated parking is still going to be a huge issue. Conservation Director Curt Weiss stated his presentation to the Conservation Board will include two new shelters and a playground utilizing existing parking. Mather stated it makes sense for the Conservation Board to develop a plan for the Conservation Board's best use and then see how everything else fits in. Sorensen stated time is of the essence with the cottage which he does not believe has a long term use. Bonebrake stated it appears to him that the cottage will either be torn down or the Friends of the Old Barn would be allowed to have the building moved off the property. Administrative Services Director Nancy Schreiber stated the Board is giving notice that the County will not renew the lease on the cottage on January 1, 2018 and would like to terminate the lease early. Board consensus was that if the inspections come back negative, they will allow Friends of the Old Barn 90 days to move the cottage. John Haskins stated he will pay for the cost of turning the area into green space after moving the cottage. Sauer stated while he appreciates Haskins willingness to fund returning the area to green space, he would object to that offer because he feels it is not fair to Mr. Haskins to bear that burden.

The meeting was adjourned at 10:19 A.M.

ATTEST:

---

Leslie A. Soule, County Auditor

---

Jeff Sorensen, Chairperson  
Board of Supervisors