

IOWA PUBLIC INFORMATION BOARD

MEMBERS

Joan Corbin, Pella (Government Representative, 2020-2024)
E. J. Giovannetti, Urbandale (Government Representative, 2018-2022)
Barry Lindahl, Dubuque (Government Representative, 2020-2024)
Keith Luchtel, Clive (Media Representative, 2018-2022)
Monica McHugh, Zwingle (Public Representative, 2018-2022)
Frederick (Rick) Morain, Jefferson (Media Representative, 2018-2022)
Julie Pottorff, Des Moines (Public Representative, 2020-2024)
Suzan Stewart, Sioux City (Public Representative, 2018-2022)
Stan Thompson, Clive (Public Representative, 2020-2024)

STAFF

Margaret Johnson, Executive Director
Brett Toresdahl, Deputy Director
Zach Goodrich, Legal Counsel

Meeting Access

**Wallace Building has restricted access. Please use east entrance of building off E. 9th Street.
Once inside the atrium, proceed to the frosted glass sliding doors.
Use the lobby phone to dial the number provided on the door sign.
A person will meet you at the door to escort you to the meeting on 3rd floor.**

IF You Can't Attend In Person, Please Connect To The Meeting With The Following:

Dial-in number: 866-685-1580 Conference Code: 2841441953

Agenda

June 17, 2021 1:00 p.m.
Wallace Building
502 East 9th Street, Des Moines
3rd Floor E/W Conference Room

1:00 PM – IPIB Meeting

- I. Approval of agenda*
- II. Approval of the May 20, 2021 minutes *
- III. Public Forum (5 minute limit per speaker)
- IV. Comments from the board chair. (Pottorff)
- V. Advisory Opinion
None

- VI. Cases involving Board Deliberation/Action. (Johnson)
1. Belin, Laura (20FC:0095 – Chapter 22 – University of Iowa 9/17/20) * Probable Cause Report
Possible Closed Session pursuant to Iowa Code chapter 21.5 (1)(a): *To review or discuss records which are required or authorized by state or federal law to be kept confidential or to be kept confidential as a condition for that governmental body's possession or continued receipt of federal funds.*
 2. Bergren, Kay (21FC:0003 – Chapter 22 – City of Otho 1/7/21) * Final Report
 3. Kuhn, Mark (20FC:0128 – Chapter 21 – Floyd County Board of Supervisors 12/17/20) * Final Report
 4. Stewart, Margie (21FC:0038 – Chapter 22 – City of Cincinnati 5/12/21) * Dismiss
 5. Sullivan, Cristie (21FC:0034 – Chapter 22 – City of Van Meter 4/25/21) * Dismiss
 6. Shaw, Kelly (21FC:0040 – Chapter 21 – Indianola City Council 5/18/21)*; Armstrong, Steve (21FC:0041 – Chapter 21 – Indianola City Council 5/19/21)*; Erickson, Stephanie (21FC:0042 – Chapter 21 – Indianola City Council 5/19/21) * Consolidate & Dismiss
 7. Swearingin, Kim (21FC:0009 – Chapter 21 – Wayne Co. Board of Supervisors 2/14/21) * Final Report
 8. Uker, Ben (21FC:0044 – Chapter 22 – Iowa State Patrol 5/24/21) * Dismiss
 9. Vaughn, Deb (21FC:0027 – Chapter 21 – Springville City Council 3/29/21) * Dismiss
 10. Watson, Steven (21FC:0011 – Chapter 21 – Indiana Township Bd. Of Trustees 2/22/21) * Final Report
- VII. Matters Withdrawn, No Action Necessary. (Johnson)
1. Chorneau, Tom (21FC:0039 – Chapter 22 – Iowa Department of Public Safety 3/16/21) * Withdrawn
- VIII. Pending Complaints. Informational Only (Johnson)
1. Anonymous (21FC:0030 – Both Chapters – Linden City Council 4/6/21) Pending
 2. Belin, Laura (21FC:0037 – Chapter 22 – Iowa Dept. of Public Health 5/4/21) Intake
 3. Bergren, Kay (21FC:0046 – Both Chapters – City of Otho 6/10/21) Intake
 4. Bruns, Rachel (21FC:0016 – Chapter 22 – Iowa Department of Public Health 3/5/21) Pending
 5. Feddersen, Karen (21FC:0043 – Chapter 22 – City of Atalissa 5/23/21) Intake
 6. Hoyt, Mallory (21FC:0045 – Both Chapters – Davenport Civil Rights Commission 6/4/21) Intake
 7. Kauffman, Clark (21FC:0017 – Chapter 22 – Iowa Department of Public Health 3/5/21) Pending
 8. Williams, Todd (21FC:0036 – Chapter 21 - City of Silver City 4/29/21) Pending
- IX. Committee Reports
1. Communications – (Toresdahl)
 2. Legislative – (Johnson)
 3. Rules – (Goodrich) * Waiver rule
- X. Office status report.
1. Contacts and activity * (Johnson)
 2. Financial/Budget Update (FY21) * (Toresdahl)
 3. Update on District Court cases (Johnson)
 1. Klein
 2. Ripperger

4. Presentations/Trainings (Johnson) -

5. COVID-19 update (Johnson/Toresdahl)

6. Board manuals

XI. Next IPIB Board Meeting will be held in the Wallace Building, 3rd Floor, E/W Conference Room (or electronic) July 15, 2021 at 1:00 p.m.

XII. Adjourn

*** Attachments**

IOWA PUBLIC INFORMATION BOARD

June 17, 2021

Unapproved Minutes

The Board met on June 17, 2021 for its monthly meeting at 1:00 p.m. in the 3rd floor E/W Conference Room in the Wallace Building with the following members present: E. J. Giovannetti, Urbandale; Barry Lindahl, Dubuque; Keith Luchtel, Clive; Monica McHugh, Zwingle; Rick Morain, Jefferson; Julie Pottorff, Des Moines; Suzan Stewart, Sioux City; and Stan Thompson, Clive. Absent: Joan Corbin, Pella. Also present were IPIB Executive Director Margaret Johnson; IPIB Deputy Director Brett Toresdahl; IPIB Legal Counsel Zach Goodrich. A quorum was declared present.

Others identified present or by phone: Laura Belin, Douglas Fulton, Ian Arp, Nicole Cox, Kelly Shaw, and Kay Bergren.

On a **motion** by McHugh, **second** by Lindahl the agenda was unanimously adopted.

On a **motion** by Morain, **second** by Giovannetti, to approve the May 20, 2021 minutes. Unanimously adopted.

Public Forum

No comments

Items Discussed

- 1) Board Chair – Being in-person for the first time in 16 months, she had all introduce themselves. Reminded Board that in July officers will be elected.
- 2) Advisory Opinions - None
- 3) The board was briefed on cases and took action as indicated:
 1. Belin, Laura (20FC:0095 – Chapter 22 – University of Iowa 9/17/20). Laura Belin and Ian Arp spoke on this matter. A motion by Lindahl and second by Giovannetti to dismiss the matter for lack of probable cause to believe a violation has occurred. Roll call vote, approved 6-1, with Giovannetti, Lindahl, Luchtel, McHugh, Pottorff, and Stewart voting yea; Morain voting nay; and Thompson abstaining.
 2. Bergren, Kay (21FC:0003 – Chapter 22 – City of Otho 1/7/21). Kay Bergren spoke on the matter. A motion by Giovannetti and second by Luchtel to approve the informal resolution final report and dismiss the complaint. Unanimously approved, 8-0.
 3. Kuhn, Mark (20FC:0128 – Chapter 21 – Floyd County Board of Supervisors 12/17/20). A motion by Luchtel and second by McHugh to approve the informal resolution final report and dismiss the complaint. Unanimously approved, 8-0.

4. Stewart, Margie (21FC:0038 – Chapter 22 – City of Cincinnati 5/12/21). A motion by McHugh and second by Thompson to approve the dismissal order. Unanimously approved, 8-0.
 5. Sullivan, Cristie (21FC:0034 – Chapter 22 – City of Van Meter 4/25/21). A motion by Giovannetti and second by Stewart to approve the dismissal order. Unanimously approved, 8-0.
 6. Shaw, Kelly (21FC:0040 – Chapter 21 – Indianola City Council 5/18/21); Armstrong, Steve (21FC:0041 – Chapter 21 – Indianola City Council 5/19/21); Erickson, Stephanie (21FC:0042 – Chapter 21 – Indianola City Council 5/19/21). Douglas Fulton spoke on the matter. A motion by Stewart and second by Luchtel to consolidate and approve the dismissal order. Unanimously approved, 8-0.
 7. Swearingin, Kim (21FC:0009 – Chapter 21 – Wayne Co. Board of Supervisors 2/14/21). A motion by Thompson and second by Lindahl to approve the informal resolution final report and dismiss the complaint. Unanimously approved, 8-0.
 8. Uker, Ben (21FC:0044 – Chapter 22 – Iowa State Patrol 5/24/21). A motion by McHugh and second by Stewart to continue this complaint until the next meeting at the request of legal counsel for Ben Uker. Unanimously approved, 8-0.
 9. Vaughn, Deb (21FC:0027 – Chapter 21 – Springville City Council 3/29/21). A motion by Giovannetti and second by Morain to approve the dismissal order. Unanimously approved, 8-0.
 10. Watson, Steven (21FC:0011 – Chapter 21 – Indiana Township Bd. of Trustees 2/22/21). A motion by McHugh and second by Luchtel to approve the informal resolution final report and dismiss the complaint. Unanimously approved, 8-0.
- 4) Matters Withdrawn. No Action -
1. Chorneau, Tom (21FC:0039 – Chapter 22 – Iowa Department of Public Safety 3/16/21). Withdrawn
- 5) Pending complaints that required no board action. Informational
1. Anonymous (21FC:0030 – Both Chapters – Linden City Council 4/6/21) Pending
 2. Belin, Laura (21FC:0037 – Chapter 22 – Iowa Dept. of Public Health 5/4/21) Intake
 3. Bergren, Kay (21FC:0046 – Both Chapters – City of Otho 6/10/21) Intake
 4. Bruns, Rachel (21FC:0016 – Chapter 22 – Iowa Department of Public Health 3/5/21) Pending
 5. Feddersen, Karen (21FC:0043 – Chapter 22 – City of Atalissa 5/23/21) Intake
 6. Hoyt, Mallory (21FC:0045 – Both Chapters – Davenport Civil Rights Commission 6/4/21) Intake
 7. Kauffman, Clark (21FC:0017 – Chapter 22 – Iowa Department of Public Health 3/5/21) Pending
 8. Loftus, Brenda (21FC:0047 – Chapter 21 – Harrison County Board of Supervisors 6/14/21) Intake
 9. Williams, Todd (21FC:0036 – Chapter 21 - City of Silver City 4/29/21) Pending
- 6) Committee Reports
1. Communications – No report

2. Legislative – Committee to meet later this summer to begin work on legislation for next session.
3. Rules – The next meeting will be held in July. A motion by Stewart and a second by McHugh to amend Iowa Administrative Code 497, Chapter 9, “Waivers or Variances from Administrative Rules”. Unanimously approved, 8-0.

7) Updates for the board.

- a. Johnson provided an overview of the May website use and YTD case totals.
- b. Toresdahl shared the FY21 financials and budget preparation for FY22.
- c. Johnson provided an update on the District Court Cases.
 - Klein – Supreme Court is retaining.
 - Ripperger – Supreme Court is retaining.
- d. Future presentations/trainings - None scheduled at this time.
- e. COVID-19 impact on IPIB – Discussed future in-person Board meetings and building status.
- f. Board Manual – Replacement sections of manuals will be distributed at the July meeting.

The next IPIB meeting will be in the Wallace Building, **3rd floor E/W Conference Room**, July 15, 2021, at 1:00 p.m.

At 3:04 p.m. the meeting adjourned on a motion by Stewart and a second by McHugh. Unanimously approved.

Respectfully submitted
Brett Toresdahl, Deputy Director

IPIB, Chair
Approved