

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.
Turn right down the hallway from the doors.
Meeting room is on your right**

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

October 21, 2021 1:00 p.m.

Wallace Building

502 East 9th Street, Des Moines

2nd Floor N/S Conference Room

1:00 PM – IPIB Meeting

- I. Approval of agenda*
- II. Approval of the September 16, 2021 minutes *
- III. Public Forum (5 minute limit per speaker)
- IV. Comments from the board chair. (Pottorff)
- V. Advisory Opinion – Deliberation/Action. (Johnson)
 1. Brick, Matt (21AO:0004 – Chapter 22 – 7/30/21) *
 2. Jacobi, Elizabeth (21AO:0007 – Chapter 21 – 8/23/21) *
 3. Brick, Matt (21FC:0008 – Chapter 22 – 8/29/21) Pending

- VI. Cases involving Board Deliberation/Action. (Johnson)
1. Anonymous (21FC:0030 – Both Chapters – Linden City Council 4/6/21) * Report
 2. Anonymous (21FC:0085 – Chapter 21 – Marshall Co. Board of Supervisors 4/13/21) * Dismiss
 3. Ault, Harold (21FC:0066 – Chapter 22 – Iowa State Fair 7/29/21) * Dismiss
 4. Byars, William (21FC:0081 – Chapter 21 – Adair City Council 8/22/21) * Accept
 5. Graham, Steve/Sue (21FC:0083 – Both Chapters - City of College Springs 8/31/21) * Dismiss
 6. Hoffman, Wren (21FC:0048 – Chapter 21 – City of Steamboat Rock 6/18/21) * Report
 7. Miller, Vanessa (21FC:0068 – Chapter 22 – University of Iowa 8/2/21) * Accept
 8. Pals, Aaron (21FC:0089 – Chapter 21 – Manly City Council 9/15/21) * Dismiss
 9. Robinson, Larry (21FC: 0074 – Chapter 22 – City of Marathon 8/10/21) * Dismiss
 10. Walk, Stan (21FC:0061- Both Chapters – Mitchell County Economic Development Commission 7/8/21) * Dismiss
 11. Wilkerson, Rebecca (21FC:0098 – Chapter 22 – Harrison County Auditor 10/8/21) * Dismiss
 12. Williams, Todd (21FC:0036 – Chapter 21 - City of Silver City 4/29/21) * Final Report
 13. Winebrenner, Pamela (21FC:0086 – Chapter 21 – Grand Junction City Council 9/14/21) * Accept
- VII. Matters Withdrawn, No Action Necessary. (Johnson)
1. Cleveland, Ronald (21FC:0093 – Chapter 22 – City of Council Bluffs 9/23/21) * Withdraw
 2. Foerster, Bradley (21FC:0095 – Chapter 22 – University of Iowa 9/27/21) * Withdraw
 3. Knapp, Christine (21FC:0096 – Chapter 22 – Mt. Pleasant Police Dept. 10/3/21) * Withdraw
- VIII. Pending Complaints. Informational Only (Johnson)
1. Ehls, Thomas (21FC:0097 – Chapter 21 – Amana Colonies Land Use District 10/7/21) Intake
 2. Feddersen, Karen (21FC:0043 – Chapter 22 – City of Atalissa 5/23/21) Pending
 3. Fichter, Clinton (21FC:0094 – Chapter 22 – City of Avoca 9/24/21) Intake
 4. Hoyt, Mallory (21FC:0045 – Both Chapters – Davenport Civil Rights Commission 6/4/21) Pending
 5. Kauffman, Clark (21FC:0064 – Chapter 22 – Iowa Workforce Development 7/13/21) Pending
 6. Keirnes, Nathan (21FC:0087 – Chapter 22 – City of LeClaire 9/14/21) Intake
 7. McDowell, Tad (21FC:0059 – Chapter 22 – Mills County Assessor 6/30/21) Pending
 8. Piper, Joni (21FC:0092 – Chapter 22 – City of Carter Lake 9/17/21); and, Zagozda, Robert (21FC:0090 – Both Chapters – City of Carter Lake 9/16/21); and, Zagozda, Robert (21FC:0091 – Chapter 22 – City of Carter Lake 9/16/21) Consolidate/Intake
 9. Polley, Chris (21FC:0084 – Chapter 22 – City of Denison 9/4/21) Intake
 10. Thompson, Larry (21FC:0100 – Both chapters – Jesup City Council 10/16/21) Intake
 11. Williams, Todd (21FC:0088 – Chapter 22 – Silver City City Council 9/15/21) Intake
 12. Williams, Todd (21FC:0099 – Chapter 21 – City of Silver City 10/15/21) Intake
- IX. Committee Reports
1. Communications – (Toresdahl)
 2. Legislative – (Johnson)
 3. Rules – (Goodrich)
- X. Office status report.
1. Contacts and activity * (Johnson)
 2. Financial/Budget Update (FY22 & FY23) * (Toresdahl)
 3. Update on District Court cases (Goodrich)
 1. Klein – October 20, 2021
 2. Ripperger – November 16, 2021
 4. Presentations/Trainings (Johnson) – Junior League of Des Moines, October 4, 2021.

XI. Next IPIB Board Meeting will be held in the Wallace Building, 3rd Floor, E/W Conference Room
November 18, 2021 at 1:00 p.m.

XII. Adjourn

*** Attachments**

Meeting & Electronic Participation Guidelines:

1. Each agenda item will be called in order.
2. Public Forum – Comments are limited to five minutes per speaker.
3. IPIB staff will introduce the agenda item.
4. Parties to the agenda item will be asked for comment -- complainant, then respondent.
5. Chair will ask IPIB members for comment -- called upon alphabetically if meeting is electronic.
6. Chair will request a motion and second.
7. There will be a voice or roll call vote on each motion.
8. We request that speakers other than IPIB members identify themselves before speaking. Only speak when the chair acknowledges you.
9. Place phones on mute when not speaking during the meeting. Do not place your phone on hold as background music will then play over the conference call.
10. Speak directly into your phone (please no speaker phones).

IOWA PUBLIC INFORMATION BOARD
October 21, 2021
Unapproved Minutes

The Board met on October 21, 2021 for its monthly meeting at 1:00 p.m. in the 2nd floor N/S Conference Room in the Wallace Building with the following members present: Joan Corbin, Pella (phone); E. J. Giovannetti, Urbandale; Barry Lindahl, Dubuque (phone); Keith Luchtel, Clive; Monica McHugh, Zwingle; Rick Morain, Jefferson; Julie Pottorff, Des Moines; Suzan Stewart, Sioux City (phone); Stan Thompson, Clive. Also present were IPIB Executive Director Margaret Johnson; IPIB Deputy Director Brett Toresdahl; IPIB Legal Counsel Zach Goodrich; IPIB Intern Logan Tucker. A quorum was declared present.

Others identified present or by phone: Randy Evans, Bill Olney, Pam Winebrenner, Nathan Levin, Paula Owens, Eric Dirth, Vanessa Miller, Larry Robinson, Neven Conrad, Sheri Penney, Mark Jensen, Tracy Church, Maria Wagenhofer, and Clint Fichter.

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

On a **motion** by Luchtel, **second** by Giovannetti, to approve the September 16, 2021 minutes. Unanimously adopted.

Public Forum

Comments – Bill Olney regarding 21FC:0074

Items Discussed

1) **Board Chair** – Meeting decorum addressed

2) **Advisory Opinions** –

1. Brick, Matt (21AO:0004 – Chapter 22 – 7/30/21). A motion by Giovannetti and second by Luchtel to adopt the advisory opinion. Unanimously approved, 9-0.
2. Jacobi, Elizabeth (21AO:0007 – Chapter 21 – 8/23/21). A motion by Lindahl and second by Thompson to adopt the advisory opinion. Unanimously approved, 9-0.
3. Brick, Matt (21FC:0008 – Chapter 22 – 8/29/21) Pending – no action

3) **The board was briefed on cases and took action as indicated:**

1. Anonymous (21FC:0030 – Both Chapters – Linden City Council 4/6/21). A motion by McHugh and second by Morain to accept the final report and dismiss the matter. Unanimously approved 8-0-1 with Giovannetti abstaining.
2. Anonymous (21FC:0085 – Chapter 21 – Marshall Co. Board of Supervisors 4/13/21). A motion by McHugh and second by Luchtel to approve the dismissal order. Unanimously approved, 9-0.
3. Ault, Harold (21FC:0066 – Chapter 22 – Iowa State Fair 7/29/21). Eric Dirth spoke on the matter. A motion by McHugh and second by Thompson to approve the dismissal order. Unanimously approved, 9-0.

4. Byars, William (21FC:0081 – Chapter 21 – Adair City Council 8/22/21). Clint Fichter spoke on the matter. A motion by Thompson and second by Giovanetti to approve the acceptance order. Approved, 7-2, with Lindahl and Stewart opposed.
5. Graham, Steve/Sue (21FC:0083 – Both Chapters - City of College Springs 8/31/21). Paula Owens spoke on the matter. A motion by Luchtel and second by McHugh to approve the dismissal order. Unanimously approved, 9-0.
6. Hoffman, Wren (21FC:0048 – Chapter 21 – City of Steamboat Rock 6/18/21). A motion by McHugh and second by Morain to accept the informal resolution report and set the matter for review. Unanimously approved 9-0.
7. Miller, Vanessa (21FC:0068 – Chapter 22 – University of Iowa 8/2/21). Vanessa Miller and Nathan Levin spoke on the matter. A motion by Giovannetti and second by McHugh to approve the acceptance order. Approved, 6-2-1, with Lindahl and Stewart opposed and Thompson abstaining.
8. Pals, Aaron (21FC:0089 – Chapter 21 – Manly City Council 9/15/21). A motion by Luchtel and second by Morain to approve the dismissal order. Unanimously approved, 9-0.
9. Robinson, Larry (21FC: 0074 – Chapter 22 – City of Marathon 8/10/21). Larry Robinson and Neven Conrad spoke on the matter. A motion by Luchtel and second by McHugh to approve the dismissal order. Unanimously approved, 9-0.
10. Walk, Stan (21FC:0061- Both Chapters – Mitchell County Economic Development Commission 7/8/21). Mark Walk spoke on the matter. A motion by Giovannetti and second by Luchtel to approve the dismissal order. Unanimously approved, 9-0.
11. Wilkerson, Rebecca (21FC:0098 – Chapter 22 – Harrison County Auditor 10/8/21). A motion by McHugh and second by Thompson to approve the dismissal order. Unanimously approved, 9-0.
12. Williams, Todd (21FC:0036 – Chapter 21 - City of Silver City 4/29/21). A motion by Morain and second by McHugh to accept the final report and dismiss the matter. Unanimously approved 9-0.
13. Winebrenner, Pamela (21FC:0086 – Chapter 21 – Grand Junction City Council 9/14/21). Pam Winebrenner spoke on the matter. A motion by Luchtel and second by Giovanetti to approve the acceptance order. Unanimously approved, 9-0.

4) Matters Withdrawn. No Action -

1. Cleveland, Ronald (21FC:0093 – Chapter 22 – City of Council Bluffs 9/23/21)
Withdraw
2. Foerster, Bradley (21FC:0095 – Chapter 22 – University of Iowa 9/27/21)
Withdraw
3. Knapp, Christine (21FC:0096 – Chapter 22 – Mt. Pleasant Police Dept. 10/3/21)
Withdraw

5) Pending complaints that required no board action. Informational

1. Ehls, Thomas (21FC:0097 – Chapter 21 – Amana Colonies Land Use District 10/7/21) Intake
2. Feddersen, Karen (21FC:0043 – Chapter 22 – City of Atalissa 5/23/21) Pending
3. Fichter, Clinton (21FC:0094 – Chapter 22 – City of Avoca 9/24/21) Intake

4. Hoyt, Mallory (21FC:0045 – Both Chapters – Davenport Civil Rights Commission 6/4/21) Pending
5. Kauffman, Clark (21FC:0064 – Chapter 22 – Iowa Workforce Development 7/13/21) Pending
6. Keirnes, Nathan (21FC:0087 – Chapter 22 – City of LeClaire 9/14/21) Intake
7. McDowell, Tad (21FC:0059 – Chapter 22 – Mills County Assessor 6/30/21) Pending
8. McGhghy, Stephan (21FC:0101 – Both Chapters – Keokuk Comm. School Dist. 10/19/21) Intake
9. Piper, Joni (21FC:0092 – Chapter 22 – City of Carter Lake 9/17/21); and, Zagozda, Robert (21FC:0090 – Both Chapters – City of Carter Lake 9/16/21); and, Zagozda, Robert (21FC:0091 – Chapter 22 – City of Carter Lake 9/16/21) Consolidate/Intake
10. Polley, Chris (21FC:0084 – Chapter 22 – City of Denison 9/4/21) Intake
11. Thompson, Larry 921FC:0100 – Both chapters – Jesup City Council 10/16/21) Intake
12. Williams, Todd (21FC:0088 – Chapter 22 – Silver City City Council 9/15/21) Intake
13. Williams, Todd (21FC:0099 – Chapter 21 – City of Silver City 10/15/21) Intake

6) Committee Reports

1. Communications – No report
2. Legislative – No report
3. Rules – No report

7) Updates for the board.

- a. Johnson provided an overview of the September website use and YTD case totals.
- b. Toresdahl shared the FY22 financials and budget Request for FY23.
- c. Goodrich provided an update on the Supreme Court Cases.
Klein – Oral argument were held on October 20, 2021
Ripperger – Set for November 16, 2021
- d. Presentations/trainings – Junior League of Des Moines, October 4, 2021.

The next IPIB meeting will be in the Wallace Building, **3rd Floor, E/W Conference Room**, November 18, 2021, at 1:00 p.m.

At 3:45 p.m. the meeting adjourned on a motion by McHugh and a second by Stewart. Unanimously approved.

Respectfully submitted
Brett Toresdahl, Deputy Director

IPIB, Chair
Approved