

IOWA PUBLIC INFORMATION BOARD

August 18, 2022

Unapproved Minutes

The Board met on August 18, 2022 for its monthly meeting at 1:02 p.m. in person and by conference call in the 3rd floor E/W Conference Room in the Wallace Building with the following members participating: Daniel Breitbarth, Des Moines; Joan Corbin, Pella (phone); Barry Lindahl, Dubuque; Joel McCrea, Pleasant Hill; Monica McHugh, Zwingle (phone); Julie Pottorff, Des Moines. Absent: E. J. Giovannetti, Urbandale; Jackie Schmillen, Urbandale. Also present were IPIB Executive Director Margaret Johnson, and IPIB Deputy Director Brett Toresdahl. A quorum was declared present.

Others identified present or by phone: Susan Patterson-Plank, Randy Evans, Rick Morain, Matt Brick, Tim Beck, Allyson Dirkson, Paul Reed, Mike Petersen, Valerie Close, Laura Belin, Diane Sly, Mikkie Schiltz, Tina Halverson, Amy Beattie, and Doug Herman.

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

On a **motion** by Breitbarth, **second** by Lindahl, to approve the July 21, 2022 minutes. Unanimously adopted.

Public Forum

none

Items Discussed

1) **Board Chair** – Pottorff offered brief remarks. She announced that Margaret Johnson has notified the Board that she plans to retire from the IPIB on March 30, 2023.

2) **Advisory Opinions** –

1. IPIB – 22AO:0004 – Timeliness of record release – Chapter 22. A motion by Lindahl and second by McCrea to approve the advisory opinion. Unanimously approved, 6-0.

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

1. Beck, Tim (22FC:0036 – Both Chapters – Pleasant Valley School District 5/5/22). Tim Beck and Mikkie Schiltz spoke on the matter. A motion by Lindahl and second by Breitbarth to approve the motion to continue the matter. Unanimously approved, 6-0.
2. Bode, Ken (22FC:0063 – Chapter 22 – Woodbury Co. Sheriff Office 6/29/22). A motion by Lindahl and second by Breitbarth to approve the dismissal order. Unanimously approved, 6-0.
3. Close, Valerie (22FC:0064 – Chapter 22 – Vinton Public Library 7/4/22). Doug Herman spoke on the matter. A motion by Breitbarth and second by Lindahl to approve the dismissal order. Unanimously approved, 6-0.

4. Dingbaum, Heather (22FC:0039 – Chapter 22 – Central DeWitt Comm. School 5/11/22). A motion by Breitbarth and second by Lindahl to approve the dismissal order. Unanimously approved, 6-0.
5. Evans, Randy (22FC:0062 – Chapter 22 – Carlisle Community School District 6/26/22). Randy Evans spoke on the matter. A motion by Lindahl and second by Breitbarth to approve the dismissal order. Approved 5-1 with Breitbarth, Corbin, Lindahl, McHugh, and Pottorff voting yea; and McCrea voting nay.
6. Johnson, Jarod (22FC:0040 – Chapter 22 – City of Muscatine 5/13/22). Matt Brick spoke on the matter. A motion by Breitbarth and second by McCrea to approve the dismissal order. Unanimously approved, 6-0.
7. Radtke, Mari (22FC:0050 – Chapter 22 – City of Paullina 5/26/22). Tina Halverson spoke on the matter. A motion by McCrea and second by Lindahl to approve the acceptance order. Unanimously approved, 6-0.
8. Reed, Paul (22FC:0068 – Chapter 22 – City of West Liberty 7/12/22). Paul Reed spoke on the matter. A motion by Breitbarth and second by Lindahl to approve the dismissal order. Unanimously approved, 6-0.
9. Ryan, Nicholas (22FC:0065 – Chapter 21 – South Central Regional Airport Agency 7/6/22). Amy Beattie spoke on the matter. A motion by Breitbarth and second by McCrea to approve the dismissal order. Unanimously approved, 5-0 with Corbin abstaining.
10. Sly, Diana (22FC:0053 – Chapter 21 – Lorimor City Council 6/1/22). A motion by Lindahl and second by Breitbarth to approve the informal resolution and set the matter for review. Unanimously approved, 6-0.

4) Matters Withdrawn. No Action -

1. Negrete, Dan (22FC:0072 – Chapter 22 – City of Pleasant Hill 7/28/22)
Withdrawn
2. Porter, Robert (22FC:0056 – Chapter 22 – Ankeny Comm. School District 6/2/22)
Withdrawn

5) Pending complaints that required no board action. Informational

1. Castro, Paul (22FC:0073 – Chapter 21 – Bettendorf Community School Board 8/2/22) Intake
2. Drish, Tom (22FC:0049 – Chapter 21 – Jefferson County Supervisors 5/26/22)
Pending
3. Frank, Leigh (22FC:0075 – Chapter 22 – City of Danbury 8/7/22) Intake
4. Gomes, Analicia (22FC:0058 – Chapter 21 – Bettendorf Comm. School Board 6/2/22) Intake
5. Huffman, David (22FC:0047 – Both Chapters – Batavia City Council 5/25/22)
Pending
6. Johnson, Kevin (22FC:0060 – Chapter 22 – City of Hamburg 6/6/22) Pending
7. Kauffman, Clark (17FC:0029 – Chapter 22 – Polk County Assessor 4/6/17)
Pending
8. Klein, Adam (15FC:0034-Chapter 22 - DCI / Burlington Police Dept. 5/15/15)
Pending

9. Merritt, Michael (22FC:0070 – Chapter 22 – City of Marshalltown 7/20/22) Intake
10. Merritt, Michael (22FC:0071 – Chapter 22 – City of Newton 7/20/22) Intake
11. Merritt, Michael (22FC:0074 – Chapter 22 – Iowa State University Police Dept. 8/4/22) Intake
12. Miller, Vanessa (22FC:0066 – Chapter 22 – University of Iowa 7/7/22) Intake
13. Peasley, Courtney (22FC:0033 – Both Chapters – City of Derby 4/25/22) Pending
14. Radtke, Mari (22FC:0069 – Chapter 22 – City of Paullina 7/21/22) Intake
15. Van Scyoc, Ida (22FC:0067 – Chapter 21 – Fremont Co. Board of Supervisors 7/12/22) Intake

6) Committee Reports

1. Communications – No report
2. Legislative – The committee has met and is planning to bring proposals to the September meeting.
3. Rules –
The proposed rule on timeliness was not well received by interested parties. A motion by Lindahl and second by Breitbarth to not proceed with further action on this proposed rule. Unanimously approved, 6-0.
A motion by Breitbarth and second by McCrea to proceed with a notice of intended action on the proposal to amend Chapter 2, “Complaint Investigation and Resolution Procedures” and Chapter 4, “Contested Cases.” Unanimously approved, 6-0.

7) Updates for the board.

- a. Johnson provided an overview of the July website use and YTD case totals.
- b. Toresdahl shared the FY22 financials and FY23 appropriations update.
- c. Johnson shared past presentations – none

The next IPIB meeting will be in the Wallace Building, **3rd Floor, E/W Conference Room**, September 15, 2022, at 1:00 p.m.

At 2:49 p.m. the meeting adjourned on a motion by Lindahl and a second by Breitbarth. Unanimously approved.

Respectfully submitted
Brett Toresdahl, Deputy Director

IPIB, Chair
Approved